

States with Centralized Payday Loan Databases

State	State Wide Database ¹	Statutory Authority	Agency Responsible for Collecting Data	Fees Associated with the Database ²	Primary Function of Database
Alabama	Yes	<i>Alabama Code</i> Section 5-18A-13	State Banking Department	Per transaction fee, \$0.62	Regulatory compliance.
Delaware	Yes	<i>Delaware Code Annotated</i> , Title 5, Section 2227 et seq.	Office of the State Bank Commissioner	Per transaction fee, \$1.50 ³	Regulatory compliance and statistical information.
Florida	Yes	<i>Florida Statutes</i> Section 560.401 et seq.	Office of Financial Regulation	Per transaction fee, \$1 ⁴ (\$0.65 to the State)	Regulatory compliance and statistical information.
Illinois	Yes	Payday Loan Reform Act 815; ILCS 122/1-1 et seq.	Department of Financial and Professional Regulation	Per transaction fee, \$1 ⁵	Regulatory compliance and statistical information.
Indiana	Yes	<i>Indiana Code</i> Section 24-4.5-7-101 et seq.	Department of Financial Institutions	Per transaction fee, \$0.43	Regulatory compliance and statistical information.
Kentucky	Yes	<i>Kentucky Revised Statutes Annotated</i> Section 286.9-140	Department of Financial Institutions	Per transaction fee, \$1 ⁶ (\$0.50 to the State)	Regulatory compliance and statistical information.

¹ According to the “Performance Audit, Department of Business and Industry, Division of Financial Institutions 2018,” Audit Division, Legislative Counsel Bureau, of the 14 states that use a payday loan database, all rely on an outside vendor to manage the system. While the same vendor (Veritec Solutions, LLC) is used by all 14 states, each state has its own system tailored to their own needs and regulations. As of January 1, 2018, New Mexico no longer uses a payday loan database.

² Typically, the state regulator contracts with the database provider to run the database, and the database provider charges licensees directly on a per loan basis. According to Veritec, the average fee is currently \$0.89 and the average charge is \$0.81. The difference is that Florida, Kentucky, Oklahoma, and Washington take a portion of the fee.

³ Commissioner establishes the database fee as authorized in 5 *Delaware Code Annotated* Section 2235B(e)(4) pursuant to 16 DE Reg. 658 (2012).

⁴ Commissioner may by rule impose a fee of up to \$1 per transaction (pursuant to *Florida Statutes* 560.404(24)(b)).

⁵ A per transaction fee not to exceed \$1 (pursuant to 815 ILCS 122).

⁶ Requires the Commissioner to impose a per transaction fee of \$1 (pursuant to HB 444, 2009).

State	State Wide Database ¹	Statutory Authority	Agency Responsible for Collecting Data	Fees Associated with the Database ²	Primary Function of Database
Michigan	Yes	<i>Michigan Compiled Laws</i> Section 487.2142	Department of Insurance and Financial Services	Per transaction fee, \$0.49 ⁷	Regulatory compliance.
North Dakota	Yes	<i>North Dakota Code</i> 13-08-01 et seq.	Department of Financial Institutions	Per transaction fee, \$0.68 ⁸	Regulatory compliance and statistical information.
Oklahoma	Yes	<i>Oklahoma Statutes</i> , Title 59, Section 3101 et seq.	Department of Consumer Credit	Per transaction fee, \$0.56 + \$0.05 is collected on behalf of the State for use with consumer credit counseling. ⁹	Regulatory compliance.
South Carolina	Yes	<i>South Carolina Code Annotated</i> Section 34-39-175	State Board of Financial Institutions	Per transaction fee, less than \$1 ¹⁰	Statistical Information.
Virginia	Yes	<i>Virginia Code Annotated</i> Section 6.2-1810	Bureau of Financial Institutions	Per transaction fee, \$1.24 ¹¹	Regulatory compliance.
Washington	Yes	<i>Revised Code of Washington</i> Section 31-45-010 et seq.	Department of Financial Institutions	Per transaction fee, \$1 (\$0.30 to the State)	Regulatory compliance and statistical information.
Wisconsin	Yes	<i>Wisconsin Statutes</i> Section 138.14	Division of Banking, Department of Financial Institutions	Per transaction fee, \$1 ¹²	Regulatory compliance monitoring and statistical information.

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⁷ The database provider may charge a licensee a verification fee for access to the database, in amounts approved by the Commissioner under section 34(5) (pursuant to *Michigan Compiled Laws* 487.2154).

⁸ *North Dakota Code* 13-08-12, “Fees for service – Deferred presentment service transaction procedures – penalty.”

⁹ The lender may charge the applicant a fee for database verification not to exceed the actual fee charged to the lender by the database provider (59 *Oklahoma Statutes* Section 3109(B)(2)(b)).

¹⁰ A fee must be established by the Board as the actual cost of verifying a person’s eligibility, not to exceed \$1 (*South Carolina Code* Section 34-39-270(H)).

¹¹ A licensee must pay a fee to defray the costs of submitting the database inquiry. The amount of the database inquiry fee must be calculated in accordance with a schedule set by the Commission. The schedule must bear a reasonable relationship to actual cost of the operation of the database (*Virginia Code Annotated* Section 6.2-1810(B)(4))

¹² Order of the Administrator, Division of Banking, Department of Financial Institutions pursuant to *Wisconsin Statutes Annotated* Section 138.14(14)(h).