

CHAPTER 209
SB 86 - FINAL VERSION

03/30/2017 1049s
03/30/2017 1170s
06/08/2017 2207EBA

2017 SESSION

17-0890
08/10

SENATE BILL **86**

AN ACT relative to the regulation of banks, trusts, and credit unions by the banking department.

SPONSORS: Sen. Bradley, Dist 3; Sen. D'Allesandro, Dist 20

COMMITTEE: Commerce

ANALYSIS

 This bill makes various changes to the regulatory authority of the banking department concerning banks, trusts, and credit unions.

 This bill is a request of the banking department.

Explanation: Matter added to current law appears in ***bold italics***.
 Matter removed from current law appears ~~[in brackets and struck through.]~~
 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Seventeen

AN ACT relative to the regulation of banks, trusts, and credit unions by the banking department.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 209:1 Annual Audits. Amend RSA 383-A:5-509(a) to read as follows:

2 (a) The board of directors of a state bank or credit union shall engage a certified public
3 accountant, at least annually, to serve as its auditor ***and to perform an annual audit.*** Each
4 state bank or credit union shall give notice to the commissioner of its engagement of an auditor at
5 the time of its engagement and shall require its auditor to confirm the engagement to the
6 commissioner within 30 days of the engagement. Each state bank or credit union shall give notice
7 to the commissioner of the termination of the engagement of an auditor at the time of the
8 termination and shall require the auditor to confirm the termination to the commissioner within 30
9 days of the termination.

10 209:2 Examination. Amend RSA 383-D:11-1101 to read as follows:

11 383-D:11-1101 Examination. Except as provided in RSA 383-D:11-1102, the commissioner shall
12 examine a family trust company in accordance with ~~[RSA 383:13]~~ ***RSA 383:9-d*** and RSA 383-C:7-
13 704.

14 209:3 Audits in Lieu of Examination. Amend RSA 383-D:11-1102(a)-(b) to read as follows:

15 (a) In lieu of an examination, the commissioner may accept (i) a financial audit report
16 made in accordance with ~~[RSA 383-A:5-510]~~ ***RSA 383-A:5-509*** and (ii) a fiduciary compliance audit
17 report that includes a review of each material aspect of the family trust company's management,
18 operations, compliance, and asset management and conforms to applicable generally accepted
19 auditing standards.

20 (b) A family trust company may apply for an exemption from regular examination
21 under ~~[RSA 383:13]~~ ***RSA 383:9-d***. In determining whether to grant an exemption, the
22 commissioner shall consider (i) the quality of the family trust company's management, operations,
23 compliance, and asset management as determined under any prior examinations and reports
24 described in subsection (a), (ii) the quality, scope, and amount of coverage under the errors and
25 omissions liability insurance policy that the family trust company maintains, and (iii) any other
26 relevant factors affecting the family trust company's safety and soundness. A family trust company
27 exempt from regular examination shall annually file the reports described in subsection (a).

28 209:4 Reports and Certification. Amend RSA 383-D:10-1001(a) to read as follows:

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(a) In addition to filing an annual report in accordance with ~~[RSA 383-A:5-511]~~ **RSA 383-A:5-510**, a family trust company shall file with the commissioner an annual certification certifying that the family trust company is in compliance with the provisions of this chapter and the conditions and limitations of all granted exemptions. In its annual certification, a family trust company may change its designated relative in accordance with RSA 383-D:10-1002. The annual certification is due on the same day as its annual report.

209:5 Material Change in Operating Conditions. Amend RSA 383-A:3-318 to read as follows:

383-A:3-318 Material Change in Operating Conditions. If a board of directors of a state bank proposes to make a material change in the business plan, capital plan, or other factors considered by the commissioner in granting a charter to the state bank within 5 years of its receipt of a certificate to engage in business under RSA 383-A:3-315, then the board of directors may not make the change unless it ~~[gives notice of]~~ **submits an application seeking approval of** the change to the commissioner as provided in RSA 383-A:6-602 and it is permitted to do so by the commissioner.

209:6 Redemption of Shares. Amend RSA 383-A:4-404 to read as follows:

383-A:4-404 Redemption of Shares. A state bank may redeem shares of its capital stock if (i) the redemption is conducted in accordance with the provisions of its organizational documents, (ii) the remaining capital exceeds the minimum capital required by this chapter, and (iii) the board of directors determines that the redemption will not jeopardize the safe and the sound operation of the state bank based on a diligent review of all applicable facts and circumstances then known to them. The board of directors shall not make a proposed redemption unless it gives notice of the proposed redemption to the commissioner as provided in RSA 383-A:6-602 ~~[and it is permitted to do so by the commissioner]~~.

