

By: Representative Flaggs

To: Banking and Financial Services

HOUSE BILL NO. 455

1 AN ACT TO REENACT SECTIONS 75-67-501 THROUGH 75-67-537,  
2 MISSISSIPPI CODE OF 1972, WHICH ARE THE MISSISSIPPI CHECK CASHERS  
3 ACT; TO AMEND SECTION 75-67-539, MISSISSIPPI CODE OF 1972, TO  
4 EXTEND THE DATE OF THE REPEALER ON THE CHECK CASHERS ACT; AND FOR  
5 RELATED PURPOSES.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

7 **SECTION 1.** Section 75-67-501, Mississippi Code of 1972, is  
8 reenacted as follows:

9 75-67-501. This article shall be known and may be cited as  
10 the "Mississippi Check Cashers Act."

11 **SECTION 2.** Section 75-67-503, Mississippi Code of 1972, is  
12 reenacted as follows:

13 75-67-503. The following words and phrases used in this  
14 article shall have the following meanings unless the context  
15 clearly indicates otherwise:

16 (a) "Appropriate law enforcement agency" means the  
17 sheriff of each county in which the licensee maintains an office,  
18 or the police chief of the municipality in which the licensee  
19 maintains an office, or law enforcement officers of the Department  
20 of Public Safety.

21 (b) "Attorney General" means the Attorney General of  
22 the State of Mississippi.

23 (c) "Check" means any check, draft, money order,  
24 personal money order, pre-authorized customer draft, or other  
25 instrument for the transmission or payment of money as determined  
26 by the Commissioner of Banking and Consumer Finance, but shall not  
27 include travelers checks or foreign drawn payment instruments.



28 (d) A "check casher" means any individual, partnership,  
29 association, joint-stock association, trust or corporation,  
30 excluding the United States government and the government of this  
31 state, who exchanges cash or other value for any check, draft,  
32 money order, personal money order, or other instrument for the  
33 transmission or payment of money, except travelers checks and  
34 foreign drawn payment instruments, and who charges a fee therefor.

35 (e) "Commissioner" means the Mississippi Commissioner  
36 of Banking and Consumer Finance, or his designee, as the  
37 designated official for the purpose of enforcing this article.

38 (f) "Department" means the Department of Banking and  
39 Consumer Finance.

40 (g) "Licensee" means any individual, partnership,  
41 association or corporation duly licensed by the Department of  
42 Banking and Consumer Finance to engage in the business of cashing  
43 checks under this article.

44 (h) "Person" means an individual, partnership,  
45 corporation, joint venture, trust, association or any legal entity  
46 however organized.

47 (i) "Personal money order" means any instrument for the  
48 transmission or payment of money in relation to which the  
49 purchaser or remitter appoints or purports to appoint the seller  
50 thereof as his agent for the receipt, transmission or handling of  
51 money, whether such instrument is signed by the seller or by the  
52 purchaser or remitter or some other person.

53 **SECTION 3.** Section 75-67-505, Mississippi Code of 1972, is  
54 reenacted as follows:

55 75-67-505. (1) (a) A person may not engage in business as  
56 a check casher or otherwise portray himself as a check casher  
57 unless the person has a valid license authorizing engagement in  
58 the business. A separate license is required for each place of  
59 business under this article and each business must be independent  
60 of, and not a part of, any other business operation. A check



61 cashing business shall not be a part of, or located at the same  
62 business address with, a pawnshop, title pledge office and small  
63 loan company.

64 (b) A check cashing business shall (i) have a  
65 definitive United States Postal address and E911 address; (ii)  
66 comply with local zoning requirements; (iii) have a minimum of one  
67 hundred (100) square feet with walls from floor to ceiling  
68 separating the operation from any other businesses; (iv) have an  
69 outside entrance, but may be located in an area that has a common  
70 lobby shared by other businesses as long as the customers do not  
71 enter the check cashing business through another business; (v)  
72 have proper signage; and (vi) maintain separate books and records.  
73 Any licensee who does not cash any delayed deposit checks as  
74 authorized under Section 75-67-519 shall not be subject to the  
75 requirements of subparagraphs (i), (iii) and (iv) of this  
76 paragraph.

