

Office of Thrift Supervision

TB 48-8 was rescinded 12/31/92 by TB 48-10. Click [HERE](#) to link to TB 48-10.

Handbook: Application Processing
Subject: Application Fee Schedule

Section: 071
TB 48-8

May 30, 1992

Guidelines for Implementation of 12 CFR Parts 502, 563b, 563d, and 563e Pertaining to Assessment

RESCINDED

Summary: On April 20, 1992, the Office of Thrift Supervision ("OTS") adopted *Applications Restructuring*, a comprehensive regulation that fundamentally alters the application process. The regulation, which becomes effective June 30, 1992, will: (i) eliminate and/or streamline the application or notice requirement for some transactions and activities; (ii) establish "standard" and "expedited" application and notice processing procedures, and (iii) replace the application requirement on some activities with a notice requirement.

As a result of these changes, the Application Fee Schedule for 1992, as published in TB 48-7a, has been significantly affected. Accordingly, OTS is amending the Application Fee Schedule in order to incorporate the changes brought about by the adoption of the Applications Restructuring Regulation. This bulletin supersedes TB 48-7a, dated December 23, 1991.

For Further Information Contact: Your Regional Office, the Corporate Analysis Division, or the Corporate and Securities Division of the Office of Thrift Supervision, Washington, DC.

Thrift Bulletin 48-8

Attached is the revised Application Fee Schedule that will become effective June 30, 1992. This schedule supersedes the Application Fee Schedule set forth in TB 48-7a, dated December 23, 1991.

The Application Fee Schedule has been expanded to incorporate the "expedited" processing procedures for applications for: Branches, Change of Location, Subordinated Debt/Mandatorily Redeemable Preferred Stock, Loans to One Borrower, and Establishment of a Finance Subsidiary. Due to the lack of historical information on applications processed under "expedited" procedures, OTS has assigned fees for such applications based on the

existing fees imposed on applications estimated to have similar processing times.

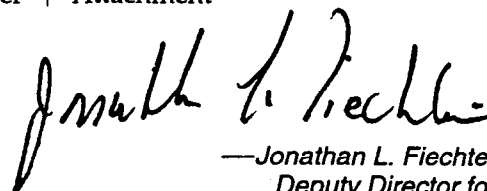
Because the Applications Restructuring Regulation will replace certain applications with notices, OTS expects the time and cost associated with processing such requests to decrease. Accordingly, the fees relating to transactions and activities that formerly required applications have been reduced. The new fees are based on the existing fees imposed on applications estimated to have similar processing times. The applications that will be replaced with notices are those for certain By-law and Charter amendments. Also, due to the streamlining of the Securities Brokerage Notice, the corresponding fee for such activity will be reduced. The new fee is based on the current fee imposed on Notices for New Activity.

The Applications Restructuring Regulation will remove the current application requirements for a number

of activities and transactions. The Application Fee Schedule, therefore, no longer contains fees for applications for Agency Office, Temporary Change of Location, Investment in Office Building, Brokered Deposits, Liquidity Penalty, and Affiliated Transactions. In addition, the Applications Restructuring Regulation combined the mandatorily redeemable preferred stock regulation with the subordinated debt regulation. The Application Fee Schedule reflects that change. The fee for the combined application is the same as the existing subordinated debt fee.

Finally, OTS has amended the fee for Form MHC-2 filings and eliminated the Purchase or Sale of Office category. The fee for Form MHC-2 is now \$6,400 for both public and private offerings. Applications for Purchase or Sale of Office should be filed in accordance with Transfer of Assets, Assumption of Liabilities applications.

