

1977 Senate Bill 321

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## CHAPTER 152, Laws of 1977

AN ACT to amend 186.08 (intro.), 186.31 (2) and 186.33; and to create 186.24 (3) of the statutes, relating to credit union officers, corporate titles, consolidation of credit unions and segregation of credit union accounts.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

SECTION 1. 186.08 (intro.) of the statutes is amended to read:

186.08 (intro.) At their first meeting the board of directors shall elect from their number a chairman ~~or a president, a~~ of the board and one or more vice chairman or a vice president chairmen, a secretary and a treasurer, ~~who. The directors shall be the executive officers of the credit union, except that if a chairman and a vice chairman are elected, the board may appoint a president and a~~ may appoint one or more vice presidents. The president, or a general manager, who need not be board members and shall serve as be the operating executive officers of the credit union officer. The president and vice presidents may be directors. Any 2 or more offices may be held by the same person, except the offices of president and secretary and the offices of president and vice president. The board of directors shall have the general management of the affairs, funds and records of the credit union, and shall meet as often as may be necessary. It shall be their special duty:

SECTION 3. 186.24 (3) of the statutes is created to read:

186.24 (3) If the removal under sub. (1) or the resignation or death of credit union directors prevents a credit union board of directors from securing the quorum

required at board meetings and thus prevents continued operation of the credit union, the commissioner may appoint temporary directors to fill the vacancies for up to 120 days or until an election of directors to fill the vacancies has been held at a special meeting of the membership called for such purpose.

SECTION 4. 186.31 (2) of the statutes is amended to read:

186.31 (2) With the approval of the commissioner credit unions may consolidate. To effect a consolidation, the board of directors of each consolidating union shall, by resolution, propose a specific plan for consolidation which shall be agreed to by a majority of the board of each credit union joining in the consolidation and such directing that the proposed plan of consolidation shall be ratified and confirmed by an affirmative vote of the holders of two thirds of the shares outstanding of each union, at a shareholders' submitted to a vote at a meeting of members of the credit unions being absorbed which may be either an annual or a special meeting called by the boards and held at least 30 days after a. Written notice of the time, place and object of the meeting has been sent setting forth the proposed plan of consolidation or a summary shall be given to each shareholder member of record by registered mail the credit unions being absorbed within the time and in the manner provided for the giving of notice of meetings of members of the credit union. The proposed plan shall be adopted upon receiving a majority of the votes entitled to be cast by members present at the meeting.

SECTION 5. 186.33 of the statutes is amended to read:

**186.33 Other powers.** Credit unions may engage in the business and functions provided for in s. 218.05 and ch. 217 for their members upon receiving a certificate of authority from the commissioner. ~~Such~~ The certificate of authority shall be issued by the commissioner upon application of a credit union whenever the commissioner finds that the credit union has adequate clerical facilities and has provided for the keeping of adequate accounts and for the segregation of ~~the~~ funds used in carrying on ~~such the business and functions apart from the funds used in carrying on its ordinary business as a~~ of issuing their own credit union money orders. ~~Such~~ The applicants shall meet the same requirements as other applicants under ch. 217, but no investigation fee ~~shall~~ may be charged of credit union applicants. The commissioner may revoke a certificate of authority following a hearing held ~~by him~~ upon 10 days' notice to the credit union for any reason which would have justified the rejection of an application or on the ground that the continued operation of ~~such the~~ business threatens the solvency of the credit union.

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