



# State of North Carolina

OFFICE OF THE COMMISSIONER OF BANKS

ROY COOPER  
GOVERNOR

KATHERINE M.R. BOSKEN  
COMMISSIONER OF BANKS

March 21, 2022

Sasha Hodder  
Hourly, Inc.  
660 Homer Ave.  
Palo Alto, CA 94301

RE: **Request for Exemption Determination; Hourly, Inc.**

Dear Ms. Hodder:

I am writing to notify you of the decision regarding the exemption determination submitted on March 10, 2022. On June 30, 2016, Article 16B, Money Transmitters Act, of the North Carolina General Statute ("Statute") was approved with an effective date of October 1, 2016. The Statute defines when a license is required and includes statutory exemptions from licensure. Furthermore, the Statute states to be engaged in the business of money transmission, the transmission must be for personal, family, or household purposes.

Based upon the documentation provided, Hourly, Inc. offers delivery of wages to employees, on behalf of Employers and the payment of payroll taxes to state and federal agencies. Pursuant to §53-208.44(a)(7), a person that is engaged exclusively in any of the following: (a) delivering wages or salaries on behalf of employers to employees; (b) facilitating the payment of payroll taxes to state and Federal agencies; (c) making payments relating to employee benefit plans; (d) making distributions of other authorized deductions from employees' wages or salaries; or (e) transmitting other funds on behalf of an employer in connection with transactions related to employees.

Based on the facts provided in your letter, Hourly, Inc. does not need to obtain a money transmitter's license in North Carolina.

This opinion is based on the facts as presented in your letter and subsequent conversations, any change or clarification of those facts may change the conclusion herein. If you have any questions, please do not hesitate to contact me at 919-733-0593, or [ljohnson@nccob.gov](mailto:ljohnson@nccob.gov).

Best Regards,

Lisa Johnson  
Non-Depository Entities Support Specialist