209:7 Banking Business. Amend RSA 383-B:3-301(o) to read as follows:

(o) A depository bank may purchase assets from and assume the liabilities of, or sell assets and transfer liabilities to, banks, credit unions, federal credit unions, and foreign credit unions if it files a notice with the commissioner under RSA 383-A:6-602 ~~[and is permitted to do so by the commissioner under RSA 383-A:6-604]~~, subject to other federal or state regulatory approvals.

209:8 Branching Authority. Amend RSA 383-B:7-702(b) to read as follows:

~~(b) [A depository bank that is well-capitalized under applicable federal law and has a composite CAMELS rating of at least 2 as a result of its most recent examination by its federal regulatory authority or the commissioner, shall provide the commissioner with written notice of its proposal to establish a new branch office or acquire a branch office as required under RSA 383-A:6-602.]~~ All ~~[other]~~ depository banks shall submit an application to establish a branch office under RSA 383-A:6-602. A depository bank may proceed to establish or acquire the branch office if it is permitted to do so by the commissioner under RSA 383-A:6-604.

209:9 Branch Closings and Relocations. Amend RSA 383-B:7-703 to read as follows:

383-B:7-703 Branch Closings and Relocations.

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1 (a) A depository bank may close a branch office upon the affirmative vote of a majority
2 of its board of directors, but the closing shall not occur until the depository bank has filed notice of
3 the branch office closing with the commissioner under RSA 383-A:6-602 ~~[and it is permitted to do so~~
4 ~~by the commissioner under RSA 383-A:6-604]~~. The depository bank shall be required to comply
5 with federal requirements for branch closings.

6 (b) A depository bank may relocate a branch office upon the affirmative vote of a
7 majority of its board of directors, but the relocation shall not occur until the depository bank has
8 filed notice of the branch office relocation with the commissioner under RSA 383-A:6-602 ~~[and it is~~
9 ~~permitted to do so by the commissioner under RSA 383-A:6-604]~~. The depository bank shall comply
10 with federal requirements for branch relocations.

11 209:10 Interstate Establishment or Acquisition of Branch Offices by Depository Banks. Amend
12 RSA 383-B:10-1004 to read as follows:

13 383-B:10-1004 Interstate Establishment or Acquisition of Branch Offices by Depository Banks.

14 (a) A depository bank may establish a branch in any state or may acquire one or more
15 branch offices of a foreign bank in any state under federal law and the laws of the other state. The
16 depository bank shall ***submit an application to establish or acquire a branch office to the***
17 ***commissioner under RSA 383-A:6-602. The depository bank may proceed to establish or***
18 ***acquire the branch office if it is permitted to do so by the commissioner under RSA 383-***
19 ***A:6-604.*** ~~[be required to follow all procedures and to obtain all approvals necessary to establish or~~
20 ~~acquire a branch office under New Hampshire law. The depository bank shall provide the~~
21 ~~commissioner with written notice of the proposed establishment or acquisition of a branch as~~
22 ~~required under RSA 383-A:6-602 and file with the commissioner a copy of each application or notice~~
23 ~~filed with federal or other state regulatory authorities relating to the transaction at the same time~~
24 ~~such application or notice is filed with such federal or other state regulatory authorities. A~~
25 ~~depository bank may proceed to establish or acquire the branch if it is permitted to do so by the~~
26 ~~commissioner under RSA 383-A:6-604.]~~ The depository bank shall have all the powers under the
27 laws of the state in which each branch office is located, subject to the duties and restrictions thereof.
28 In addition to any regulation by regulatory authorities in the state where a branch office is located,
29 each branch of the depository bank located outside of New Hampshire shall be subject to regulation
30 by the commissioner as if such branch office were located in New Hampshire and shall comply with
31 New Hampshire law in the conduct of its banking business in such other state unless otherwise
32 required or permitted under the laws of such other state.

