

CHAPTER 9 - SAVINGS AND LOAN DIVISION: SAVINGS AND LOAN COMMISSION

SUBCHAPTER 9A - ORGANIZATION

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04 NCAC 09A .0103	AREAS OF RESPONSIBILITY
04 NCAC 09A .0104	FUNCTIONS
04 NCAC 09A .0105	CONFIDENTIALITY OF REPORTS
04 NCAC 09A .0106	CHARGES FOR SERVICES
04 NCAC 09A .0107	OTHER COLLECTIONS
04 NCAC 09A .0108	DEFINITIONS
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History Note: Authority G.S. 53-45(b); 54-2; 54-24; 54-24.1; 54-25; 54-26; 54-27; 54-29; 54-33.2; 54-44.10; 54A-3; 54A-18; 105-228.23; 105-228.24; 105-228.26; 105-228.27; 150B-10; 150B-12;
Eff. February 1, 1976;
Amended Eff. July 16, 1979;
Repealed Eff. August 31, 1981.

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04 NCAC 09A .0203	MEETINGS
04 NCAC 09A .0204	COMMITTEES
04 NCAC 09A .0205	DUTIES
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History Note: Authority G.S. 54-24; 54-24.1; 143A-179; 150B-10; 150B-12;
Eff. February 1, 1976;
Amended Eff. December 15, 1980; March 15, 1979;
Repealed Eff. August 31, 1981.

SECTION .0300 - STRUCTURE OF THE OFFICE OF THE ADMINISTRATOR OF SAVINGS AND LOAN

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History Note: Authority G.S. 54-24; 150B-10;
Eff. February 1, 1976;
Repealed Eff. August 31, 1981.

SUBCHAPTER 9B - RULE-MAKING: DECLARATORY RULINGS AND CONTESTED CASES

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04 NCAC 09B .0105	DECLARATORY RULINGS

History Note: Authority G.S. 54-24; 54-24.1; 54-33.2; 150B-11(3); 150B-12; 150B-12(d),(e); 150B-13; 150B-16; 150B-17;
 Eff. February 1, 1976;
 Repealed Eff. August 31, 1981.

SECTION .0200 - CONTESTED CASES

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04 NCAC 09B .0216	DISQUALIFICATION OF HEARING OFFICER
04 NCAC 09B .0217	SUBPOENAS
04 NCAC 09B .0218	PUBLIC INSPECTION OF FILES

History Note: Authority G.S. 54-24; 54-24.1; 54-33.1; 54-33.2; 150B-2(2); 150B-11(2),(3); 150B-12; 150B-23; 150B-23(d); 150B-25; 150B-25(a); 150B-25(b); 150B-26; 150B-28; 150B-29; 150B-32(b),(c); 150B-33(2),(5),(6);
 Eff. February 1, 1976;
 Amended Eff. August 10, 1979;
 Repealed Eff. August 31, 1981.

SUBCHAPTER 9C - OPERATION OF STATE-CHARTERED SAVINGS AND LOAN ASSOCIATIONS

SECTION .0100 - GRANTING OF A CHARTER

04 NCAC 09C .0101	APPLICATION TO ORGANIZE A SAVINGS AND LOAN ASSOCIATION
04 NCAC 09C .0102	GUIDELINES IN CONSIDERING APPLICATION

History Note: Authority G.S. 54-1; 54-2; 54-7; 54-24; 54-24.1; 54-33.2; 54A-3; 54A-9; 54A-18; 150B-12;
 Eff. February 1, 1976;
 Amended Eff. March 15, 1979;
 Repealed Eff. August 31, 1981.

04 NCAC 09C .0103	RESTRICTION ON STOCK OWNERSHIP
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History Note: Authority G.S. 54-24; 54-24.1; 54-33.2; 54A-12;
 Eff. November 7, 1977;

Repealed Eff. August 31, 1981.

