

ACT No. 88

2018 Regular Session

HOUSE BILL NO. 360

BY REPRESENTATIVE GAROFALO

1 AN ACT

2 To amend and reenact R.S. 6:708(G) and 710(A) and (B) and to enact R.S. 6:272(D)(5),
3 283(B)(4), 1183(C), and 1188(F), relative to delivery notices of meetings and other
4 communications; to provide authorization for electronic notification within articles
5 of incorporation or bylaws; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 6:708(G) and 710(A) and (B) are hereby amended and reenacted and
8 R.S. 6:272(D)(5), 283(B)(4), 1183(C), and 1188(F) are hereby enacted to read as follows:

9 §272. Stockholders' meetings

10 * * *

11 D.

12 * * *

13 (5) Notwithstanding any other provision of law to the contrary, the articles
14 of incorporation or bylaws of a bank may authorize delivery of notices of meetings
15 and other communications to stockholders by electronic transmission to the same
16 extent and in the same manner as permitted for a Louisiana corporation in
17 accordance with R.S. 12:1-141.

18 * * *

19 §283. Meetings of the board; quorum, written consent

20 * * *

21 B.

22 * * *

23 (4) Notwithstanding any other provision of law to the contrary, the articles
24 of incorporation or bylaws of a bank may authorize or require delivery of notices of

1 meetings and other communications to directors by electronic transmission to the
2 same extent and in the same manner as permitted for a Louisiana corporation in
3 accordance with R.S. 12:1-141.

4 * * *

5 §708. Directors; number; qualifications; oath; vacancies

6 * * *

7 G.(1) The board of directors of each association shall hold meetings at the
8 times and places provided for in the bylaws.

9 (2) Notwithstanding any other provision of law to the contrary, the articles
10 of incorporation or bylaws of a savings and loan association may authorize or require
11 delivery of notices of meetings and other communications to directors by electronic
12 transmission to the same extent and in the same manner as permitted for a Louisiana
13 corporation in accordance with R.S. 12:1-141.

14 * * *

15 §710. Notice of meeting

16 A.(1) Unless a method of notice is provided in the articles of incorporation
17 or bylaws or elsewhere in this Chapter, notice of meetings of members of a mutual
18 association shall be given by publishing on separate days no less than two notices of
19 the meeting not more than thirty days nor less than ten days prior to the date of the
20 meeting in a newspaper of the parish of domicile of the association.

21 (2) Notwithstanding any other provision of law to the contrary, the articles
22 of incorporation or bylaws of a savings and loan association may authorize or require
23 delivery of notices of meetings and other communications to members of mutual
24 associations by electronic transmission to the same extent and in the same manner
25 as permitted for a Louisiana corporation in accordance with R.S. 12:1-141.

26 B.(1) Unless a method of notice is provided in the articles of incorporation
27 or bylaws or elsewhere in this Chapter, notice of meetings of stockholders of a stock
28 association shall be given by mailing a notice thereof to those who were stockholders
29 as of the date of record established by the board of directors.

1 (2) Notwithstanding any other provision of law to the contrary, the articles
 2 of incorporation or bylaws of a savings and loan association may authorize or require
 3 delivery of notices of meetings and other communications to stockholders of a stock
 4 association by electronic transmission to the same extent and in the same manner as
 5 permitted for a Louisiana corporation in accordance with R.S. 12:1-141.

* * *

7 §1183. Notice of meetings

* * *

9 C. Notwithstanding any other provision of law to the contrary, the articles
 10 of incorporation or bylaws of a savings bank may authorize or require delivery of
 11 notices of meetings and other communications to members or stockholders by
 12 electronic transmission to the same extent and in the same manner as permitted for
 13 a Louisiana corporation in accordance with R.S. 12:1-141.

* * *

15 §1188. Directors

* * *

17 F. Notwithstanding any other provision of law to the contrary, the articles
 18 of incorporation or bylaws of a savings bank may authorize or require delivery of
 19 notices of meetings and other communications to directors by electronic transmission
 20 to the same extent and in the same manner as permitted for a Louisiana corporation
 21 in accordance with R.S. 12:1-141.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____