77 (c) A licensed check casher may sell, at the same  
78 location as his check cashing business, the following items and  
79 services: money orders; income tax preparation service; copy  
80 service; wire transfer service; notary service; pagers; pager  
81 service; prepaid cellular service; debit card; prepaid telephone  
82 cards; prepaid telephone service; and operate a processing center  
83 where utility bills, credit card payments and other payments are  
84 collected from the general public and governmental and private  
85 payments are distributed. In the event a licensee accepts wire  
86 transfers in the form of a direct deposit of a payroll check or  
87 other similar types of deposit, the licensee shall not encumber  
88 any transferred funds against a deferred deposit agreement or any  
89 delinquent deferred deposit agreement with such customer. The  
90 commissioner may authorize additional functions in addition to  
91 those provided in this subsection that may be performed as part of  
92 a check cashing business.



93           (d) The commissioner may issue more than one (1)  
94 license to a person if that person complies with this article for  
95 each license. A new license is required upon a change, directly  
96 or beneficially, in the ownership of any licensed check casher  
97 business and an application shall be made to the commissioner in  
98 accordance with this article.

99           (2) When a licensee wishes to move a check casher business  
100 to another location, the licensee shall give thirty (30) days'  
101 prior written notice to the commissioner who shall amend the  
102 license accordingly.

103           (3) Each license shall remain in full force and effect until  
104 relinquished, suspended, revoked or expired. With each initial  
105 application for a license, the applicant shall pay the  
106 commissioner at the time of making the application a license fee  
107 of Seven Hundred Fifty Dollars (\$750.00), and on or before  
108 September 1 of each year thereafter, an annual renewal fee of Four  
109 Hundred Seventy-five Dollars (\$475.00). If the annual renewal fee  
110 remains unpaid twenty-nine (29) days after September 1, the  
111 license shall thereupon expire, but not before the thirtieth day  
112 of September of any year for which the annual fee has been paid.  
113 If any licensee fails to pay the annual renewal fee before the  
114 thirtieth day of September of any year for which the renewal fee  
115 is due, then the licensee shall be liable for the full amount of  
116 the license fee, plus a penalty in an amount not to exceed  
117 Twenty-five Dollars (\$25.00) for each day that the licensee has  
118 engaged in business after September 30. All licensing fees and  
119 penalties shall be paid into the Consumer Finance Fund of the  
120 Department of Banking and Consumer Finance.

121           (4) Notwithstanding other provisions of this article, the  
122 commissioner may issue a temporary license authorizing the  
123 operator of a check casher business on the receipt of an  
124 application for a license involving principals and owners that are  
125 substantially identical to those of an existing licensed check



126 cashier. The temporary license is effective until the permanent  
127 license is issued or denied.

128 **SECTION 4.** Section 75-67-507, Mississippi Code of 1972, is  
129 reenacted as follows:

130 75-67-507. The provisions of this article shall not apply  
131 to:

132 (a) Any bank, trust company, savings association,  
133 savings and loan association, savings bank or credit union which  
134 is chartered under the laws of this state or under federal law and  
135 domiciled in this state.

136 (b) Any person who cashes checks at their face value  
137 and does not charge the consumer a fee or otherwise receive any  
138 consideration from the consumer.

139 (c) Any person principally engaged in the retail sale  
140 of goods or services who, either as an incident to or  
141 independently of a retail sale, may from time to time cash checks  
142 for a fee, not exceeding three percent (3%) of the face amount of  
143 the check or Ten Dollars (\$10.00), whichever is greater. However,  
144 the fee shall be conspicuously posted for public view.

