



OCC BULLETIN

Comptroller of the Currency
Administrator of National Banks

Subject: Notice of Comptroller of the
Currency Fees for Year 2009

Description: Year 2009 Fee Structure

TO: Chief Executive Officers of All National Banks, Federal Branches and Agencies,
Department and Division Heads, and All Examining Personnel

The purpose of this issuance is to inform all national banks and federal branches and agencies of fees charged by the Office of the Comptroller of the Currency (OCC) for year 2009. Changes are effective January 1, 2009.

SEMIANNUAL ASSESSMENT

Reference: 12 CFR 8, amended by final rule published on September 10, 2008. See 73 Fed. Reg. 52576 (September 10, 2008).

2009 Assessment Schedule

Effective January 1, 2009:

- Assessments are due March 31 and September 30 based on call report information as of December 31 and June 30, respectively. The assessments cover the six-month period beginning on January 1 and July 1, respectively. For example, the assessment due March 31, 2009 covers the period January 1 through June 30, 2009.
- 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 1.9 percent for 2009. The indexation adjustment will apply to the first \$20 billion in a national bank's assets.
- Fees assessed independent trust banks and 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 31 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 United States Treasury Department's current value of funds rate that is published quarterly in the *Federal Register*.
- National banks that exit the national banking system on or before December 31, 2008, or June 30, 2009, will not be subject to the semi-annual assessment for the period beginning January 1, 2009 or July 1, 2009, respectively. Only those institutions leaving the national

banking system prior to the close of business on those dates avoid paying the semi-annual assessment for the period beginning January 1, 2009 or July 1, 2009, as applicable.

The OCC's assessment schedule continues to include a surcharge for banks that require increased supervisory resources. The surcharge ensures that fees reflect the increased cost of supervision that applies to those national banks and federal branches and agencies of foreign banks rated 3, 4, or 5 under the uniform financial institution rating system (UFIRS), or the risk management, operational controls, compliance and asset quality (ROCA) rating system as of the relevant call date (*i.e.*, December 31, 2008, or June 30, 2009). 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 and federal branches and agencies of foreign banks that are 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 by 12 percent. A nonlead bank, for this purpose, is a national bank and federal branch or agency that is not the largest national bank, based on total assets, controlled by a company owning two or more national banks. Nonlead national 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.

Each national bank and federal branch or agency 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 and/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	\$ 5,580	0.000000000	\$ 0
2	20	5,580	0.000220186	2
20	100	9,543	0.000176149	20
100	200	23,635	0.000114494	100
200	1,000	35,084	0.000096880	200
1,000	2,000	112,588	0.000079266	1,000
2,000	6,000	191,854	0.000070459	2,000
6,000	20,000	473,690	0.000059952	6,000
20,000	40,000	1,313,018	0.000047883	20,000
40,000	250,000	2,270,678	0.000032675	40,000
250,000		9,132,428	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	\$ 21,210	0.000000000	\$ 0
1,000	10,000	21,210	0.000004228	1,000
10,000	100,000	59,253	0.000000708	10,000
100,000		122,973	0.000000450	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	\$ 45,215
100	1,000	67,555
1,000	5,000	90,435
5,000		112,795

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.

LICENSING FEES

Reference: 12 CFR 5.5

All licensing fees have been suspended for calendar year 2009. This change was effective January 1, 2008, for calendar year 2008 and will continue to be in effect for calendar year 2009.

PUBLICATIONS

The OCC has an extensive list of paper-based publications available for a fee, as well as publications available free of charge. For a list of publications and current prices, consult the attached price list. Please note that publication prices are subject to change before the next schedule of fees is published.

Copies of an array of items, including news releases, issuances (such as bulletins, advisories, and alerts), and other materials may be downloaded free of charge from the agency's Web site at: [www.occ.treas.gov]. 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 \$ 50.00
- Fifty years or more \$ 125.00

Bank histories are provided to determine the successor to an inactive national bank. 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
- Declaration of insolvency
- Charter
- Corporate existence
- Fiduciary powers