04 NCAC 09C .0104 GUIDELINES IN PROCESSING NEW CHARTER APPLICATIONS

*History Note: Authority G.S. 54-24; 54-24.1; 54-33.2; 54A-3;
Eff. June 1, 1978;
Amended Eff. May 15, 1981;
Repealed Eff. August 31, 1981.*

04 NCAC 09C .0105 GUIDELINE FOR FILING NEW CHARTER APPLICATIONS

*History Note: Authority G.S. 54-24; 54-24.1; 54-33.2; 54A-3; 54A-18; 150B-12;
Eff. June 15, 1979;
Repealed Eff. August 31, 1981.*

04 NCAC 09C .0106 CORPORATE NAME

*History Note: Authority G.S. 54-2; 54-24; 54-24.1; 54-33.2; 54A-3; 54A-10; 54A-18; 150B-12;
Eff. September 1, 1980;
Repealed Eff. August 31, 1981.*

SECTION .0200 - GRANTING OF BRANCH OFFICES

04 NCAC 09C .0201 APPLICATION TO ESTABLISH A BRANCH OFFICE

04 NCAC 09C .0202 GUIDELINES IN CONSIDERING APPLICATION

*History Note: Authority G.S. 54-24; 54-24.1; 54-33.2; 54A-3; 54A-18; 150B-12;
Eff. February 1, 1976;
Amended Eff. September 1, 1980; March 15, 1979;
Repealed Eff. August 31, 1981.*

04 NCAC 09C .0203 GUIDELINES FOR FILING BRANCH APPLICATIONS

*History Note: Authority G.S. 54-24; 54-24.1; 54-33.2; 54A-3; 54A-18; 150B-12;
Eff. June 15, 1979;
Amended Eff. March 1, 1981;
Repealed Eff. August 31, 1981.*

04 NCAC 09C .0204 OPENING A BRANCH OFFICE

*History Note: Authority G.S. 54-24; 54-24.1; 54-33.2; 54A-3; 54A-18; 150B-12;
Eff. March 1, 1981;
Repealed Eff. August 31, 1981.*

SECTION .0300 - DIRECTORS: OFFICERS AND EMPLOYEES

04 NCAC 09C .0301 ORGANIZATION AND CLASSIFICATION OF DIRECTORS

04 NCAC 09C .0302 COMPOSITION OF BOARD OF DIRECTORS

*History Note: Authority G.S. 54-2; 54-24; 54-24.1; 54-33.2; 54A-3; 54A-18; 150B-12;
Eff. February 1, 1976;
Amended Eff. March 15, 1979;
Repealed Eff. August 31, 1981.*

04 NCAC 09C .0303 VACANCIES ON BOARD OF DIRECTORS

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04 NCAC 09C .0305	LIABILITY OF DIRECTORS TO ASSOCIATION
04 NCAC 09C .0306	DUTY OF DIRECTORS AND OFFICERS TO ASSOCIATION
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04 NCAC 09C .0308	OFFICERS AND EMPLOYEES
04 NCAC 09C .0309	RESTRICTIONS INVOLVING LOAN SERVICES
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History Note: Authority G.S. 54-7; 54-18.3; 54-19; 54-21.2(b); 54-24; 54-24.1; 54-33.2; 54-33.3; 54A-2; 54A-3; 54A-18; 55-27; 55-28; 55-32; 55-34; 55-35; 150B-12;
 Eff. March 15, 1979;
 Amended Eff. March 1, 1981; April 15, 1980;
 Repealed Eff. August 31, 1981.

SECTION .0400 - PROXIES

04 NCAC 09C .0401	VOTING BY PROXY
04 NCAC 09C .0402	FORM OF PROXY
04 NCAC 09C .0403	HOLDERS OF PROXIES
04 NCAC 09C .0404	PROXY SOLICITATION

History Note: Authority G.S. 54-7; 54-24; 54-24.1; 54-33.2; 54A-2; 54A-3; 54A-18; 55-68;
 150B-12;
 Eff. February 1, 1976;
 Amended Eff. March 15, 1979;
 Repealed Eff. August 31, 1981.

SECTION .0500 - RECORDS

04 NCAC 09C .0501	GENERAL POLICIES
04 NCAC 09C .0502	RETENTION: REPRODUCTION AND DISPOSITION OF RECORDS

History Note: Authority G.S. 54-24; 54-24.1; 54-33.1; 54-33.2;
 Eff. February 1, 1976;
 Amended Eff. June 15, 1978;
 Repealed Eff. August 31, 1981.

SECTION .0600 - POWERS OF ASSOCIATION GENERALLY

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04 NCAC 09C .0602	INSURANCE OF SAVINGS ACCOUNTS
04 NCAC 09C .0603	INSURED AND GUARANTEED LOANS
04 NCAC 09C .0604	DEALING WITH SUCCESSORS IN INTEREST
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04 NCAC 09C .0606	PURCHASE MONEY FINANCING OF MOBILE HOMES
04 NCAC 09C .0607	POWER TO PURCHASE LOANS AND TO LEND UPON LOANS
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04 NCAC 09C .0609	SALE OF LOANS
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History Note: Authority G.S. 54-2; 54-18.3; 54-18.5; 54-19; 54-20; 54-21; 54-21.1; 54-21.2;

54-21.3; 54-21.4; 54-22; 54-23; 54-24; 54-24.1; 54-33.2; 54A-3; 54A-18; 150B-12;
Eff. February 1, 1976;
Amended Eff. September 1, 1980; September 1, 1977;
Repealed Eff. August 31, 1981.

