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**Testimony to the Senate Committee on Financial Institutions and Insurance on SB 300  
January 26, 2026**

The Office of the State Bank Commissioner (OSBC) appreciates the opportunity to provide written and oral testimony on SB 300, which prohibits the Office of the State Bank Commissioner or any other state agency from being appointed as a receiver if a technology-enabled fiduciary financial institution (TEFFI) declares bankruptcy or becomes insolvent. Over the break, the Joint Committee on Fiduciary Financial Institutions Oversight recommended introducing this bill.

The OSBC supports this bill as it may prevent the state from being appointed a receiver of a very protracted wind-down of a TEFFI if such entity ultimately fails. In New Mexico, the Desert State Life Management trust company failed in 2017. The New Mexico Regulation and Licensing Department, Financial Institutions Division, was appointed receiver.. Even in 2026, The New Mexico Regulation and Licensing Department is still attempting to wind down this trust company. While the Desert State Life Management trust company is engaged in substantially different business than a TEFFI, the OSBC is concerned that insolvency or bankruptcy of a TEFFI may cause a similar substantial drain on the time and resources of the state agency tasked with winding it down. Our hope is that no TEFFI files for bankruptcy or becomes insolvent, but we believe it is good policy to be prepared and prevent a drain of state resources if the situation arises.

Therefore, we ask the committee to recommend SB 300 to the full Senate.

Sincerely,

Brock Roehler  
General Counsel  
Office of the State Bank Commissioner