

BSA Exemption Review Form

To facilitate understanding among account officers of the correct way to exempt "non-listed" businesses under the Bank Secrecy Act Phase II rules, *Regulatory Risk Monitor* obtained the following form from BSA officer Brenda Canterbury, Alabama National BanCorp. (\$3 billion), Birmingham, Ala. She recently added Question 4.

Company Name _____	Tax ID Number _____
Street Address _____	Account Number(s) _____
City, State Zip _____	_____
Nature of Business _____	
List trade name and street address of each business location depositing to and withdrawing from these accounts. _____ _____	

PHASE I EXEMPTION – LISTED ENTITY ON STOCK EXCHANGE OR SUBSIDIARY OF LISTED ENTITY
If entity is listed on stock exchange or subsidiary of listed entity, complete this section. Otherwise, complete Phase II Exemption section below. BSA Department will document exemptions for banks and government agencies.

Company is listed on the following stock exchange: NYSE NASDAQ AMEX Symbol _____

Subsidiary of _____ listed on NYSE NASDAQ AMEX Symbol _____

Explain ownership: _____

PHASE II EXEMPTION – ELIGIBLE NON-LISTED BUSINESS

1. Has U.S. customer maintained *transaction* account with the bank for at least 12 months?
 Yes No (STOP, customer is ineligible for exemption)

2. Does customer frequently engage in currency transactions over \$10,000 (at least 8 times per year)?
 Yes No (STOP, customer is ineligible for exemption)

3. Document business activities by **gross revenues** to insure eligibility for Phase II exemption. Tax Year _____

_____ % Eligible Activities (i.e., retail merchandise sales, lodging, food, gas, etc.)
(If less than 51% of gross revenues, STOP, this customer is ineligible for exemption.)

_____ % Ineligible Activities (*Circle each activity that applies to this customer, cannot exceed 50%.*)
Lottery Sales (gaming of any kind other than pari-mutuel betting at racetracks);
Purchase or sale of motor vehicles, farm equipment, vessels, aircraft, or mobile homes;
Practice of law, accountancy or medicine; Auctioning of goods; Pawn brokerage;
Real estate brokerage; Title insurance and real estate closings;
Chartering or operation of ships, buses or aircraft;
Investment advisory activities or investment banking services; or
Financial institution or agent of financial institution, including a money services business:
 Check Cashier; Currency dealer or exchanger;
 Issuer of traveler's checks, money orders or stored value;
 Seller or redeemer of traveler's checks, money orders or stored value;
 Money transmitter or telegraph company; Casino or card club; or
 Person subject to supervision of state or federal bank supervisory authority.

_____ % Other _____

4. Does business cash checks, exchange currency or sell monetary instruments in an amount greater than \$1,000 for any person on any day, in one or more transactions (other than as an agent for another business)?
 No Yes (Submit evidence of Dept of Treasury and State registration as a money service business.)

Customer Signature _____ Title _____ Date _____

BANK USE ONLY
Account Officer _____ Branch _____ Date _____
NOTE: Attach memo documenting on-site visit and evidence of registration as money services business. Forward to BSA Department for review. *Reminder: customer is not exempt until approved by BSA Department.*