



PERMANENT ADMINISTRATIVE ORDER

FSR 1-2021

CHAPTER 441
DEPARTMENT OF CONSUMER AND BUSINESS SERVICES
FINANCE AND SECURITIES REGULATION

FILED

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ARCHIVES DIVISION
SECRETARY OF STATE
& LEGISLATIVE COUNSEL

FILING CAPTION: Reduces investigation fee for currently licensed Check Cashers and Payday/Title lenders

EFFECTIVE DATE: 02/01/2021

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AMEND: 441-755-0010

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RULE SUMMARY: Adds currently licensed check cashers, payday and title lenders to the businesses that are eligible for a reduced investigation fee of \$75 for additional licenses.

CHANGES TO RULE:

441-755-0010

Fees Payable to the Director ¶

(1) All fees described in this rule must be payable to the Department of Consumer and Business Services, and submitted to the Director either by mail to the mailing address specified on the application form, in-person delivery to the address specified on the application form, or through online application or renewal when online transactions are available.¶

~~(2) An investigation fee in the amount of \$150 must accompany every initial application for a check-casher license. An applicant that received a consumer finance~~ (a) Except as provided in (b), every initial application for a check-casher license must be accompanied by an investigation fee in the amount of \$150.¶

~~(b) An applicant possessing a current check-casher, consumer finance, payday or title lending, or pawnbroker license from the Oregon Department of Consumer and Business Services, Division of Finance and Corporate Securities and that license is still valid which is in good standing, shall pay and in good standing, using the same investigation fee of \$75 if the legal entity name and identifying the same control persons as listed on the check-casher license application, must pay an investigation fee of \$75. The investigation fee is application is the same as those listed on the applicant's current check-casher, consumer finance, payday or title lending, or pawnbroker license.~~¶

~~(c) The investigation fee is nonrefundable and assessed per application regardless of the number of locations being licensed. The investigation fee is nonrefundable.~~¶

(3) An initial license fee in the amount of \$150 for each location where check-cashing activity will be conducted must also accompany every initial application for a check-casher license. The location where an applicant places or will place an automated check-cashing machine or the use of a mobile unit is a location that must be licensed. This

fee must be paid for the principal place of business only if check-cashing activity will be conducted at this location. This initial license fee is nonrefundable.¶

(4) A renewal license fee in the amount of \$150 for each location where check-cashing activity will be conducted must be paid by the licensee in the year the licensee's licenses expire. This fee is nonrefundable.¶

(5) The investigation fee is a one-time fee paid at the time of initial application. An initial license fee paid during December 2007 covers calendar years 2008 and 2009, if the license is issued. An initial license fee paid on or after January 2, 2008 covers the calendar year from the date the license is issued plus the following full calendar year. The license fee for an additional licensed location covers the remaining period until that licensee's current licenses expire. A renewal fee covers the two year period beginning on the day after the expiration date of the current license.¶

(6) For any compliance examination conducted by the ~~D~~director:¶

(a) The check-cashing business will be billed for time spent preparing for, traveling to the location where the records are maintained, conducting, and completing a report on the examination by the ~~D~~director's staff at the rate of \$75 per hour per staff person, plus actual travel expenses; and¶

(b) If out-of-state travel is required to conduct the examination, actual travel expenses will include air fare, lodging, food, rental car at destination, and mileage to and from the Oregon airport.¶

(7) To avoid enforcement action against the licensee, the check-cashing business must pay the billed examination expenses no later than 30 days from the date of the invoice.¶

(8) By order, the ~~D~~director may reduce the fees assessed during any specific biennial period, applying the reduction equally to all licensed locations.

Statutory/Other Authority: ORS 697.550

Statutes/Other Implemented: ORS 697.512, 697.514, ~~697.528~~