

OCC BULLETIN 2012-40

Subject: Notice of Comptroller of the Currency Fees for Year 2013

Date: November 30, 2012

To: Chief Executive Officers of All National Banks, Federal Savings Associations, Federal Branches and Agencies of Foreign Banks, Department and Division Heads, All Examining Personnel, and Other Interested Parties

Description: Calendar Year 2013 Fee Structure

The purpose of this issuance is to inform all national banks, federal savings associations, and federal branches and agencies of foreign banks of fees charged by the Office of the Comptroller of the Currency (OCC) for calendar year 2013. This bulletin is effective January 1, 2013.

SEMIANNUAL ASSESSMENT

Outdated - See OCC 2013-37.

Reference:

12 CFR 8, "Assessment of Fees"

2013 Assessment Schedule

Effective date January 1, 2013:

- Assessments are due March 29 and September 30, based on call report information as of December 31 and June 30, respectively. The assessments cover the six-month periods beginning January 1 and July 1, respectively. For example, the assessment due March 29 covers the period January 1 through June 30.
- The marginal rates of the OCC's general assessment schedule continue to be indexed to reflect inflation as measured by the Gross Domestic Product Implicit Price Deflator (GDPIPD) for the previous June-to-June period. The GDPIPD adjustment is 1.7 percent for 2013. The indexation adjustment will apply to the first \$20 billion in assets of a national bank, federal savings association, or federal branch or agency of a foreign bank.
- Fees assessed on independent trust banks and on independent credit card banks have been adjusted for inflation as well.
- The OCC will calculate the assessment fee due and draft the fee amount on March 29 and September 30. The OCC will provide seven business days' notice of the amount that will be drafted from an institution's designated account. The institution is responsible for ensuring that the account is funded properly on the due dates.
- The OCC will continue to charge interest on all payments received after the due date. The interest rate charged will be the U.S. Treasury Department's current value of funds rate published quarterly in the *Federal Register*.
- National banks, federal savings associations, and federal branches and agencies of foreign banks that are no longer subject to OCC supervision on or before December 31, 2012; or June 30, 2013, will not be subject to the semiannual assessment for the period beginning January 1 or July 1, respectively. Only those institutions leaving the banking system before the close of business on those dates avoid paying the semiannual assessment for the period beginning January 1 or July 1, as applicable.

The OCC's assessment schedule continues to include a surcharge for national banks, federal savings

associations, and federal branches and agencies of foreign banks that require increased supervisory resources. The surcharge ensures that fees reflect the increased cost of supervision that applies to those national banks, federal savings associations, and federal branches and agencies of foreign banks rated 3, 4, or 5 under the uniform financial institution rating system; or under the risk management, operational controls, compliance, and asset quality rating system as of the relevant call date (that is, December 31, 2012; or June 30, 2013). The surcharge is to be applied to all components of an institution's assessment, including book assets, assets under management (for independent trust banks), and receivables attributable (for independent credit card banks). National banks, federal savings associations, and federal branches and agencies of foreign banks subject to the surcharge calculate the surcharge by multiplying the sum of the general assessment (based on the institution's book assets up to \$20 billion) plus the independent trust bank assessment or the independent credit card bank assessment by 50 percent for 3-rated institutions and 100 percent for 4- and 5-rated institutions.

The OCC will continue to reduce the assessment of nonlead national banks, federal savings associations, and federal branches and agencies of foreign banks by 12 percent. A nonlead institution, for this purpose, is a national bank, federal savings association, or federal branch or agency of a foreign bank that is not the largest national bank, federal savings association, or federal branch or agency of a foreign bank, based on total assets, controlled by a company owning two or more national banks, federal savings associations, or federal branches or agencies of foreign banks. Nonlead national banks, federal savings associations, and federal branches and agencies of foreign banks within any company should multiply their calculated general assessment by 88 percent to recognize the nonlead discount. The 12 percent discount does not apply to the independent trust bank assessment or the independent credit card bank assessment, given that independent trust banks and independent credit card banks, by definition, are not affiliated with full-service national banks, federal savings associations, or federal branches or agencies of foreign banks.