145 **SECTION 5.** Section 75-67-509, Mississippi Code of 1972, is  
146 reenacted as follows:

147 75-67-509. To be eligible for a check cashier license, an  
148 applicant shall:

149 (a) Operate lawfully and fairly within the purposes of  
150 this article.

151 (b) Not have been convicted of a felony in the last ten  
152 (10) years or be active as a beneficial owner for someone who has  
153 been convicted of a felony in the last ten (10) years.

154 (c) File with the commissioner a bond with good  
155 security in the penal sum of Ten Thousand Dollars (\$10,000.00),  
156 payable to the State of Mississippi for the faithful performance  
157 by the licensee of the duties and obligations pertaining to the  
158 business so licensed and the prompt payment of any judgment which



159 may be recovered against the licensee on account of charges or  
160 other claims arising directly or collectively from any violation  
161 of the provisions of this article. The bond shall not be valid  
162 until it is approved by the commissioner. The applicant may file,  
163 in lieu of the bond, cash, a certificate of deposit or government  
164 bonds in the amount of Ten Thousand Dollars (\$10,000.00). Those  
165 deposits shall be filed with the commissioner and are subject to  
166 the same terms and conditions as are provided for in the surety  
167 bond required in this paragraph. Any interest or earnings on  
168 those deposits are payable to the depositor.

169 (d) File with the commissioner an application for a  
170 license and the initial license fee required in this article. If  
171 applicant's application is approved, a check casher license will  
172 be issued within thirty (30) days.

173 (e) Submit a set of fingerprints from any local law  
174 enforcement agency. In order to determine the applicant's  
175 suitability for license, the commissioner shall forward the  
176 fingerprints to the Department of Public Safety; and if no  
177 disqualifying record is identified at the state level, the  
178 fingerprints shall be forwarded by the Department of Public Safety  
179 to the FBI for a national criminal history record check.

180 (f) Complete and file with the commissioner an annual  
181 renewal application for a license accompanied by the renewal fee  
182 required in this article.

183 **SECTION 6.** Section 75-67-511, Mississippi Code of 1972, is  
184 reenacted as follows:

185 75-67-511. Each application for a license shall be in a form  
186 prescribed by the commissioner, signed under oath, and shall  
187 include the following:

188 (a) The legal name, residence and business address of  
189 the applicant and, if the applicant is a partnership, association  
190 or corporation, of every member, officer and director thereof.

191 However, the application need not state the full name and



192 address of each shareholder, if the applicant is owned directly or  
193 beneficially by a person which as an issuer has a class of  
194 securities registered under Section 12 of the Securities and  
195 Exchange Act of 1934 or is an issuer of securities which is  
196 required to file reports with the Securities and Exchange  
197 Commission under Section 15(d) of the Securities and Exchange Act,  
198 provided that the person files with the commissioner such  
199 information, documents and reports as are required by the  
200 provisions of the Securities and Exchange Act to be filed by the  
201 issuer with the Securities and Exchange Commission.

202 (b) The complete address of the location at which the  
203 applicant proposes to engage in the business of cashing checks.

204 (c) Other data and information the department may  
205 require with respect to the applicant, its directors, trustees,  
206 officers, members or agents.

207 (d) Sworn financial statements of the applicant showing  
208 a net worth of at least Twenty Thousand Dollars (\$20,000.00) for  
209 the first license. The applicant shall possess and maintain a net  
210 worth of at least Twenty Thousand Dollars (\$20,000.00) for the  
211 first license and at least Five Thousand Dollars (\$5,000.00) for  
212 each additional license.

213 **SECTION 7.** Section 75-67-513, Mississippi Code of 1972, is  
214 reenacted as follows:

215 75-67-513. (1) Upon filing of an application in a form  
216 prescribed by the commissioner, accompanied by the documents  
217 required in this article, the department shall investigate to  
218 ascertain whether the qualifications prescribed by Sections  
219 75-67-509 and 75-67-511 have been satisfied. If the commissioner  
220 finds that the qualifications have been satisfied and, if he  
221 approves the documents so filed by the applicant, he shall issue  
222 to the applicant a license to engage in the business of check  
223 cashing in this state.



