

Changes in terminology in the Department of Financial Regulation housekeeping bill (H.648) to remove conflicting uses and definitions of the term “financial institution,” and to update related terms, in the Consumer Protection chapter (8 V.S.A Chapter 200) of DFR’s banking statutes

Bill Section(s)	Statute(s)	Current term	Need for change	Replacement term	Definition of replacement term	Location of definition	Other notes
16-21	8 V.S.A. Chp 200, Subchapter 2, §§ 10201-10206	Financial institution	Remove conflicting use and definition of term	Regulated entity	<i>means a person required to be licensed or chartered pursuant to Part 2 of this title, an entity organized under the laws of another state that is regulated by its home state in an equivalent manner to an independent trust company chartered pursuant to chapter 77 of this title, a financial institution, a credit union, branches and agencies of foreign banks, and subsidiaries of any such person</i>	8 V.S.A. § 10202 (term and definition specific to subchapter)	Detailed list of entities in definition helps to avoid ambiguity
24	8 V.S.A. Chp 200, Subchapter 4, § 10403	Financial institution	Remove conflicting use and definition of term	Lending institution	<i>means a Vermont financial institution, Vermont credit union, and any person required to obtain, or exempt from the requirement to obtain, a lender license pursuant to section 2201 of this title</i>	8 V.S.A. § 10403 (term and definition specific to section)	
25	8 V.S.A. Chp 200, Subchapter 4, § 10404	Federally insured depository institution	Replace undefined term	Insured depository institution, as defined in [specific referenced federal laws]	Definition incorporated into provision itself	8 V.S.A. § 10404 (term and definition specific to section)	

27	8 V.S.A. Chp 200, Subchapter 5, § 10504	Financial institution with their principal place of business in this State	Updates to correct defined term	Vermont financial institution	<i>means a special purpose institution or universal financial institution organized under the laws of the State of Vermont</i>	8 V.S.A. § 11101 (term and definition applies across DFR's banking statutes)	Term "universal financial institution" is also a defined term meaning, colloquially, a bank
28	8 V.S.A. Chp 200, Subchapter 5, § 10505	Depository institution	Create consistency with terms used across statutes	Financial institution	<i>means any Vermont financial institution, state financial institution, and national financial institution</i>	8 V.S.A. § 11101 (term and definition applies across DFR's banking statutes)	Terms used in definition are also defined terms; colloquially, "Vermont financial institutions" are primarily banks chartered in Vermont; "state financial institutions" are banks chartered in other states, and "national financial institutions" are banks chartered federally
30-33	8 V.S.A. Chp 200, Subchapter 6, §§ 10701-10704	Financial institution	Remove conflicting use and definition of term	Person	<i>"Person" shall include any natural person, corporation, municipality, the State of Vermont or any department, agency, or subdivision of the State, and any partnership, unincorporated association, or other legal entity</i>	1 V.S.A. § 128 (definition applies to all state statutes and is widely used)	Use of "person" removes need to create a new defined term and adopts approach used elsewhere such as DFR's licensing statutes