

HOUSE BILL NO. 108
INTRODUCED BY BERGSAGEL

IN THE HOUSE

JANUARY 6, 1993 INTRODUCED AND REFERRED TO COMMITTEE
ON AGRICULTURE, LIVESTOCK, & IRRIGATION.

FIRST READING.

JANUARY 15, 1993 COMMITTEE RECOMMEND BILL
DO PASS. REPORT ADOPTED.

JANUARY 16, 1993 PRINTING REPORT.

JANUARY 18, 1993 SECOND READING, DO PASS.

JANUARY 19, 1993 ENGROSSING REPORT.

THIRD READING, PASSED.
AYES, 81; NOES, 18.

TRANSMITTED TO SENATE.

IN THE SENATE

JANUARY 20, 1993 INTRODUCED AND REFERRED TO COMMITTEE
ON BUSINESS & INDUSTRY.

FIRST READING.

FEBRUARY 2, 1993 COMMITTEE RECOMMEND BILL BE
CONCURRED IN. REPORT ADOPTED.

FEBRUARY 3, 1993 SECOND READING, CONCURRED IN.

FEBRUARY 4, 1993 THIRD READING, CONCURRED IN.
AYES, 45; NOES, 2.

FEBRUARY 5, 1993 RETURNED TO HOUSE.

IN THE HOUSE

FEBRUARY 5, 1993 RECEIVED FROM SENATE.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1 INTRODUCED BY House BILL NO. 108
2 Burgess
3

4 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING PROVISIONS
5 CONCERNING A RURAL COOPERATIVE BOARD OF TRUSTEES; AND
6 AMENDING SECTION 35-18-311, MCA."
7

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

9 **Section 1.** Section 35-18-311, MCA, is amended to read:

10 "35-18-311. Board of trustees -- number --
11 qualifications -- removal -- compensation -- husband and
12 wife. (1) The business and affairs of a cooperative ~~shall~~
13 must be managed by a board of not less than five trustees,
14 each of whom ~~shall must~~ be a member of the cooperative or of
15 another cooperative ~~which shall be that is~~ a member thereof
16 of the cooperative. The bylaws ~~shall must~~ prescribe the
17 number of trustees, their qualifications, other than those
18 provided for in this chapter, the manner of holding meetings
19 of the board of trustees and of the election of successors
20 to trustees who ~~shall~~ resign, die, or are otherwise be
21 incapable of acting. The bylaws may also provide for the
22 removal of trustees from office and for the election of
23 their successors.

24 (2) Without approval of the membership, trustees:

25 (a) ~~shall~~ may not receive any salaries for their

1 services as trustees, except trustees may receive the same
2 insurance coverage provided to cooperative employees; and,

3 (b) except in emergencies, shall may not be employed by
4 the cooperative in any capacity involving compensation.

5 (3) The bylaws ~~may, however,~~ provide that the board of
6 trustees may establish a fixed sum, including expenses of
7 attendance, if any, to be allowed for:

8 (a) attendance at each meeting of the board of trustees
9 or any committee thereof of the board of trustees; or

10 (b) representing the cooperative at any meeting or on
11 any business whenever such representation has been approved
12 by the board.

13 ~~(3)(4)~~ (4) If a husband and wife hold joint membership in a
14 cooperative, either one but not both may be elected a
15 trustee.

16 (5) The policies of the cooperative may provide that
17 benefits provided to employees may be extended to trustees."

-End-

APPROVED BY COMMITTEE
ON AGRICULTURE LIVESTOCK
& IRRIGATION

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