

COMMISSIONER OF CORPORATIONS
STATE OF CALIFORNIA

NONPROFIT COMMUNITY SERVICE ORGANIZATION
NOTICE AND WRITTEN CONSENT

Part II of III

TRUST ACCOUNT INFORMATION UNDER SECTION 12104(f)(1)
OF THE CHECK SELLERS, BILL PAYERS AND PRORATERS LAW
(Financial Code Section 12104(f)(1))

CONFIDENTIAL

A. TRUST ACCOUNT INFORMATION

Name of the Account and the Account Number:

B. NONPROFIT COMMUNITY SERVICE ORGANIZATION INFORMATION

Date

Name of Nonprofit Community Service Organization

Name of Individual Signing on Behalf of Organization

Signature

Title

Section 12104(f) of the California Financial Code provides that a nonprofit community service organization shall provide to the California Corporations Commissioner the following information prior to engaging in business in this state and claiming the exemption from licensure: A written notice with the name, address, and telephone number of the bank, savings bank, savings and loan association, or credit union where the trust account is maintained, and the name of the account and the account number. The account information required in this paragraph shall be kept confidential pursuant to the laws governing disclosure of public records, including the California Public Records Act, Chapter 3.5 (commencing with Section 6250) of Division 7 of Title 1 of the Government Code, and the rules adopted thereunder.

COMMISSIONER OF CORPORATIONS
STATE OF CALIFORNIA

NONPROFIT COMMUNITY SERVICE ORGANIZATION
NOTICE AND WRITTEN CONSENT

Part III OF III

WRITTEN CONSENT UNDER SECTION 12104(f)(2)
OF THE CHECK SELLERS, BILL PAYERS AND PRORATERS LAW
(Financial Code Section 12104(f)(2))

On behalf of _____ (insert name of nonprofit community service organization) and _____ (insert name of financial institution), the persons signing below do hereby irrevocably consent that, upon the California Corporations Commissioner taking possession of the property and business of _____ (insert name of nonprofit community service organization), all books, records, property and business, including trust accounts and any other accounts holding debtors' funds, shall be immediately turned over to the California Corporations Commissioner or a receiver appointed pursuant to the California Check Sellers, Bill Payers and Proraters Law (California Financial Code Section 12000, et seq.).

On behalf of _____ (insert name of nonprofit community service organization) and _____ (insert name of financial institution), the persons signing below do hereby consent to the jurisdiction of the California Corporations Commissioner for the purpose of any investigation or proceeding under Sections 12105 and 12106 of the California Financial Code, or any other provision of the California Check Sellers, Bill Payers and Proraters Law.

Name of Nonprofit Community
Service Organization

Name of Financial Institution

Name of Individual Signing on
Behalf of the Organization

Name of Individual Signing on Behalf of
the Financial Institution

Signature

Signature

Title

Title

Date

Date

California Financial Code Section 12104(f)(2) requires this consent form to include the name, title, and signature of an official of the bank, savings bank, savings and loan association, or credit union holding the authority to consent on behalf of such institution, and the name, title, and signature of the chief executive officer or president of the nonprofit community service organization.

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NONPROFIT COMMUNITY SERVICE ORGANIZATION
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INSTRUCTIONS

Pursuant to Section 12104(f) of the Check Sellers, Bill Payers and Proraters Law (Financial Code Section 12104(f)), a nonprofit community service organization must provide the Commissioner with specified information prior to engaging in business in California and claiming the exemption from licensure as a prorater set forth in that section. This form provides the required information to the Commissioner.

Part I.

Item A. If you are filing for the first time, select "Original Notice." If information in your original notice has changed and you are filing an amended notice, select "Amended Notice."

Item B.

Item 1. Provide the name of the nonprofit community service organization claiming the exemption from licensure. If you are filing an amended notice and your name has changed since your original notice was filed, provide your new name on the first line and your previous name on the second line.

Item 2. Provide the address of the organization claiming the exemption from licensure. If you have a different mailing address, provide the mailing address on the second line.

Item 3. Provide the organization's area code and telephone number.

Item 4. Provide the name of a contact person within the organization.

Item 5. Provide the date that the organization's fiscal year ends.

Item C.

Item 6. Provide the name of the financial institution where the organization maintains the trust account holding debtors' funds.

Item 7. Provide the address of the financial institution where the organization maintains the trust account holding debtors' funds.

Item 8. Provide the area code and telephone number of the financial institution where the organization maintains the trust account holding debtors' funds.

Item 9. Provide the name of a contact person at the financial institution where the organization maintains the trust account holding debtors' funds.

Part II.

Item A. Provide the name and number of the trust account maintained by the financial institution (specified in Part 1) where the organization holds debtors' funds.

Item B. On the line above the appropriate description, provide the name of the nonprofit community service organization, the date of signature, the name of the individual signing the notice, the signature of such individual, and the title of the individual signing the notice.

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NONPROFIT COMMUNITY SERVICE ORGANIZATION
NOTICE AND WRITTEN CONSENT

INSTRUCTIONS (CONTINUED)

Part III.

In the spaces so designated, insert the name of the nonprofit community service organization claiming the licensing exemption and the name of the financial institution where the trust account funds is maintained. If debtor's funds are maintained in more than one financial institution, provide a written consent form for each financial institution.

On the line above the appropriate description, provide the name of the nonprofit community service organization, the name of the financial institution where debtors' funds are held, the names of the individuals signing the consent form on behalf of the organization and on behalf of the financial institution, the signatures of each individual, and the titles of the individuals signing the consent form.