224 (2) The license shall be kept conspicuously posted in the  
225 place of business of the licensee.

226 **SECTION 8.** Section 75-67-515, Mississippi Code of 1972, is  
227 reenacted as follows:

228 75-67-515. (1) The department may adopt reasonable  
229 administrative regulations, not inconsistent with law, for the  
230 enforcement of this article.

231 (2) To assure compliance with the provisions of this  
232 article, the department may examine the books and records of any  
233 licensee without notice during normal business hours. The  
234 commissioner may charge the licensee an examination fee in an  
235 amount not less than Three Hundred Dollars (\$300.00) nor more than  
236 Six Hundred Dollars (\$600.00) for each office or location within  
237 the State of Mississippi plus any actual expenses incurred while  
238 examining the licensee's records or books that are located outside  
239 the State of Mississippi. However, in no event shall a licensee  
240 be examined more than once in a two-year period unless for cause  
241 shown based upon consumer complaint and/or other exigent reasons  
242 as determined by the commissioner.

243 (3) Each licensee shall keep and use in its business any  
244 books, accounts and records the department may require to carry  
245 into effect the provisions of this article and the administrative  
246 regulations issued under this article. Every licensee shall  
247 preserve the books, accounts and records of its business for at  
248 least two (2) years.

249 (4) Any fee charged by a licensee for cashing a check shall  
250 be posted conspicuously to the bearer of the check before cashing  
251 the check, and the fee shall be a service fee and not interest.

252 (5) Before a licensee deposits with any bank or other  
253 depository institution a check cashed by the licensee, the check  
254 shall be endorsed with the actual name under which the licensee is  
255 doing business.



256 (6) All personal checks cashed for a customer by a licensee  
257 shall be dated on the actual date the cash is tendered to the  
258 customer.

259 (7) No licensee shall cash a check payable to a payee unless  
260 the licensee has previously obtained appropriate identification of  
261 the payee clearly indicating the authority of the person cashing  
262 the check, draft or money order on behalf of the payee.

263 (8) No licensee shall indicate through advertising, signs,  
264 billboards or otherwise that checks may be cashed without  
265 identification of the bearer of the check; and any person seeking  
266 to cash a check shall be required to submit reasonable  
267 identification as prescribed by the department. The provisions of  
268 this subsection shall not prohibit a licensee from cashing a check  
269 simultaneously with the verification and establishment of the  
270 identity of the presenter by means other than presentation of  
271 identification.

272 (9) Within five (5) business days after being advised by the  
273 payor financial institution that a check has been altered, forged,  
274 stolen, obtained through fraudulent or illegal means, negotiated  
275 without proper legal authority or represents the proceeds of  
276 illegal activity, the licensee shall notify the department and the  
277 district attorney for the judicial district in which the check was  
278 received. If a check is returned to the licensee by the payor  
279 financial institution for any of these reasons, the licensee may  
280 not release the check without consent of the district attorney or  
281 other investigating law enforcement authority.

282 (10) If a check is returned to a licensee from a payor  
283 financial institution because there are insufficient funds in or  
284 on deposit with the financial institution to pay the check, the  
285 licensee or any other person on behalf of the licensee shall not  
286 institute or initiate any criminal prosecution against the maker  
287 or drawer of the personal check with the intent and purpose of



288 aiding in the collection of or enforcing the payment of the amount  
289 owed to the check casher by the maker or drawer of the check.

290 (11) Nothing in this article shall prohibit a licensee from  
291 issuing coupons to customers or potential customers which are  
292 redeemable against a deferred deposit transaction provided the  
293 redemption results in a financial benefit to the customer on  
294 current or future transactions.