Each national bank, federal savings association, and federal branch and agency of foreign banks pays the general assessment fee. Independent trust banks pay the general assessment fee and the independent trust bank assessment. Independent credit card banks pay the general assessment fee and the independent credit card bank assessment. Assessments will be calculated using the schedules below and then adjusted for the nonlead discount or condition surcharge.

General Assessment Fee Schedule

If the amount of total balance-sheet assets (consolidated domestic and foreign subsidiaries) is (millions)		The semiannual assessment will be		
Over	But not over	This amount	Plus	Of excess over (millions)
\$ 0	\$ 2	\$ 5,915	0.000000000	\$ 0
2	20	5,915	0.000233457	2
20	100	10,117	0.000186765	20
100	200	25,058	0.000121393	100
200	1,000	37,197	0.000102718	200

1,000	2,000	119,371	0.000084042	1,000
2,000	6,000	203,413	0.000074704	2,000
6,000	20,000	502,229	0.000063565	6,000
20,000	40,000	1,392,139	0.000047883	20,000
40,000	250,000	2,349,799	0.000032675	40,000
250,000		9,211,549	0.000032348	250,000

Independent Trust Bank Semiannual Assessment Schedule

If the total amount of fiduciary and related assets is (millions)		The independent trust bank semiannual assessment will be		
Over	But not over	This amount	Plus	Of excess over (millions)
\$ 0	\$ 1,000	\$ 22,486	0.000000000	\$ 0
1,000	10,000	22,486	0.000004481	1,000
10,000	100,000	62,815	0.000000748	10,000
100,000		130,135	0.000000475	100,000

Independent Credit Card Bank Semiannual Assessment Schedule

If the bank's total off-balance-sheet receivables attributable are (millions)		The independent credit card bank semiannual assessment will be
Over	But not over	
\$ 0	\$ 100	\$ 47,939
100	1,000	71,625

1,000	5,000	95,884
5,000		119,589

HOURLY RATE FOR EXAMINATIONS AND INVESTIGATIONS

Reference: 12 CFR 8.6

Effective date: Examinations and investigations subject to the fee beginning after January 1, 2003.

Rate: \$110 per hour to recover the cost of conducting special examinations and investigations described in 12 CFR 8.6. Examinations of the fiduciary activities of national banks, federal savings associations, and federal branches and agencies of foreign banks and related entities under 12 CFR 8.6(a)(1) are generally not subject to hourly rates.

LICENSING FEES

Reference: 12 CFR 5.5

All licensing fees have been suspended for calendar year 2013. This change was effective January 1, 2008, for calendar year 2008 and will continue to be in effect through calendar year 2013.

PUBLICATIONS

The OCC no longer distributes paper-based publications. All publications are available electronically on the OCC's [Web site](#). The list of available publications is attached.

Other items, including news releases, issuances (such as bulletins, advisories, and alerts), and other materials may be downloaded at no charge from the agency's [Web site](#). For your convenience, the site contains a search engine to locate materials by subject.

MISCELLANEOUS FEES

Prepayment is *required* for bank histories and certifications.

Bank history for single bank:

- Less than 50 years \$ 75.00
- Fifty years or more \$ 150.00

Bank histories are provided to determine the successor to inactive national banks, federal savings associations, and federal branches and agencies. They include corporate transactions such as name changes, mergers, closings, and the current address of the successor institution, if available.

Certificates relating to licensing bank activities: \$ 100.00

- Title changes
- Mergers
- Articles of association
- Receivership Determination and Appointment of Receiver
- Charter
- Corporate existence
- Fiduciary powers

Certificate of Authenticity (12 CFR 4) \$ 100.00

Copies of certificates \$ 10.00

Freedom of Information Act and Privacy Act requests:

- Search and review \$ 35.00 an hour
- Photocopying \$ 0.20 a page

Examination reports:

- Initial copy Free

- Additional copies—each \$ 10.00
- Special requests—each \$ 50.00

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