

HOUSE BILL NO. 104

INTRODUCED BY MANUEL

IN THE HOUSE

January 7, 1981	Introduced and referred to Committee on Business and Industry.
January 14, 1981	Committee recommend bill do pass. Report adopted.
January 15, 1981	Bill printed and placed on members' desks.
January 16, 1981	Second reading, do pass as amended.
January 19, 1981	Correctly engrossed. Third reading, passed. Transmitted to Senate.

IN THE SENATE

January 20, 1981	Introduced and referred to Committee on Business and Industry.
March 6, 1981	Committee recommend bill be concurred in as amended. Report adopted.
March 9, 1981	Second reading, concurred in.
March 11, 1981	Third reading, concurred in as amended. Ayes, 48; Noes, 1.

IN THE HOUSE

March 12, 1981

Returned from Senate with amendments. Concurred in as amended.

March 14, 1981

Second reading, concurred in as amended.

March 17, 1981

Third reading, concurred in as amended. Ayes, 86; Nocs, 9. Sent to enrolling.

Reported correctly enrolled.



Approved by Committee  
on Business and Industry

1                                    HOUSE BILL NO. 104  
2    INTRODUCED BY Manuel

3  
4    A BILL FOR AN ACT ENTITLED: "AN ACT TO ALLOW THE BOARDS OF  
5    TRUSTEES OF RURAL COOPERATIVE UTILITIES TO CHOOSE A PLACE  
6    FOR MEMBERSHIP MEETINGS WHEN NO PLACE IS SPECIFIED IN THE  
7    BYLAWS; PROVIDING A NEW QUORUM REQUIREMENT FOR MEMBERSHIP  
8    MEETINGS; AMENDING SECTION 35-18-303, MCA."

9  
10    BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11        Section 1. Section 35-18-303, MCA, is amended to read:

12        "35-18-303. Meetings of members -- general and special  
13    -- place -- notice -- quorum -- voting. (1) An annual  
14    meeting of the members shall be held at such time as shall  
15    be provided in the bylaws.

16        (2) Special meetings of the members may be called by  
17    the board of trustees, by any three trustees, by not less  
18    than 10% of the members, or by the president.

19        (3) Meetings of members shall be held at such place as  
20    may be provided in the bylaws. In the absence of any such  
21    provision, all meetings shall be held ~~in the city or town in~~  
22    ~~which the principal office of the cooperative is located at~~  
23    ~~such place as shall be determined by the board of trustees~~  
24    ~~of the cooperative.~~

25        (4) Except as hereinafter otherwise provided, written

1    or printed notice stating the time and place of each meeting  
2    of members and, in the case of a special meeting, the  
3    purpose or purposes for which the meeting is called shall be  
4    given to each member, either personally or by mail, not less  
5    than 10 or more than 25 days before the date of the meeting.

6            (5) Five percent of all members present in person ~~or~~  
7    ~~50 members present in person, whichever is fewer,~~ shall  
8    constitute a quorum for the transaction of business at all  
9    meetings of the members, but the bylaws may prescribe the  
10    presence of a greater percentage ~~or number~~ of the members  
11    for a quorum. If less than a quorum is present at any  
12    meeting, a majority of those present in person may adjourn  
13    the meeting from time to time without further notice.

14            (6) Each member shall be entitled to one vote on each  
15    matter submitted to a vote at a meeting. Voting shall be in  
16    person but, if the bylaws so provide, may also be by proxy  
17    or by mail, or both. If the bylaws provide for voting by  
18    proxy or by mail, they shall also prescribe the conditions  
19    under which proxy or mail voting or both shall be exercised.  
20    In any event, no person shall vote as a proxy for more than  
21    three members at any meeting of the members."

-End-

-2- SECOND READING  
HB 104

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23 ~~such place as shall be determined by the board of trustees~~  
24 ~~of the cooperative AND CONFIRMED BY THE MEMBERSHIP.~~

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22 ~~which--the-principal-office-of-the-cooperative-is-located at~~  
23 ~~such place as shall be determined by the board of trustees~~  
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-End-

REFERENCE BILL

March 6, 1981

SENATE STANDING COMMITTEE REPORT  
(Business and Industry)

That House Bill No. 104 be amended as follows:

1. Page 1, line 24.

Following: "cooperative"

Strike: "AND CONFIRMED BY THE MEMBERSHIP"