04 NCAC 09C .0611 RETIREMENT OR REDUCTION OF PERMANENT CAPITAL RESERVE
04 NCAC 09C .0612 DIVIDENDS BY A STOCK-OWNED SAVINGS AND LOAN ASSOCIATION

History Note: Authority G.S. 54-24; 54-24.1; 54-33.2; 54A-3; 54A-18; 54A-19; 150B-12;
Eff. April 15, 1980;
Repealed Eff. August 31, 1981.

04 NCAC 09C .0613 CREDIT CARDS

History Note: Authority G.S. 54-24; 54-24.1; 54-33.2; 54A-3; 54A-18; 150B-12;
Eff. September 1, 1980;
Repealed Eff. August 31, 1981.

SECTION .0700 - NOTICE OF ANNUAL MEETING

04 NCAC 09C .0701 NOTICE OF ANNUAL MEETING REQUIRED
04 NCAC 09C .0702 NOTICE BY PUBLICATION
04 NCAC 09C .0703 ADDITIONAL NOTICE REQUIRED
04 NCAC 09C .0704 CONTENTS OF ADDITIONAL NOTICE

History Note: Authority G.S. 54-10; 54-24; 54-24.1; 54-33.2; 55-68;
Eff. June 15, 1978;
Repealed Eff. August 31, 1981.

SECTION .0800 - LIST OF STOCKHOLDERS TO BE KEPT: CERTIFICATES FOR SHARES AND THEIR TRANSFER

04 NCAC 09C .0801 LIST OF STOCKHOLDERS TO BE KEPT
04 NCAC 09C .0802 CERTIFICATES FOR SHARES
04 NCAC 09C .0803 TRANSFER OF SHARES

History Note: Authority G.S. 54-24; 54-24.1; 54-33.2; 54A-2; 54A-3; 54A-10; 54A-18; 150B-12;
Eff. October 1, 1978;
Amended Eff. September 1, 1980;
Repealed Eff. August 31, 1981.

04 NCAC 09C .0804 WHEN STOCK MAY BE HELD BY FINANCIAL INSTITUTIONS

History Note: Authority G.S. 54-24; 54-24.1; 54-33.2; 54A-3; 54A-10; 54A-18; 150B-12;
Eff. April 15, 1980;
Repealed Eff. August 31, 1981.

SUBCHAPTER 9D - SAVINGS ACCOUNTS: SHARES: BONUS PLANS: AND CONTRACT FOR SAVINGS PROGRAMS

SECTION .0100 - SAVINGS ACCOUNTS

04 NCAC 09D .0101 EVIDENCE OF OWNERSHIP
04 NCAC 09D .0102 DUPLICATE CERTIFICATES AND PASSBOOKS

History Note: Authority G.S. 54-18.3; 54-18.5; 54-24; 54-24.1; 54-33.2; 54A-3; 54A-18; 150B-12;
Eff. February 1, 1976;
Amended Eff. March 1, 1981;
Repealed Eff. August 31, 1981.

04 NCAC 09D .0103 THIRD PARTY PAYMENT ORDERS OR AUTHORIZATIONS

History Note: Authority G.S. 54-18.3; 54-18.5; 54-24; 54-24.1; 54-33.2; 54A-2; 54A-3; 150B-12;
Eff. June 1, 1979;
Amended Eff. December 31, 1980;
Repealed Eff. August 31, 1981.

04 NCAC 09D .0104 NEGOTIABLE ORDER OF WITHDRAWAL ACCOUNTS
04 NCAC 09D .0105 NON-INTEREST-BEARING NEGOTIABLE ORDER WITHDRAWAL ACCOUNTS

History Note: Authority G.S. 54-18.3; 54-18.5; 54-24; 54-24.1; 54-33.2; 54A-3; 54A-18; 150B-12;
Eff. December 31, 1980;
Repealed Eff. August 31, 1981.

