

## Guide for out of state banks to do business in California:

Following is a quick reference guide for out-of-state banks that want to do business in California, with links to forms and relevant code sections.

### **If there will be no brick-and-mortar office in this state**

An out of state bank may need to qualify as a foreign corporation with the California Secretary of State, pursuant to Chapter 21 of the California Corporations Code, commencing with [section 2100](#). For more information, visit the Secretary of State website at [www.sos.ca.gov](http://www.sos.ca.gov) or call (916) 653-6814. No approval from or notice to the Department of Business Oversight is required.

### **If there will be a brick-and-mortar office in this state:**

**Branch office:** Qualification as a foreign corporation with the California Secretary of State pursuant to Chapter 21 of the California Corporations Code, commencing with [section 2100 may be necessary](#). For more information, visit the Secretary of State website at [www.sos.ca.gov](http://www.sos.ca.gov) or call (916) 653-6814.

Notify DBO of the establishment of the office within 10 business days, as described in Financial Code [section 1082](#).

#### **Facility - insured bank** (e.g., loan production office)

Qualification as a foreign corporation with the California Secretary of State pursuant to Chapter 21 of the California Corporations Code, commencing with [section 2100 may be necessary](#). For more information, visit the Secretary of State website at [www.sos.ca.gov](http://www.sos.ca.gov) or call (916) 653-6814.

File form [DBO-55 Appointment of the Commissioner of Business Oversight as Attorney for Service of Process](#). File a report stating the name of the bank, location of the facility, facility manager's name and contact information not less than 30 days before establishment.

#### **Facility - non-insured bank** (e.g., trust company):

Qualification as a foreign corporation with the California Secretary of State pursuant to Chapter 21 of the California Corporations Code, commencing with [section 2100 may be necessary](#). For more information, visit the Secretary of State website at [www.sos.ca.gov](http://www.sos.ca.gov) or call (916) 653-6814.

File form [DBO-55 Appointment of the Commissioner of Business Oversight as Attorney for Service of Process](#).

File an application providing documentation that will allow the Commissioner to make a positive finding of the factors listed in Financial Code [section 1713](#). In the application, Please state the name of the bank, location of the facility, facility manager's name and contact information.

**Financial Code References:**

- **Foreign other state banks:** Financial Code sections [1670 -1676](#)
- **Other state bank branches:** Financial Code sections [1680 - 1688](#)
- **Other state insured bank facilities:** Financial Code sections [1700 – 1705](#)
- **Other state uninsured bank facilities:** Financial Code sections [1710 - 1721](#)

**Still have questions?** Contact Patrick Carroll at [patrick.carroll@dbo.ca.gov](mailto:patrick.carroll@dbo.ca.gov) or tel. (415) 263-8559.