SENATE BILL No. 104

Be it enacted by the Legislature of the State of Kansas:

Section 1.   K.S.A. 9-1702 is hereby amended to read as follows: 9-1702. ~~If upon the examination of any bank or trust company the state banking board shall deem it necessary, the commissioner hereby is authorized to make or have made by the commissioner's assistant or examiners an examination of~~ *(a) The commissioner or the commissioner's designee is hereby authorized to examine* the fiduciary affairs of any officer or employee of any bank or trust company ~~which~~ *when such* officer or employee is serving in any fiduciary capacity~~, and upon similar determination by the state banking board the~~ *that may affect the safety and soundness of such bank or trust company.*

(b)   The commissioner *or the commissioner's designee is* hereby ~~is~~ authorized to ~~make or have made by the commissioner's assistant or examiners an examination of~~ *examine* any investment company ~~or~~, holding company ~~or corporation~~, *corporation or any other form of business entity* which is affiliated with any bank or trust company *to fully ascertain:*

(1)   *The relationship between such bank or trust company and any such affiliate; and*

(2)   *the effect of such relationship on the bank or trust company.*

(c)   *For the purposes of this section, "affiliate" shall have the meaning ascribed to it in section 2 of the bank holding act of 1956, 12 U.S.C. §1841.*

Sec. 2.   K.S.A. 9-1702 is hereby repealed.

Sec. 3.   This act shall take effect and be in force from and after its publication in the statute book.

I hereby certify that the above BILL originated in the SENATE, and passed that body

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_____
President of the Senate.

_____
Secretary of the Senate.

Passed the HOUSE _____

_____
Speaker of the House.

_____
Chief Clerk of the House.

APPROVED _____

_____
Governor.