04 NCAC 09D .0106 HOLDING OF CERTIFICATE OR PASSBOOK
04 NCAC 09D .0107 SIGNATURE CARDS
04 NCAC 09D .0108 JOINT SAVINGS ACCOUNTS

History Note: Authority G.S. 41-2.1; 54-18.1; 54-18.3; 54-18.5; 54-24; 54-24.1; 54-33.2; 54A-3;
54A-18; 150B-12;
Eff. March 1, 1981;
Repealed Eff. August 31, 1981.

SECTION .0200 - SHARES: BONUS PLANS: AND CONTRACTS FOR SAVINGS PROGRAMS

04 NCAC 09D .0201 CLASSES OF SHARES
04 NCAC 09D .0202 CERTIFICATES AND PASS BOOKS

History Note: Authority G.S. 41-2.1; 54-14; 54-15; 54-18; 54-18.1; 54-18.3; 54-18.5; 54-42;
54-43;
Eff. February 1, 1976;
Repealed Eff. March 1, 1981.

**SECTION .0300 - ELECTION BY MUTUAL ASSOCIATIONS OF SAVINGS ACCOUNTS AUTHORIZED IN
G.S. 54-18.3**

04 NCAC 09D .0301 ELECTION
04 NCAC 09D .0302 MEMBERSHIP: RIGHTS
04 NCAC 09D .0303 EVIDENCE OF ACCOUNT

History Note: Authority G.S. 54-17; 54-18.3; 54-18.5; S.L. 1969, Ch. 449;
Eff. March 15, 1978;
Repealed Eff. August 31, 1981.

SUBCHAPTER 9E - MORTGAGE LOANS: SHARE LOANS AND LOAN EXPENSES

SECTION .0100 - MORTGAGE LOANS

04 NCAC 09E .0101	MANNER OF MAKING LOANS: SECURITY REQUIRED
04 NCAC 09E .0102	DIRECT REDUCTION OF PRINCIPAL
04 NCAC 09E .0103	INSURED AND GUARANTEED LOANS
04 NCAC 09E .0104	APPRAISALS
04 NCAC 09E .0105	LOANS TO ONE BORROWER
04 NCAC 09E .0106	PURCHASE OF LOANS
04 NCAC 09E .0107	LOANS FOR IMPROVEMENT: REPAIRING AND EQUIPPING
04 NCAC 09E .0108	APPRAISALS WITH RESPECT TO SUPERVISORY EXAMINATIONS
04 NCAC 09E .0109	RECORDS WITH RESPECT TO MORTGAGE LOANS
04 NCAC 09E .0110	SALE OF LOANS
04 NCAC 09E .0111	ADVANCES FOR TAXES AND INSURANCE PREMIUMS

History Note: Authority G.S. 24-1.2; 54-19; 54-20; 54-21; 54-21.1; 54-21.4; 54-24; 54-24.1; 54-33.1; 54-33.2; 54A-3; 54A-18; 150B-12; 54-33.2;
Eff. February 1, 1976;
Amended Eff. December 15, 1980; September 1, 1980; July 16, 1979; June 15, 1978;
Repealed Eff. August 31, 1981.

SECTION .0200 - SHARE LOANS

04 NCAC 09E .0201	GENERAL PROVISIONS
04 NCAC 09E .0202	COLLATERAL FOR SHARE LOANS

History Note: Authority G.S. 54-19; 54-24; 54-24.1; 54-33.2;
Eff. February 1, 1976;
Repealed Eff. August 31, 1981.

04 NCAC 09E .0203	ACCEPTABILITY OF STOCK AS SECURITY
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History Note: Authority G.S. 54-19; 54-24; 54-24.1; 54-33.2; 54A-3; 54A-18; 150B-12;
Eff. April 15, 1980;
Amended Eff. May 15, 1981;
Repealed Eff. August 31, 1981.

SECTION .0300 - LOAN EXPENSES

04 NCAC 09E .0301	FEES AND CHARGES
04 NCAC 09E .0302	SETTLEMENT STATEMENT

History Note: Authority G.S. 24-1; 24-1.1; 24-1.1A; 24-1.2; 24-8; 24-10; 54-24; 54-24.1; 54-33.1; 54-33.2; 54A-3; 54A-18; 150B-12;
Eff. February 1, 1976;
Amended Eff. August 10, 1979;
Repealed Eff. August 31, 1981.

04 NCAC 09E .0303	SELECTION OF ATTORNEY
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History Note: Authority G.S. 54-24; 54-24.1; 54-33.2;
Eff. October 1, 1977;

Repealed Eff. August 31, 1981.