295 **SECTION 9.** Section 75-67-516, Mississippi Code of 1972, is  
296 reenacted as follows:

297 75-67-516. A licensee shall not advertise, display or  
298 publish, or permit to be advertised, displayed or published, in  
299 any manner whatsoever, any statement or representation that is  
300 false, misleading or deceptive.

301 **SECTION 10.** Section 75-67-517, Mississippi Code of 1972, is  
302 reenacted as follows:

303 75-67-517. Notwithstanding any other provision of law, no  
304 check cashing business licensed under this article shall directly  
305 or indirectly charge or collect fees for check cashing services in  
306 excess of the following:

307 (a) Three percent (3%) of the face amount of the check  
308 or Five Dollars (\$5.00), whichever is greater, for checks issued  
309 by the federal government, state government, or any agency of the  
310 state or agency of the state or federal government, or any county  
311 or municipality of this state.

312 (b) Ten percent (10%) of the face amount of the check  
313 or Five Dollars (\$5.00), whichever is greater, for personal  
314 checks.

315 (c) Five percent (5%) of the face amount of the check  
316 or Five Dollars (\$5.00), whichever is greater, for all other  
317 checks, or for money orders.

318 A licensee may not advance monies on the security of any  
319 personal check unless the presenter attests that the check being  
320 presented is drawn on a legitimate, open and active account.



321 Except as provided by Section 75-67-519, any licensee who cashes a  
322 check for a fee shall deposit the check not later than three (3)  
323 business days from the date the check is cashed.

324 **SECTION 11.** Section 75-67-519, Mississippi Code of 1972, is  
325 reenacted as follows:

326 75-67-519. (1) A licensee may defer the deposit of a  
327 personal check cashed for a customer for up to thirty (30) days  
328 under the provisions of this section.

329 (2) The face amount of any delayed deposit check cashed  
330 under the provisions of this section shall not exceed Four Hundred  
331 Dollars (\$400.00). Each customer is limited to a maximum amount  
332 of Four Hundred Dollars (\$400.00) at any time.

333 (3) Each delayed deposit check cashed by a licensee shall be  
334 documented by a written agreement that has been signed by the  
335 customer and the licensee. The written agreement shall contain a  
336 statement of the total amount of any fees charged, expressed as a  
337 dollar amount and as an annual percentage rate. The written  
338 agreement shall authorize the licensee to defer deposit of the  
339 personal check until a specific date not later than thirty (30)  
340 days from the date the check is cashed.

341 (4) A licensee shall not directly or indirectly charge any  
342 fee or other consideration for cashing a delayed deposit check in  
343 excess of eighteen percent (18%) of the face amount of the check.

344 (5) No check cashed under the provisions of this section  
345 shall be repaid by the proceeds of another check cashed by the  
346 same licensee or any affiliate of the licensee. A licensee shall  
347 not renew or otherwise extend any delayed deposit check.

348 (6) A licensee shall not offer discount catalog sales or  
349 other similar inducements as part of a delayed deposit  
350 transaction.

351 (7) A licensee shall not charge a late fee or collection fee  
352 on any deferred deposit transaction as a result of a returned  
353 check or the default by the customer in timely payment to the



354 licensee. Notwithstanding anything to the contrary contained in  
355 this section, a licensee may charge a processing fee, not to  
356 exceed an amount authorized by the commissioner, for a check  
357 returned for any reason, including, without limitation,  
358 insufficient funds, closed account or stop payment, if such  
359 processing fee is authorized in the written agreement signed by  
360 the customer and licensee. In addition, if a licensee takes legal  
361 action against a customer to collect the amount of a delayed  
362 deposit check for which the licensee has not obtained payment and  
363 obtains a judgment against the customer for the amount of that  
364 check, the licensee shall also be entitled to any court-awarded  
365 fees.

366 (8) When cashing a delayed deposit check, a licensee may pay  
367 the customer in the form of the licensee's business check or a  
368 money order; however, no additional fee may then be charged by the  
369 licensee for cashing the licensee's business check or money order  
370 issued to the customer.

