

STATE BOARD OF FINANCIAL INSTITUTIONS M I N U T E S
September 7, 2016
Columbia, South Carolina

Upon proper call and due notice to all of its members and after having given required public notice, the State Board of Financial Institutions assembled in a meeting this the 7th day of September, 2016, with Chairman Loftis presiding. Members present were: Messrs. Buyck, Conley, Hart, Pennington, Williams, Wright, Saunders, Strickland, and Ms. Marcum. In attendance were, Commissioner Louie Jacobs; Commissioner Ron Bodvake; Mr. Jim Copeland, Assistant Commissioner, Consumer Finance Division, Ms. Kathy Bickham, Assistant Commissioner, Banking Division, Ms. Renee Dzek, Accounting Fiscal Manager, Banking Division, Mr. Bert Cassell, General Counsel, State Treasurer's Office, Mr. Paul Ham, Administration Division Director, State Treasurer's Office, and Mr. Tony Kester, Assistant to the Chairman, State Treasurer's Office.

Members participating by telephone: Mr. Hassell

The Agenda was approved by General Consent.

The August 3, 2016 Board Minutes were approved by General Consent.

Guests in attendance: Carrie Grube-Lybarker, SC Department of Consumer Affairs, Steven Gilbert, Senate Banking and Insurance Committee, Billy Boylston, Carolinas Credit Union League.

CONSUMER FINANCE DIVISION

The following Supervised Consumer Finance Licensees have advised of change of address as follows: (a) Southern Finance of South Carolina, Inc. dba Southern Finance from 359 West Evans Street to 1514 South Irby Street, Florence; (b) Regional Finance Corporation of South Carolina from 233 Second Street to 1612 State Road, Suite A-14, Cheraw; (c) Western-Finance Corporation dba Western Finance from 160 South Pine Street, Suite C&D to 912 East Main Street, Spartanburg.

The following Supervised Consumer Finance Licensees have advised of change of name as follows: (a) Western-Finance Corporation from dba National Finance to dba Western Finance, Spartanburg; (b) World Finance Company of South Carolina, LLC from dba Colonial Finance Company to World Finance Corporation, Columbia.

Notification has been received that the following Supervised Consumer Finance Licensees have been voluntarily surrendered for cancellation:

1. Household Finance Corporation II, 10210 Windhorst Road, Tampa, Florida.
2. Household Finance Corporation III, 10210 Windhorst Road, Tampa, Florida.
3. Beneficial Financial I, Inc., 10210 Windhorst Road, Tampa, Florida.
4. HSBC Mortgage Services, Inc., 10210 Windhorst Road, Tampa, Florida.
5. Grand Strand Credit Corporation dba Grand Strand Credit, 2126 Highway 9, Suite F-3, Longs, South Carolina.

Employment of Ronny Keith Sims, Auditor III, effective August 17, 2016

EXAMINING DIVISION

None

COMMITTEE REPORTS AND OTHER UPDATES

Policy, Planning and Budget Committee

None

Legislative Committee

None

REGULAR SESSION

Consumer Finance Division

The following applications for Supervised Consumer Finance Licensees have been received by the Consumer Finance Division pursuant to §37-3-503. The division has reviewed and determined these applications meet licensing requirements pursuant to §37-3-503(1) (2).

IN-STATE

1. Request of American Capital Finance Corporation to operate at www.acfcorp.com. **(#Active1)**
2. Request of Regional Finance Corporation of South Carolina to operate at 400 North Dobys Bridge Road, Suite 103, Fort Mill, South Carolina 29715. **(#Active72)**
3. Request of Regional Finance Corporation of South Carolina to operate at 509 West Butler Road, Greenville, South Carolina 29607. **(#Active72)**

OUT-OF-STATE

4. Request of Ally Financial Inc. dba Ally Financial for a Supervised Consumer Finance License to perform certain lending operations in South Carolina from its location at 2911 Lake Vista Drive, Floor 01, Lewisville, Texas 75067. **(New)**
5. Request of Ally Financial Inc. dba Ally Financial for a Supervised Consumer Finance License to perform certain lending operations in South Carolina from its location at 200 Renaissance Center, Detroit, Michigan 48265. **(New)**
6. Request of Ally Financial Inc. for a Supervised Consumer Finance License to perform certain lending operations in South Carolina from its location at www.ally.com. **(New)**
7. Request of Second Round Limited Partnership for a Supervised Consumer Finance License to perform certain lending operations in South Carolina from its location at 4150 Freidrich Lane, Suite I, Austin, Texas 78744. **(New)**
8. Request of Second Round Limited Partnership for a Supervised Consumer Finance License to perform certain lending operations in South Carolina from its location at www.second-round.com. **(New)**
9. Request of SunUp Financial, LLC dba BalanceCredit.com for a Supervised Consumer Finance License to perform certain lending operations in South Carolina from its location at 6504 International Parkway, Suite 2100, Plano, Texas 75093. **(#Active2)**
10. Request of TitleMax of South Carolina, Inc. for a Supervised Consumer Finance License to perform certain lending operations in South Carolina from its location at www.titlemaxonline.com. **(#Active89)**