Filing Information

When to file:

Section 12104(f) of the Check Sellers, Bill Payers and Proraters Law requires the information requested in this form be provided to the Commissioner prior to engaging in business in California and claiming the exemption set forth in that section.

Where to file:

To file the form with the Commissioner, send the form to the Department's Sacramento Office:

California Department of Corporations
1515 K Street, Suite 200
Sacramento, CA 95814-4052
Attention: Program Support

Filing Fee:

This form does not require a filing fee.

DEPARTMENT OF CORPORATIONS
California's Investment and Financing Authority



NOTICES REQUIRED UNDER STATE AND FEDERAL LAW

I. INFORMATION PRACTICES ACT OF 1977
(California Civil Code Section 1798.17)

(a) The Department of Corporations of the State of California, is requesting the information specified in the application for registration, qualification, a certificate or a license.

(b) The Deputy Commissioner, Office of Management and Budget, 1515 K Street, Suite 200, Sacramento, California, 95814, telephone (916) 445-5541, is responsible for the system of records and shall, upon request, inform individuals regarding the location of the Department of Corporations' records and the categories of persons who use the information in the records.

(c) The records are maintained pursuant to one or more of the following laws: the Corporate Securities Law of 1968 (Corporations Code Section 25000, et seq.); the Capital Access Company Law (Corporations Code Section 28000, et seq.); the Bucket Shop Law (Corporations Code Section 29000, et seq.); the California Commodity Law of 1990 (Corporations Code Section 29500, et seq.); the Franchise Investment Law (Corporations Code Section 31000, et seq.); the Check Sellers, Bill Payers and Proraters Law (Financial Code Section 12000, et seq.); the California Deferred Deposit Transaction Law (Financial Code Section 23000, et seq.); the Escrow Law (Financial Code Section 17000, et seq.); the California Finance Lenders Law (Financial Code Section 22000, et seq.); the Securities Depository Law (Financial Code Section 30000, et seq.); and the California Residential Mortgage Lending Act (Financial Code Section 50000, et seq.).

(d) The submission of all items of information is mandatory unless otherwise noted. Section 17520 of the Family Code requires the Department of Corporations to collect social security numbers from all applicants. The Privacy Act of 1974 prohibits a state agency from denying an individual any right, benefit or privilege provided by law because of the individual's refusal to disclose the individual's social security account number.

(e) Failure to provide all or any part of the information requested may preclude the Department of Corporations from approving the application.

(f) The principal purposes within the Department of Corporations for which the information is to be used are to determine whether (1) a license, qualification,

registration, certificate or other authority should be accepted, granted, approved, denied, revoked or limited in any way; (2) business entities or individuals licensed or otherwise regulated by the Department of Corporations are conducting themselves in accordance with applicable laws; and/or (3) laws administered by the Department of Corporations are being or have been violated and whether administrative action, civil action, or referral to appropriate federal, state or local law enforcement or regulatory agencies, or to a self-regulatory organization, as authorized by law, is appropriate.

(g) Any known or foreseeable disclosures of the information pursuant to subdivision (e) or (f) of Civil Code Section 1798.24 may include transfers to other federal, state, or local law enforcement or regulatory agencies, or to a self-regulatory organization, as authorized by law.

(h) Subject to certain exceptions or exemptions, the Information Practices Act grants an individual a right of access to personal information concerning the requesting individual that is maintained by the Department of Corporations.

II. FEDERAL PRIVACY ACT OF 1974 (Public Law 93-579)

In accordance with Section 7 of the Privacy Act of 1974 (found at 5 U.S.C. § 552a note (Disclosure of Social Security Number)), the following is information on whether the disclosure of a social security account number is voluntary or mandatory, by what statutory or other authority such number is solicited, and what uses will be made of it.

(1) Section 17520 of the Family Code requires the Department of Corporations to collect social security numbers from all applicants. The Privacy Act of 1974 prohibits a state agency from denying an individual any right, benefit or privilege provided by law because of the individual's refusal to disclose the individual's social security account number.

(2) A social security account number is solicited pursuant to one or more of the following authorities: the Corporate Securities Law of 1968 (Corporations Code Section 25000, et seq.); the Capital Access Company Law (Corporations Code Section 28000, et seq.); the Bucket Shop Law (Corporations Code Section 29000, et seq.); the California Commodity Law of 1990 (Corporations Code Section 29500, et seq.); the Franchise Investment Law (Corporations Code Section 31000, et seq.); the Check Sellers, Bill Payers and Proraters Law (Financial Code Section 12000, et seq.); the Escrow Law (Financial Code Section 17000, et seq.); the California Finance Lenders Law (Financial Code Section 22000, et seq.); the California Deferred Deposit Transaction Law

(Financial Code Section 23000, et seq.); the Securities Depository Law (Financial Code Section 30000, et seq.); the California Residential Mortgage Lending Act (Financial Code Section 50000, et seq.); and the regulations adopted thereunder, as well as Section 17520 of the Family Code.

(3) For all persons disclosing a social security account number, the number may be used, in addition to other information provided, to conduct a background investigation of the individual by the Department of Justice's Identification and Information Branch or by other federal, state or local law enforcement agencies, or a self-regulatory organization, as authorized by law. The social security number may also be used to respond to requests for this number made by child support agencies.

III. THE PERMIT REFORM ACT OF 1981 (Government Code Section 15378(b))

The Department of Corporations has established time periods for processing an application from the receipt of the initial application to the final application decision. An applicant may appeal directly to the Business, Transportation & Housing Agency for a timely resolution of any dispute arising from a violation of the time periods. Information regarding the appeal process may be found in Title 21, Chapter 6 of the California Code of Regulations, entitled Regulations Relating to Appeals Under the Permit Reform Act of 1981.