

MINUTES OF THE REGULAR MEETING  
OF THE STATE BANKING BOARD

NOVEMBER 15, 2023

**First item** of business on the agenda, Chairman Thompson called the Banking Board meeting to order at 10:00 a.m., pursuant to the Agenda that was posted for public display prior to 10:00 a.m. on November 8, 2023. Notice of the meeting was also made available to the Secretary of State and other interested parties pursuant to Title 25 O.S. § 311 (The Open Meeting Act). The meeting was held in the Conference Room of the State Banking Department, Oklahoma City, Oklahoma.

**Second item** on the agenda was roll call; the following members were present:

Mick Thompson, Chairman  
Sandy Bracken  
Tom Thompson  
Wade Huckabay  
Brad Krieger  
Rick Harper  
David Terry

Also present: Dudley Gilbert, Deputy Commissioner; Regina Rainey, Chief of Staff; Angela Morris, Director of Non-Depository; Monty Brant, Senior Examiner; Clint Duncan, Senior Examiner; Wayne Arbuthnot, Assistant Deputy Commissioner; Steven Hawkins, Director of Finance & Administration; and Austyn Hatfield, Executive Secretary.

Chairman Thompson introduced two new Board members - David Terry, Bank of Western Oklahoma, and Rick Harper, SpiritBank.

Chairman Thompson complimented Dennis Brand, previous Board member, for his years of service to the industry and the Banking Board.

**Third item** on the agenda was approval of minutes for the regular meeting held May 10, 2023.

Chairman Thompson asked for any changes or additions to the minutes. Member Thompson made a motion for approval of the minutes of the meeting held May 10, 2023. The motion was seconded by Member Krieger and approved as follows:

Sandy Bracken – voted yes  
Wade Huckabay – voted yes  
Brad Krieger – voted yes  
Tom Thompson – voted yes  
Rick Harper – voted yes

David Terry – voted yes

**Fourth item** on the agenda, Commissioner's Monthly Reports:

A. Department Status Update

Chairman Thompson gave Board members copies of the Department's Annual Report to the Governor; an article published by Oklahoma Watch regarding cancelled meetings; and the 2024 Banking Board Schedule.

Chairman Thompson then discussed the Department's revenue and expenditures and stated he will provide more detail during the discussion of assessments in item Five of the agenda.

B. Examination Report

Chairman Thompson reported that during the month of November, the Banking Department completed examinations of two Fed-member banks; two nonmember banks; one credit union; one trust company; and assisted a federal agency in one examination. At the beginning of November, examinations of three banks, one trust department, and two exams with federal agencies were in process. Several examiners attended the OSU Rural Economic Outlook Conference; several examiners attended the Southwest BSA & Financial Crimes Forum; one examiner attended Money 20/20; and several examiners attended the OBA BSA Advanced Seminar.

Chairman Thompson reported that three examiners were hired this year.

Chairman Thompson stated he met with FDIC Chairman Marty Gruenberg in October. The purpose of the meeting was to discuss federal regulatory burden and overreach from the Washington DC offices.

C. Legislative Update

Ms. Rainey discussed the upcoming legislative session and the deadlines for requesting and filing bills. She stated that if Board members have any suggested amendments to statutes or rules, please let the Department know by December 8.

Deputy Commissioner Gilbert discussed the rulemaking procedure and stated that if there are any proposals for rule amendments, they will need to be adopted in the February meeting of the Banking Board.

D. Pending Applications

Chairman Thompson confirmed each Board member is receiving the report of pending applications.

**Fifth item** on the agenda:

Consideration and prescription of the rates of bank and trust company assessments for Oklahoma state-chartered institutions existing as of December 31, 2023, calculated on institution assets as of December 31, 2023, pursuant to Title 6 O.S. §211(A)(2).

Chairman Thompson presented Board members with a PowerPoint presentation describing the growth of the banking industry in Oklahoma, assessment rates and assessment discounts for previous years, and a comparison of the Department's income and expenses for the past several years. He then discussed the Department's budget and its reserve account that is available to absorb any unforeseen financial impact. He stated the amount in reserve is sufficient to support a reduction in assessment revenue.

Chairman Thompson then discussed several assessment proposals and the impact of each on the Department's budget. He explained the Board could adopt any of the suggested proposals or make its own suggestion for assessment rates. Board members discussed each proposed discount and then asked questions of the Chairman and Steven Hawkins about how other assessment scenarios would impact the Department's budget.

After discussion by Board members, review of suggested alternatives for assessment rates, and review of the Department's budget, Member Bracken made a motion to set the assessment rate for banks as follows:

- 18¢ per \$1,000 of assets on the first \$1 billion,
- 14 ¢ per \$1,000 on the assets exceeding \$1 billion, but not exceeding \$2 billion,
- 10¢ per \$1,000 on assets exceeding \$2 billion but not exceeding \$4 billion, and
- 7¢ per \$1,000 on assets exceeding \$4 billion

and the Commissioner is directed to reduce the total collected assessment by 60% for banks with assets of \$1 billion or less and 15% for banks with assets greater than \$1 billion.

The motion was seconded by Member Huckabay and approved as follows:

- Sandy Bracken – voted yes
- Wade Huckabay – voted yes
- Brad Krieger – voted yes
- Tom Thompson – voted yes
- Rick Harper – voted yes
- David Terry – voted yes

Member Huckabay then made a motion to set the rate for trust company assessments as follows:

- 18¢ per \$1,000 of company-owned assets, plus a rate of 10¢ per \$1,000 of assets under management - with this portion of the assessment capped at \$25,000.

The motion was seconded by Member Krieger and approved as follows:

Sandy Bracken – voted yes  
Wade Huckabay – voted yes  
Brad Krieger – voted yes  
Tom Thompson – voted yes  
Rick Harper – voted yes  
David Terry – voted yes

**Seventh item** on the agenda, New Business.

There was no new business to discuss.

**Eighth item** on the agenda, Adjournment.

Member Bracken made a motion to adjourn. The motion was seconded by Member Thompson and approved as follows:

Sandy Bracken – voted yes  
Wade Huckabay – voted yes  
Brad Krieger – voted yes  
Tom Thompson – voted yes  
Rick Harper – voted yes  
David Terry – voted yes

The meeting adjourned at 11:17 a.m.

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Mick Thompson, Chairman

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Tom Thompson

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Sandy Bracken

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