33 (b) A foreign bank may establish one or more new branch offices in New Hampshire or
34 may acquire one or more branch offices from a depository bank or a national bank or federal savings
35 bank having its principal place of business in New Hampshire. The foreign bank shall ***submit an***
36 ***application to establish or acquire the branch office to the commissioner under RSA 383-***
37 ***A:6-602. The foreign bank may proceed to establish or acquire the branch office if it is***

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1 ~~permitted to do so by the commissioner under RSA 383-A:6-604. [be required to obtain all~~
2 ~~approvals necessary to establish or acquire a branch office under RSA 383-B:7-702.]~~ No branch
3 office may be established or acquired if it will result in a violation of the deposit limitation contained
4 in RSA 383-B:7-702(a). The foreign bank shall ~~[provide the commissioner with written notice of the~~
5 ~~proposed establishment or acquisition of a branch office as required under RSA 383-A:6-602 and]~~
6 file with the commissioner a copy of each application or notice filed with federal or other state
7 regulatory authorities relating to the establishment or acquisition of a branch office or branch
8 offices at the same time such application or notice is filed with such federal or other state regulatory
9 authorities. ~~[A foreign bank may proceed to establish or acquire the branch if it is permitted to do~~
10 ~~so by the commissioner under RSA 383-A:6-604.]~~ The foreign bank shall have all the powers held
11 by a depository bank with respect to the operation of the branch office or branch offices located in
12 New Hampshire under New Hampshire law, subject to the duties and restrictions thereof. Each
13 branch office located in New Hampshire of a foreign bank, other than a national bank or federal
14 savings association, shall be regulated by the commissioner as if the branch office were a branch
15 office of a depository bank. Any foreign bank having a branch office located in New Hampshire
16 shall comply with New Hampshire law in the conduct of its banking business in New Hampshire.
17 No branch office of a foreign bank shall be permitted to engage in any activity not permissible for a
18 depository bank. Notwithstanding the foregoing, if the foreign bank is a national bank or a federal
19 savings association, it shall comply with New Hampshire law to the maximum extent allowed under
20 federal law.

21 209:11 Opening or Relocation of Trust Office. Amend RSA 383-C:7-702 to read as follows:

22 383-C:7-702 Opening or Relocation of Trust Office. Before opening or relocating a trust office,
23 ~~[other than an opening or relocation that is expressly provided in the trust company's business plan~~
24 ~~approved by the commissioner, a trust company that, under the MOECA components under the~~
25 ~~Uniform Interagency Trust Rating System, has a composite rating of at least 2 as a result of its~~
26 ~~most recent examination by the commissioner, shall provide the commissioner with written notice of~~
27 ~~its proposal to open or relocate a trust office as required under RSA 383-A:6-602. All other trust~~
28 ~~companies]~~ **a trust company that has been transacting business for more than 3 years** shall
29 submit ~~[an application]~~ **a notice** to establish a trust office under RSA 383-A:6-602. **During the**
30 **first 3 years of transacting business, a company shall submit an application to open or**
31 **relocate a trust office unless the opening or relocation is expressly provided in the trust**
32 **company's business plan as approved by the commissioner.** A trust company **that submits**
33 **such an application** may proceed with the opening or relocation of the trust office if permitted by
34 the commissioner under RSA 383-A:6-604.

35 209:12 Amendment of Bylaws. Amend RSA 383-E:3-311 to read as follows:

36 383-E:3-311 Amendment of Bylaws. The board of directors of a credit union may, by majority
37 vote, amend the bylaws if the credit union files ~~[a notice of]~~ **an application describing** the

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1 proposed amendment under RSA 383-A:6-601 and it is permitted to do so by the commissioner based
2 on the considerations set forth in RSA 383-E:3-301, as applicable.

3 209:13 Material Change in Operating Conditions. Amend RSA 383-E:3-312 to read as follows:

4 383-E:3-312 Material Change in Operating Conditions. If a board of directors of a credit union
5 proposes to make a material change in the strategic plan, funding plan or other factors considered
6 by the commissioner in granting a charter to the credit union within 5 years of its receipt of a
7 certificate to engage in business under RSA 383-E:3-310, the board may not make such change
8 unless it ~~[gives notice thereof]~~ **submits an application seeking approval of the change** to the
9 commissioner as provided in RSA 383-A:6-602 and it is permitted to do so by the commissioner.