SECTION .0400 - ALTERNATIVE MORTGAGE INSTRUMENTS

- 04 NCAC 09E .0401 GENERAL PROVISIONS**
- 04 NCAC 09E .0402 GRADUATED PAYMENT MORTGAGE**
- 04 NCAC 09E .0403 VARIABLE RATE MORTGAGE**

*History Note: Authority G.S. 45-75; 54-20; 54-24; 54-24.1; 54-33.2; 54A-3; 54A-18; 150B-12;
Eff. July 16, 1979;
Amended Eff. April 15, 1980;
Repealed Eff. August 31, 1981.*

- 04 NCAC 09E .0404 REVERSE-ANNUITY MORTGAGE**
- 04 NCAC 09E .0405 ROLL-OVER MORTGAGE**

*History Note: Authority G.S. 24-1.1A; 45-75; 54-20; 54-24; 54-24.1; 54-33.2; 54A-3; 54A-18;
150B-12;
Eff. April 15, 1980;
Amended Eff. September 1, 1980;
Repealed Eff. August 31, 1981.*

- 04 NCAC 09E .0406 FIXED-PAYMENT ADJUSTABLE-RATE MORTGAGE LOAN**

*History Note: Authority G.S. 54-20; 54-24; 54-24.1; 54-33.2; 54A-3; 54A-18; 150B-12;
Eff. December 15, 1980;
Amended Eff. March 1, 1981;
Repealed Eff. August 31, 1981.*

SECTION .0500 - CONSUMER LOANS

- 04 NCAC 09E .0501 GENERAL AUTHORITY**
- 04 NCAC 09E .0502 DEFINITIONS**
- 04 NCAC 09E .0503 LOANS TO ONE BORROWER**
- 04 NCAC 09E .0504 INTEREST RATES AND OTHER PROVISIONS**

*History Note: Authority G.S. 54-21.2(b); 54-24; 54-24.1; 54-33.2; 54A-3; 54A-18; 150B-12;
Eff. December 15, 1980;
Amended Eff. March 1, 1981; January 14, 1981;
Repealed Eff. August 31, 1981.*

SUBCHAPTER 9F - INVESTMENTS AND FISCAL AGENT

- 04 NCAC 09F .0101 INVESTMENTS**
- 04 NCAC 09F .0102 FISCAL AGENT**

*History Note: Authority G.S. 54-21.2; 54-21.3; 54-24; 54-33.2; 54-33.3;
Eff. February 1, 1976;
Repealed Eff. August 31, 1981.*

- 04 NCAC 09F .0103 COMMERCIAL PAPER AND CORPORATE DEBT SECURITIES**

*History Note: Authority G.S. 54-21.2(b); 54-24; 54-24.1; 54-33.2; 54A-3; 54A-18; 150B-12;
Eff. December 15, 1980;*

Repealed Eff. August 31, 1981.

SUBCHAPTER 9G - REGULATIONS RELATIVE TO CERTAIN TAX MATTERS

- 04 NCAC 09G .0101 FORM REQUIRED**
- 04 NCAC 09G .0102 STOCK AND INCOME TAX FORM**

*History Note: Authority G.S. 54-41.1; 105-228.24; 105-228.26; 105-228.27;
Eff. February 1, 1976;
Repealed Eff. August 31, 1981.*

SUBCHAPTER 9H - SERVICE CORPORATIONS

- 04 NCAC 09H .0101 FILING REQUIREMENTS**
- 04 NCAC 09H .0102 ACTIVITIES**
- 04 NCAC 09H .0103 FINANCIAL LIMITATIONS**
- 04 NCAC 09H .0104 UNSECURED DEBT**
- 04 NCAC 09H .0105 SECURED DEBT**
- 04 NCAC 09H .0106 STOCK IN A SERVICE CORPORATION**
- 04 NCAC 09H .0107 MEMBERSHIP OF BOARD OF DIRECTORS**
- 04 NCAC 09H .0108 AMENDMENTS TO ARTICLES OF INCORPORATION OR TO BYLAWS**

*History Note: Authority G.S. 54-24; 54-24.1; 54-33.2;
Eff. February 1, 1976;
Repealed Eff. August 31, 1981.*

SUBCHAPTER 9I - MUTUAL TO STOCK CONVERSIONS

This Subchapter 9I of Title 4 of the North Carolina Administrative Code (4 NCAC 9I); MUTUAL TO STOCK CONVERSIONS; has been transferred with changes within the Department of Commerce and recodified as Subchapter 16G of Title 4 of the North Carolina Administrative Code (4 NCAC 16G), effective August 31, 1981.