11. Request of Viewtech Financial Services, Inc. for a Supervised Consumer Finance License to perform certain lending operations in South Carolina from its location at 2900 North Loop West, 3rd Floor, Houston, Texas 77092. **(#Active2)**
12. Request of Viewtech Financial Services, Inc. for a Supervised Consumer Finance License to perform certain lending operations in South Carolina from its location at 2600 Westown Parkway, Suite 120, West Des Moines, Iowa 50266. **(#Active2)**

CHECK CASHING LEVEL II SERVICES

The following applications for Level II Check Cashing Services have been received by the Consumer Finance Division pursuant to §34-41-40. The division has reviewed and determined these applications meet licensing requirements pursuant to §34-41-40, §34-41-42 and §34-41-50.

13. Request of TA Operating LLC dba TravelCenters of America and Petro Shopping Centers for a license to provide Check Cashing Level II services at 1402 East Main Street, Duncan, South Carolina 29334. **(New)**

OTHER BUSINESS

Commissioner Bodvake provided an update on:

- The 2016 Accountability Report.
- Conferences attended and future conferences to be attended.
- Review of legislation regarding check cashing licensing.
- Consumer Finance Protection Bureau proposed regulations on Small Dollar Lending.

Ms. Carrie Grube-Lybarker from the South Carolina Department of Consumer Affairs provided an update on:

- Legislation passed regarding Code clean-up and Territorial Lending.
- Motor vehicle closing fees.
- Concerns and questions from the Department of Consumer Affairs regarding the proposed CFPB Small Dollar Lending Rules.

Ms. Lybarker also answered questions from the members regarding her comments to the Board.

On motion of Mr. Saunders, duly seconded by Mr. Hart, and unanimously carried, the Board approved the following meeting dates for 2017.

January 11
February 1
March 1
April 5
May 3
June 7
August 2
September 6
October 4
November 1
December 6

EXECUTIVE SESSION

On motion of Mr. Saunders, duly seconded by Mr. Strickland, and unanimously carried, the Board voted to go into Executive Session to receive and discuss information pertaining to information regarding contractual arrangements, examination findings, personnel matters, receive legal advice, discuss documents or information incidental to proposed contractual matters, discuss confidential information or trade secrets of institutions under examination.

The Chairman announced he had to excuse himself at this time due to a prior commitment and asked the Chairman Pro-tempore, Mr. Saunders, to assume the role of Chairman.

On motion of Mr. Conley, duly seconded by Mr. Hart, and unanimously carried, the Board returned to Regular Session. No other votes were taken in Executive Session.

The following actions were taken in Regular Session on items discussed in Executive Session:

Consumer Finance Division

Items 1 and 2 were an update from the Commissioner and did not require a vote.

Examining Division

On motion of Mr. Conley, duly seconded by Mr. Pennington, and unanimously carried, the Board approved the request of The Peoples Bank, Iva, for approval to pay a cash dividend in the amount requested by the bank.

On motion of Mr. Hart, duly seconded by Mr. Hassell, and unanimously carried, the Board approved the request of South Carolina Community Bank, Columbia, to relocate its Main Office from 1545 Sumter Street, Columbia to 1227 Main Street.

On motion of Mr. Strickland, duly seconded by Mr. Conley, and unanimously carried, the Board approved the Commissioner's request for an operating instruction to permit State chartered credit unions to include in their fields of membership members of the same household living in the same residence and maintaining a single economic unit under the same terms and conditions as federally-chartered credit unions are permitted to do.

Item 6 was a report by the Commissioner of Banking to discuss confidential information and did not require a vote.

Item 7 was a discussion on personnel matters and did not require a vote.

The Board, through consensus, scheduled its next meeting for October 5, 2016.

There being no further business, the meeting was adjourned by acclamation.

An audio copy of the meeting is available upon request.

