

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ONE HUNDRED AND EIGHTH LEGISLATURE

Legislative Document

No. 1686

H. P. 1458

House of Representatives, April 25, 1977

Reported by Mr. Whittemore from the Committee on Business Legislation
and printed under Joint Rules No. 2.

EDWIN H. PERT, Clerk

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-SEVEN

AN ACT to Amend the Savings and Loan Association Law.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. 9-B MRSA § 325, sub-§ 5, 1st sentence, as enacted by PL 1975, c. 500, § 1, is amended to read:

Bylaws may be amended and added to by the incorporators or members or directors of the institution except to the extent limited by the articles of incorporation or unless such power has been reserved by the articles of incorporation or granted by the incorporators to the board of directors.

Sec. 2. 9-B MRSA § 343, sub-§ 3, as enacted by PL 1975, c. 500, § 1, is repealed and the following enacted in its place:

3. **Vote of stockholders, incorporators or members.** The conversion plan of a trust company or a mutual savings bank, as approved by the superintendent, shall be submitted to the stockholders or incorporators for their approval at an annual meeting, or at a special meeting, called for that purpose, pursuant to the requirements of section 352, subsection 3 or section 353, subsection 3. Approval shall require a $\frac{2}{3}$ vote of those entitled to vote thereon.

The conversion plan of a savings and loan association, as approved by the superintendent, shall be submitted to the members for their approval at an annual meeting, or at a special meeting, called for that purpose, pursuant to the requirements of section 352, subsection 3 or section 353, subsection 3. Approval by a savings and loan association shall require a majority vote of those entitled to vote. Each holder of a savings account in a savings and loan association shall be entitled to cast one vote for each \$100 or fraction thereof, of the withdrawable value of his accounts, up to a maximum of 50 votes. A borrowing member of a savings and loan association shall be permitted, as a bor-

rower, to cast one vote and to cast the number of votes to which he may be entitled as the holder of savings accounts. The members who shall be entitled to vote at the meeting of the members to adopt the conversion plan shall be holders of savings accounts and borrowing members of record on the books of the association as of such date as may be prescribed by the superintendent.

STATEMENT OF FACT

Section 1 would restore to boards of directors of savings and loan associations the power to amend the bylaws of the association.

Section 2 reduces from $\frac{2}{3}$ to simple majority the number of affirmative votes, by holders of savings accounts in savings and loan associations, necessary to approve a conversion plan of the association. In addition, any one account holder is limited to a maximum of 50 votes.