Attachment



—Jonathan L. Fiechter
Deputy Director for
Washington Operations

Application Fee Schedule for 1992

Approval of Director and Officer	\$600
The \$600 fee is per individual. The applicant must also include \$23 per each FBI background check required.	
Branch	
Interstate	
Standard	\$1,900
Expedited	\$650
Intrastate	
Standard	\$1,900
Expedited	\$650
Change of Location	
Standard	\$900
Expedited	\$275
Bylaw Amendments	
Applications (Sections 544.5(c)(1) and 552.5(b)(1))	\$1,400
Notices (Section 544.5(c)(2) and 552.5(b)(2))	\$100
Preapproved	\$0
Capital	
Dividend Notification	\$250
Dividend Notification in Excess of Limitation (Section 563.134(e)(1))	\$1,500
Release of Dividend Agreement (Section 563.134(e)(3))	\$2,700
Repurchase of Stock (Section 563b.3(g)(4))	\$1,000
Sub Debt/Mandatorily Redeemable Preferred Stock in Capital (Section 563.81)	
Standard	\$5,300
Expedited	\$1,700
Change of Control	\$12,400
No additional fee is required for related interim and merger applications (if applicable). The applicant must also include \$23 per each FBI background check required.	
Charter Amendments	
Applications (Sections 544.2(a)(2)(i) and 552.4(a)(2)(i))	\$1,400
Notices (Sections 544.2(a)(2)(ii) and 552.4(a)(2)(ii))	\$100
Preapproved	\$0
Charter Certificate	\$100
The fee is for associations that request a new or replacement charter certificate. A charter certificate is optional.	
Charter Conversions	
State to Federal	\$1,400
Federal to State Bank or National Bank (Sasser)	\$5,700
Conversions (Mutual to Stock)	
Standard Conversions (Form AC)	\$6,400
w/H-(e)1-S (Form AC included)	\$8,400
w/Merger (Form AC included)	\$17,400
w/Holding Company (Form AC included)	\$18,700
Modified Conversion	\$15,700

Supervisory Conversions	\$18,700
The fee for modified and supervisory conversions include all related filings. In a supervisory conversion, all fees must be paid by the acquiror(s).	
If the conversion involves a public offering of stock, the applicant must also pay a fee of 1/32 one percent of the maximum aggregate price at which the securities are proposed to be offered. See Rule 457 under the Securities Act of 1933.	
Deregistration as a Holding Company (Section 584.1(d))	\$1,000
If filed with a Divestiture of Control application the combined total fee for both transactions is only \$1,000.	
Direct Sales of Securities at an Office (Section 563g.17)	\$800
Divestiture of Control	\$1,000
If filed with a Divestiture of Control application the combined total fee for both transactions is only \$1,000.	
Extension of Time	\$300
A fee is required when an applicant requests an extension of the time period set forth in an approval letter or Director's order.	
Finance Subsidiary	
Standard	\$6,650
Expedited	\$2,000
Holding Company	
Form H-(e)1	\$18,100
Form H-(e)2	\$18,100
Form H-(e)3	\$18,100
Form H-(e)4	\$1,000
Form H-(e)1s	\$2,000
No additional fee is required for related interim and merger applications (if applicable). The applicant must also include \$23 per each FBI background check required.	
Interim	\$2,400
Only applicable if not included in related filing.	
Loans to One Borrower	
Standard	\$2,500
Expedited	\$825
Management Interlock	\$2,600
Merger	
Voluntary	\$5,200
Supervisory	\$5,700
Fee is per institution involved in merger. No additional fee is required for related interim and merger applications (if applicable). The applicant must also include \$23 per each FBI background check required.	
Modification of Condition of Approval	\$2,700
Mutual Holding Company Reorganization (12 USC 1467A(0))	
Form MHC-1	\$10,000
Form MHC-2 (Public or Private Offering)	\$6,400

Non-residential Lending Exception	\$2,500
OAKAR	
Standard Oakar - Indirect acquisition (Holding Company and Interim Applications).....	\$5,700
Super Oakar - Direct acquisition	\$5,200
Permissible Bank Holding Company Activities of Savings and Loan Holding Companies (Section 584.2-2)	\$150
Permission to Organize	
Original Submission	\$16,000
Compliance.....	\$4,300
Prescribed Services and Activities of Savings and Loan Holding Companies (Section 584.2-1)	\$150
Rebuttal of Concerted Action	\$5,600
Rebuttal of Control.....	\$5,600
Regulatory Exception.....	\$2,500
Section 563b.3(i)	\$4,700
This fee is charged regardless if the application is filed in conjunction with an application under Part 574.	
Securities Offerings-Part 563g	
A fee of 1/32nd of one percent of the maximum aggregate price at which the securities are proposed to be offered. See also Rule 457 under the Securities Act of 1933.	
There is no fee for securities sales reports filed pursuant to Section 563g.12 for offerings under Sections 563g.2 and 563g.4.	
Service Corporations	
Establishment of New Activity	\$6,700
Establishment of New Activity Notice preapproved 12 CFR 545.74(c)(1-6).....	\$1,000
Transfer of Assets, Assumption of Liabilities	\$5,200
Trust Powers	\$4,200
Voluntary Dissolution (section 546.4)	\$1,000