10 209:14 Transactions Involving Assets and Liabilities. Amend RSA 383-E:4-417 to read as
11 follows:

12 383-E:4-417 Transactions Involving Assets and Liabilities. A credit union may purchase assets
13 from and assume liabilities of, or sell assets and transfer liabilities to, a bank, state credit union,
14 federal credit union, or foreign credit union if it files an application with the commissioner under
15 RSA 383-A:6-602 ~~[and is permitted to do so by the commissioner under RSA 383-A:6-604]~~, subject to
16 other federal or state regulatory approvals.

17 209:15 Branching Authority. Amend RSA 383-E:9-901(b) and (c) to read as follows:

18 (b) ~~[A credit union that is well-capitalized under applicable federal law and has a~~
19 ~~composite CAMELS rating of at least 2 as a result of its most recent examination by its federal~~
20 ~~regulatory authority or the commissioner, shall provide the commissioner with notice of its proposal~~
21 ~~to establish or acquire a branch office as required under RSA 383-A:6-602.]~~ All ~~[other]~~ credit unions
22 shall submit an application to establish **or acquire** a branch office **to the commissioner** under
23 RSA 383-A:6-602. A credit union may proceed to establish or acquire the branch office if it is
24 permitted to do so by the commissioner **under RSA 383-A:6-604.**

25 (c) A foreign credit union may establish or acquire a branch office in this state. The
26 foreign credit union shall submit ~~[a notice or]~~ **an** application to establish or acquire a branch **office**
27 to the commissioner under RSA 383-A:6-602. ~~[and may proceed to do so if permitted by the~~
28 ~~commissioner.]~~ **The foreign credit union may proceed to establish or acquire the branch**
29 **office if it is permitted to do so by the commissioner under RSA 383-A:6-604.**

30 209:16 Branch Closings and Relocations. Amend RSA 383-E:9-902 to read as follows:

31 383-E:9-902 Branch Closings and Relocations.

32 (a) A credit union may close a branch office upon the affirmative vote of a majority of its
33 board of directors, but the closing shall not occur until the credit union has filed notice of the
34 branch office closing with the commissioner under RSA 383-A:6-602 ~~[and it is permitted to do so by~~
35 ~~the commissioner]~~. The credit union shall be required to comply with federal requirements for
36 branch closings.

37 (b) A credit union may relocate a branch office upon the affirmative vote of a majority of

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its board of directors, but the relocation shall not occur until the credit union has filed notice of the branch office relocation with the commissioner under RSA 383-A:6-602 ~~[and it is permitted to do so by the commissioner]~~. The credit union shall be required to comply with federal requirements for branch relocations.

209:17 Regulatory Approval Procedures. Amend RSA 383-A:6-601 through RSA 383-A:6-603 to read as follows:

383-A:6-601 Notices and Applications. This article applies to all persons *who are (i)* seeking to engage in an act or transaction under the Banking ~~[Act]~~ **Acts** or Credit Union Act that requires the prior review and approval by the commissioner, *or (ii) required to provide notice to the commissioner under the Banking Acts or the Credit Union Act*. The commissioner shall have the power to adopt rules relating to the forms and procedures related to filings required under this article.

383-A:6-602 Filing Procedure.

(a) A person seeking to engage in any act or transaction under the Banking Acts ~~[and]~~ **or** the Credit Union Act, that requires the prior review of the commissioner shall ~~[make a notice filing or]~~ submit a written application, as appropriate, with the commissioner. ~~[For purposes of this article, "filer" means the person filing the notice or application.]~~

(b) *A person required to provide notice to the commissioner under the Banking Acts or the Credit Union Act shall submit a written notice to the commissioner in such form as the commissioner may prescribe.*

(c) *For purposes of this article, "filer" means the person filing the notice or application.* The filer shall provide such relevant information as the commissioner may require with respect to the act or transaction under law or rules adopted by the commissioner.

~~[(e)]~~ (d) The filer shall pay an administrative fee in accordance with RSA 383-A:6-609. No notice or application shall be considered by the commissioner until payment of the enumerated fee has been received.

~~[(d)]~~ (e) The filer shall provide to the commissioner a copy of any application ~~[and]~~ **or** notice filed with any other regulatory authority relating to the act or transaction at the time the application ~~[and]~~ **or** notice is made.

383-A:6-603 Substantial Completeness of Filing.

(a) The commissioner shall examine each ~~[notice or]~~ application filed under RSA 383-A:6-602 to determine whether it complies with applicable filing requirements, including payment of any required fee. No later than 30 days after receipt of the filing by the commissioner, the ~~[notice or]~~ application shall be deemed substantially complete unless the commissioner notifies the filer within the 30-day period that it is not substantially complete or requests the person to submit additional information.