371 **SECTION 12.** Section 75-67-521, Mississippi Code of 1972, is  
372 reenacted as follows:

373 75-67-521. (1) The commissioner may, after notice and  
374 hearing, suspend or revoke a license if he finds that:

375 (a) The licensee, either knowingly, or without the  
376 exercise of due care to prevent the same, has violated any  
377 provision of this article;

378 (b) Any fact or condition exists which, if it had  
379 existed or had been known to exist at the time of the original  
380 application for the license, clearly would have justified the  
381 commissioner in refusing the license;

382 (c) The licensee has aided, abetted or conspired with  
383 an individual or person to circumvent or violate the requirement  
384 of this article;

385 (d) The licensee, or a legal or beneficial owner of the  
386 license, has been convicted of a felony, or has been convicted of



387 a misdemeanor that the commissioner finds directly relates to the  
388 duties and responsibilities of the business of check cashing.

389 (2) The commissioner may conditionally license or place on  
390 probation a person whose license has been suspended or may  
391 reprimand a licensee for a violation of this article.

392 (3) The manner of giving notice and conducting a hearing as  
393 required by subsection (1) of this section shall be performed in  
394 accordance with procedures prescribed by the commissioner in rules  
395 or regulations adopted under Mississippi Administrative Procedures  
396 Law, Section 25-43-1 et seq.

397 (4) Any licensee may surrender any license by delivering it  
398 to the commissioner with written notice of its surrender, but that  
399 surrender shall not affect the licensee's civil or criminal  
400 liability for acts committed prior thereto.

401 (5) The commissioner may reinstate suspended licenses or  
402 issue new licenses to a person whose license or licenses have been  
403 revoked if no fact or condition then exists which clearly would  
404 have justified the commissioner in refusing originally to issue a  
405 license under this article.

406 (6) The appropriate local law enforcement agency shall be  
407 notified of any licensee who has his license suspended or revoked  
408 as provided by this article.

409 (7) The commissioner shall enforce the provisions of this  
410 section.

411 **SECTION 13.** Section 75-67-523, Mississippi Code of 1972, is  
412 reenacted as follows:

413 75-67-523. The commissioner, or his duly authorized  
414 representative, for the purpose of discovering violations of this  
415 article and for the purpose of determining whether persons are  
416 subject to the provisions of this article, may examine persons  
417 licensed under this article and persons reasonably suspected by  
418 the commissioner of conducting business which requires a license  
419 under this article, including all relevant books, records and



420 papers employed by those persons in the transaction of their  
421 business, and may summon witnesses and examine them under oath  
422 concerning matters relating to the business of those persons, or  
423 such other matters as may be relevant to the discovery of  
424 violations of this article, including without limiting the conduct  
425 of business without a license as required under this article.

426         **SECTION 14.** Section 75-67-525, Mississippi Code of 1972, is  
427 reenacted as follows:

428         75-67-525. (1) Any person who engages in the business of  
429 check cashing without first securing a license prescribed by this  
430 article shall be guilty of a misdemeanor and upon conviction  
431 thereof, shall be punishable by a fine not in excess of One  
432 Thousand Dollars (\$1,000.00) or by confinement in the county jail  
433 for not more than one (1) year, or both.

434         (2) Any person who engages in the business of check cashing  
435 without first securing a license prescribed by this article shall  
436 be liable for the full amount of the license fee, plus a penalty  
437 in an amount not to exceed Twenty-five Dollars (\$25.00) for each  
438 day that the person has engaged in the business without a license.  
439 All licensing fees and penalties shall be paid into the Consumer  
440 Finance Fund of the Department of Banking and Consumer Finance.