SECURITIES EXCHANGE ACT OF 1934 FILINGS

FOR ANY OTHER SECURITIES FILINGS NOT LISTED, THE OFFICE OF THRIFT SUPERVISION GENERALLY WILL CHARGE THE SAME FEE AS THE SECURITIES AND EXCHANGE COMMISSION

Proxy Statement	(A)
Proxy Statement/Contest	(B)
Merger Proxy Statement.....	(C)
Form 3	no fee
Form 4	no fee
Form 5	no fee
Form 8	no fee, but see below
Form 8-A	\$250
Form 8-B	\$250
Form 8-K	no fee
Form 10	\$250
Form 10-C	no fee
Form 10-K	\$250
Form 10-Q	no fee, but see below
Form 11-K	\$250
Form 12b-25	no fee
Form 15	no fee
Schedule 13D	\$100
Schedule 13G	\$100
Schedule 13E-3	(D)
Schedule 13E-4	(D)
Schedule 14D-1	(E)
Schedule 14D-9	no fee
Schedule 14B	no fee
Submission to exclude a shareholder proposal under rule 14a-8.....	\$250
Amendments to the following forms and schedules when required by the Office of Thrift Supervision:	
Form 10-K (Amend on Form 8)	\$250
Form 10-Q (Amend on Form 8)	\$250
Schedule 13D	\$100
Schedule 13G	\$100
EXAMINATION FEES (per day)	
Affiliates.....	\$480
Justice Department Criminal Referrals	\$425

FOOTNOTES

(A) Proxy Statements:

1. For definitive proxy material relating to a solicitation for which the savings association does not file preliminary proxy material, a fee of \$125. See Rule 14a-6(j) under the Securities Exchange Act of 1934 ("Exchange Act").

2. For preliminary proxy material that solicits proxies for business for which a stockholder vote is necessary, but apparently no controversy is involved, a fee of \$125. See Rule 14a-6(j) under the Exchange Act.

(B) For preliminary proxy material involving a proxy contest, each party to the controversy shall pay a fee of \$4,100.

(C) For preliminary proxy material involving acquisitions, mergers, consolidations, and reorganizations, a fee of 1/50th of one percent of the proposed cash payment or of the value of the securities and other property to be transferred to securities holders in the transaction. See Rule 14a-6(j) and Rule 0-11 under the Exchange Act. If the transaction involves the filing of a registration statement with the Securities and Exchange Commission for the registration under the Securities Act of 1933 of securities to be issued by a holding company in the transaction, the fee for the preliminary proxy material filed with the Office of Thrift Supervision shall be \$800.

(D) A fee of 1/50th of one percent of the value of the securities proposed to be acquired by the acquiring person. See Rule 0-11 under the Exchange Act.

(E) A fee of 1/50th of one percent of the aggregate of the cash or of the value of the securities or other property offered by the bidder. See Rule 0-11 under the Exchange Act.

Publication Fee Schedule

Publication Fee Charges:

Refer to the OTS Publication Brochure for the current publication fees. The brochure can be obtained from the Controller, Office of Thrift Supervision, 1700 G Street, N.W., Washington, D.C. 20552.

FOIA Fee Charges:

According to Category of Requester as Established in the 1987 Amendment to the FOIA.

Commercial

Duplication	\$.15 per page
Search/Review	\$20.00 per hour or fraction thereof
Computer Charges (Thrift Financial Report)	\$ 4.00 processing fee per request \$ 3.00 per Statement of Condition/ Operation
	\$.50 per page for additional financial schedules

Educational Institutions, Non-Commercial Scientific Institutions, Representatives of the News Media

The first 100 pages (or 33 Statement of Condition/Operation Reports) shall be furnished without charge. Additional documents/reports will be furnished for reproduction costs alone (no search fees).

All other Requesters

The first 100 pages (or 33 Statement of Condition/Operation Reports) and the first two hours of search time shall be furnished without charge. Thereafter they shall be charged the same as commercial requesters.

Gold Seal Fee Charges:

All documents issued by the Office of Thrift Supervision requiring affixation of the official gold seal will cost \$25.00 per gold seal requested.