(b) The filer may re-file the ~~[notice or]~~ application with required modifications or

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1 submissions. If the re-filing is made within 90 days after receipt of commissioner's notice, then the
2 initial filing fee shall cover the re-filing, and no additional filing fee shall be required to be paid. If
3 the re-filing is made after the expiration of the 90-day period, then a new fee must be paid. The
4 commissioner shall then determine whether the re-filed ~~[notice or]~~ application is substantially
5 complete within 30 days after receipt of the re-filing and shall so notify the person.

6 (c) ~~[A notice or]~~ **An** application deemed substantially complete under this section shall
7 be subject to final determination by the commissioner under RSA 383-A:6-604.

8 209:18 Regulatory Approval Procedures; Determination. RSA 383-A:6-604 is repealed and
9 reenacted to read as follows:

10 383-A:6-604 Determination.

11 (a) Within 10 business days after receipt of a notice, the commissioner shall issue a
12 written acknowledgment of receipt of the notice to the filer.

13 (b) Within 60 days after the application is deemed substantially complete under RSA
14 383-A:6-603, the commissioner shall issue:

15 (1) A decision approving or denying the application, in whole or in part, including
16 any conditions of approval the commissioner deems necessary or advisable; or

17 (2) A notice that further investigation or examination is required, including the
18 possibility of soliciting public comment by hearing or otherwise.

19 (c) Upon completion of any further investigation or examination under subsection (b)(2),
20 the commissioner shall issue a decision approving or denying the application, in whole or in part,
21 including any conditions of approval the commissioner deems necessary or advisable.

22 209:19 Dissolution. Amend RSA 383-C:10-1004 through RSA 383-C:10-1006 to read as follows:

23 383-C:10-1004 **Application for** Dissolution ~~[Notice]~~.

24 (a) ~~[A]~~ **Before a** trust company ~~[seeking to]~~ **may** dissolve its charter **under RSA 383-**
25 **A:10-1002 or RSA 383-A:10-1003, the trust company** shall file ~~[a]~~ **with the commissioner an**
26 **application for** dissolution ~~[notice with the commissioner under RSA 383-A:6-602 and this~~
27 ~~section]~~.

28 (b) The ~~[dissolution notice]~~ **application** shall include a comprehensive plan of
29 dissolution setting forth the proposed disposition of all assets and liabilities in reasonable detail to
30 effect the liquidation or reorganization. ~~[Among other things, the]~~

31 (c) **The** plan of dissolution shall ~~[provide for the]~~ **include arrangements for:**

32 (1) **The** discharge or assumption of all of the trust company's known or unknown
33 claims and liabilities; ~~[and the transfer of all of its responsibilities as a trustee or other fiduciary to~~
34 ~~a successor trustee or trustees or other fiduciaries. Additionally, the dissolving]~~

35 (2) **With respect to each trust of which it serves as a trustee, trust advisor, or**
36 **trust protector, the appointment of a successor trustee, trust advisor, or trust protector;**
37 **and**

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1 (3) *With respect to each other account or arrangement of which it serves as*
2 *a fiduciary, the appointment of a successor fiduciary.*

3 (d) *In connection with any further investigation or examination that the*
4 *commissioner conducts in accordance with RSA 383-A:6-604, the* trust company shall provide
5 to the commissioner ~~[such other]~~ **any** certifications, affidavits, documents,~~[or]~~ **and** information
6 with respect to the dissolution as the commissioner may ~~[require to understand how]~~ **request**
7 **concerning:**

8 (1) **How** assets and liabilities will be disposed of; ~~[the]~~

9 (2) **The** timetable for effecting disposition of trust company assets and liabilities~~;~~;
10 and

11 (3) ~~[the]~~ **The** dissolving trust company's proposal for dealing with any claims that
12 are asserted after the dissolution has been completed.

13 383-C:10-1005 Commissioner Determination. After receipt of ~~[a notice of trust company]~~ **an**
14 **application for** dissolution under RSA 383-C:10-1004, the commissioner shall make a
15 determination under RSA 383-A:6-604.

16 383-C:10-1006 Completion of Plan of Dissolution.

