

SUBTITLE 10. BRANCH BANKING.

5-1001.

(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) "BANK" HAS THE MEANING STATED IN § 2(C) OF THE FEDERAL BANK HOLDING COMPANY ACT.

(C) "BANK SUPERVISORY AGENCY" MEANS:

(1) THE OFFICE OF THE COMPTROLLER OF THE CURRENCY, THE FEDERAL DEPOSIT INSURANCE CORPORATION, THE BOARD OF GOVERNORS OF THE FEDERAL RESERVE SYSTEM, OR ANY SUCCESSOR TO THESE AGENCIES; OR

(2) AN AGENCY OF ANOTHER STATE WITH PRIMARY RESPONSIBILITY FOR CHARTERING AND SUPERVISING BANKS.

(D) (1) "BRANCH" MEANS A BANK OFFICE OPEN TO THE PUBLIC AT WHICH DEPOSITS ARE RECEIVED, CHECKS ARE PAID, OR MONEY IS LENT.

(2) "BRANCH" INCLUDES A MOBILE BRANCH OR OTHER SPECIAL-PURPOSE FACILITY THAT PERFORMS A FUNCTION OF A BRANCH.

(3) "BRANCH" DOES NOT INCLUDE AN ELECTRONIC TERMINAL AS DEFINED IN § 5-502 OF THIS TITLE.

(E) "DE NOVO BRANCH" MEANS A BRANCH OF AN OUT-OF-STATE BANK OR BANKING INSTITUTION THAT:

(1) IS ORIGINALLY ESTABLISHED BY THE OUT-OF-STATE BANK OR BANKING INSTITUTION AS A BRANCH; AND

(2) DOES NOT BECOME A BRANCH OF THE OUT-OF-STATE BANK OR BANKING INSTITUTION AS A RESULT OF:

(I) THE ACQUISITION BY THE OUT-OF-STATE BANK OR BANKING INSTITUTION OF AN INSURED DEPOSITORY INSTITUTION OR A BRANCH OF AN INSURED DEPOSITORY INSTITUTION; OR

(II) THE CONVERSION, MERGER, OR CONSOLIDATION OF AN INSURED DEPOSITORY INSTITUTION OR A BRANCH OF AN INSURED DEPOSITORY INSTITUTION.

(F) "HOME STATE" MEANS:

(1) AS TO A NATIONAL BANKING ASSOCIATION, THE STATE IN WHICH ITS MAIN OFFICE IS LOCATED; AND

(2) AS TO A STATE-CHARTERED BANK, THE STATE BY WHICH IT IS CHARTERED.