Department of Commerce
Division of Financial Institutions

Reminders to Ohio Money Transmitters about
Material Obligations under the Ohio Revised Code

May 2024

Companies licensed in Ohio to transmit money are required to comply with the following statutory requirements:

1. **Minimum Net Worth at all times.** The licensee's net worth must remain at or above $500,000 at all times, and calculated according to generally accepted accounting principles, excluding any assets the superintendent disqualifies and including any off-balance sheet liabilities that the superintendent requires. O.R.C. 1315.05 (B).

2. **Surety Device at all times.** The licensee must maintain a surety bond or surety device of not less than $300,000 in accordance with O.R.C. 1315.07.

3. **Audited financials within 120 days of fiscal year end.** The licensee must arrange to have an annual audit of its books and records, and a copy of the audited unconsolidated financial statements, including a balance sheet, income statement, statement of changes in shareholder equity, and a statement of cash flows, must be submitted to the superintendent not more than 120 days after the end of its fiscal year. Audits of parent companies may also be required. O.R. C. 1315.08.

4. **Permissible Investments equal to Outstanding Transmission Obligations at all times.** The licensee must maintain permissible investments as permitted in the Ohio Revised Code at all times that have an aggregate market value of not less than the aggregate amount of all of the licensee's outstandings received from persons in the United States. O.R.C. 1315.06.

The Superintendent considers each of these statutory requirements to be a "material provision" for purposes of O.R.C. 1315.151(A)(3). Violation of any of these requirements is potential grounds for the issuance of a notice of charges and intent to suspend or revoke a licensee's license.

If a licensee knows or suspects it cannot comply with these four statutory requirements, it should contact the Division of Financial Institutions immediately. Additionally, these requirements are not necessarily an exhaustive list, and the Superintendent reserves the right to identify additional material provisions on a case-by-case basis.