17 (a) Upon issuance ~~[by the commissioner of a no-objection letter or a determination]~~ of
18 **the commissioner's decision approving** ~~[approval in response to]~~ a **trust company's**
19 **application for** dissolution ~~[notice under RSA 383-C:10-1004]~~, the trust company may dissolve in
20 accordance with the terms of its **application for** dissolution ~~[notice]~~ and plan for dissolution.

21 (b) Upon completion of all actions required under the plan for dissolution and
22 **compliance with** any conditions prescribed by the commissioner, the ~~[dissolving]~~ trust company
23 shall submit a report of its actions to the commissioner. ~~[and the dissolving]~~

24 (c) **The** trust company's board of directors shall certify, under oath, that ~~[it]~~ **the report**
25 is true and correct.

26 (d) Following receipt of the report, the commissioner may examine the trust company
27 to determine whether: ~~[the commissioner is satisfied that all]~~

28 (1) **All** required actions have been taken to liquidate or reorganize the trust
29 company in accordance with the plan for dissolution; and

30 (2) **The trust company complied with** any conditions prescribed **by the**
31 **commissioner**. ~~[Following receipt of the dissolving]~~

32 (e) **After receiving the** trust company's report, ~~[and after]~~ determining that the
33 **required actions under the** plan for dissolution **have been completed**, and **determining that**
34 **the trust company complied with** any conditions prescribed **by the commissioner** ~~[have been~~
35 ~~satisfied]~~, the commissioner shall notify the ~~[dissolving]~~ trust **company** that the dissolution has
36 been completed and is final~~;~~.

37 (1) **The** ~~[which]~~ notice shall supplement the ~~[prior no-objection or]~~ approval of **the**

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1 **application for** dissolution issued by the commissioner under RSA 383-A:6-604. ~~[Thereupon, the~~
2 ~~dissolving]~~

3 (2) **After receiving the notice, the** trust company shall surrender its charter to
4 the commissioner, and the commissioner shall issue a certificate of dissolution, ~~[to be filed]~~ **which**
5 **the trust company shall file** with the secretary of state **in accordance with RSA 383-C:10-**
6 **1007.**

7 (f) If the commissioner is not satisfied that all required actions have been taken **or the**
8 **trust company has not complied with all of the conditions prescribed by the commissioner,**
9 then the commissioner shall notify the dissolving trust company what additional actions shall be
10 taken to be eligible for a certificate of dissolution~~[, which].~~

11 (1) **The** notice shall supplement the ~~[prior no-objection or]~~ approval of **the**
12 **application for** dissolution issued by the commissioner under RSA 383-A:6-604.

13 (2) In the notice, the commissioner may establish a deadline for the submission of
14 evidence that the additional actions have been taken.

15 (3) The commissioner may extend the deadline for good cause shown.

16 (4) If, **before the deadline,** the ~~[applicant]~~ **trust company** fails to ~~[file a~~
17 ~~supplemental report showing]~~ **submit evidence** that the additional actions have been taken ~~[before~~
18 ~~the deadline, or submits a report that is found not to be satisfactory by]~~ **or** the commissioner
19 **determines that the submitted evidence is inadequate or otherwise unsatisfactory,** then the
20 commissioner may ~~[issue an order under RSA 383-A:6-604 denying the dissolution and reversing~~
21 ~~any prior approval or no-objection]~~ **revoke its approval of the application for dissolution.**

22 209:20 Cross Reference Change; Additional Information. Amend RSA 383-A:6-606 to read as
23 follows:

24 383-A:6-606 Additional Information. At any time after any notice or application is determined
25 to be substantially complete under RSA 383-A:6-603 and before the issuance of a final
26 determination by the commissioner under ~~[RSA 383-A:6-604(a),]~~ RSA 383-A:6-604(b) **or RSA 383-**
27 **A:6-604(c),** ~~[or RSA 383-A:6-605,]~~ the commissioner may request the filer to provide additional
28 information and may deny any notice or application for failure of the person to timely provide the
29 requested information.

30 209:21 Cross Reference Change; Appeal. Amend RSA 383-A:6-608 to read as follows:

31 383-A:6-608 Appeal. The commissioner's final determination under RSA 383-A:6-604 ~~[or RSA~~
32 ~~383-A:6-605]~~ may be appealed under RSA 541.

33 209:22 Repeal. RSA 383-A:6-605, relative to further investigation or examination, is repealed.

209:23 Effective Date. This act shall take effect 60 days after its passage.

Approved: July 10, 2017

Effective Date: September 08, 2017