441         **SECTION 15.** Section 75-67-527, Mississippi Code of 1972, is  
442 reenacted as follows:

443         75-67-527. (1) In addition to any other penalty which may  
444 be applicable, any licensee or employee who willfully violates any  
445 provision of this article, or who willfully makes a false entry in  
446 any record specifically required by this article, shall be guilty  
447 of a misdemeanor and upon conviction thereof, shall be punishable  
448 by a fine not in excess of One Thousand Dollars (\$1,000.00) per  
449 violation or false entry.

450         (2) Compliance with the criminal provisions of this article  
451 shall be enforced by the appropriate law enforcement agency, which



452 may exercise for that purpose any authority conferred upon the  
453 agency by law.

454 (3) When the commissioner has reasonable cause to believe  
455 that a person is violating any provision of this article, the  
456 commissioner, in addition to and without prejudice to the  
457 authority provided elsewhere in this article, may enter an order  
458 requiring the person to stop or to refrain from the violation.  
459 The commissioner may sue in any circuit court of the state having  
460 jurisdiction and venue to enjoin the person from engaging in or  
461 continuing the violation or from doing any act in furtherance of  
462 the violation. In such an action, the court may enter an order or  
463 judgment awarding a preliminary or permanent injunction.

464 (4) The commissioner may impose a civil penalty against any  
465 licensee adjudged by the commissioner to be in violation of the  
466 provisions of this article. The civil penalty shall not exceed  
467 Five Hundred Dollars (\$500.00) per violation and shall be  
468 deposited into the Department of Banking and Consumer Finance,  
469 "Consumer Finance Fund."

470 (5) Any licensee convicted in the manner provided in this  
471 article shall forfeit the surety bond or deposit required in  
472 Section 75-67-509(c) and the amount of the bond or deposit shall  
473 be credited to the budget of the state or local agency which  
474 directly participated in the prosecution of the licensee, for the  
475 specific purpose of increasing law enforcement resources for that  
476 specific state or local agency. The bond or deposit shall be used  
477 to augment existing state and local law enforcement budgets and  
478 not to supplant them.

479 **SECTION 16.** Section 75-67-529, Mississippi Code of 1972, is  
480 reenacted as follows:

481 75-67-529. The provisions of this article are severable. If  
482 any part of this article is declared invalid or unconstitutional,  
483 that declaration shall not affect the parts which remain.



484           **SECTION 17.** Section 75-67-531, Mississippi Code of 1972, is  
485 reenacted as follows:

486           75-67-531. Check cashers operating check cashing locations  
487 in business as of July 1, 1998, shall have until September 30,  
488 1998, to apply for a license under this article, and upon the  
489 approval of the application, the commissioner shall grant a  
490 license under this article.

491           **SECTION 18.** Section 75-67-533, Mississippi Code of 1972, is  
492 reenacted as follows:

493           75-67-533. The commissioner shall develop and provide any  
494 necessary forms to carry out the provisions of this article.

495           **SECTION 19.** Section 75-67-535, Mississippi Code of 1972, is  
496 reenacted as follows:

497           75-67-535. Municipalities in this state may enact ordinances  
498 which are in compliance with, but not more restrictive than, the  
499 provisions of this article. Any existing or future order,  
500 ordinance or regulation which conflicts with this provision shall  
501 be null and void.

502           **SECTION 20.** Section 75-67-537, Mississippi Code of 1972, is  
503 reenacted as follows:

504           75-67-537. The commissioner may employ the necessary  
505 full-time employees above the number of permanent full-time  
506 employees authorized for the department for fiscal year 1999, to  
507 carry out and enforce the provisions of this article. The  
508 commissioner may also expend the necessary funds to equip and  
509 provide necessary travel expenses for those employees.

510           **SECTION 21.** Section 75-67-539, Mississippi Code of 1972, is  
511 amended as follows:

512           75-67-539. Sections 75-67-501 through 75-67-537 shall stand  
513 repealed on July 1, 2019.

514           **SECTION 22.** This act shall take effect and be in force from  
515 and after July 1, 2011.

