

Introduced: 3/3/71
Referred: Commerce and
Finance

1 IN THE HOUSE

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

2 HOUSE BILL NO. 254

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to mutual savings banks; and providing
7 for an effective date."

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

9 * Section 1. AS 06.15.100(2) is amended to read:

10 (2) borrow funds or in any manner become an obligor for
11 funds borrowed from the mutual bank for which he is trustee, except
12 as provided in sec. 255 of this chapter [THAT A TRUSTEE MAY BORROW
13 AGAINST FUNDS DEPOSITED IN THE BANK BY HIM TO THE SAME EXTENT AS OTHER
14 DEPOSITORS];

15 * Sec. 2. AS 06.15.250(5) is amended to read:

16 (5) No participation in mortgage loans with others as co-
17 mortgagees may be permitted except with one or more financial
18 institutions, trusts, [OR] pension funds, or state or federal agencies
19 authorized to participate in such loans.

20 * Sec. 3. AS 06.15.250 is amended by adding a new paragraph to read:

21 (7) the sale of mortgages or portions of mortgages is
22 permissible when the purchaser is a state or federal agency authorized
23 to purchase such loans.

24 * Sec. 4. AS 06.15 is amended by adding new sections to read:

25 Sec. 06.15.251. INSURED OR GUARANTEED LOANS. A mutual savings
26 bank may without regard to any other provision of this chapter make,
27 buy, or sell loans for which a written commitment to insure or
28 guarantee repayment according to the terms of the loan has been issued
29 by

1 (1) an agency or instrumentality of the United States or
2 the State of Alaska;

3 (2) a private mortgage insurer authorized to do business
4 in Alaska.

5 Sec. 06.15.252. MOBILE HOME LOANS. A mutual savings bank may,
6 subject to the regulations promulgated by the commissioner, invest not
7 more than 10 per cent of its assets in loans secured by mobile homes.
8 Mobile home loans may include inventory financing for a mobile home
9 dealer and the purchase of dealer chattel paper.

10 Sec. 06.15.255. LOANS TO TRUSTEES, OFFICERS OR EMPLOYEES. A
11 mutual savings bank may not make a loan to a trustee, officer or
12 employee except with the approval of the board of trustees and the loan

13 (1) is fully secured by funds on deposit in the bank; or

14 (2) is secured by a first lien on a home owned and
15 occupied by the trustee, officer or employee.

16 * Sec. 5. AS 06.15 is amended by adding new sections to read:

17 Sec. 06.15.281. INVESTMENT IN REAL ESTATE AND BANKING PREMISES.
18 A mutual bank may acquire, purchase, hold, convey and hypothecate real
19 estate and banking premises for the following purposes only:

20 (1) such as are necessary for the convenient transaction
21 of its business, including banking offices, equipment, furniture and
22 fixtures and parking lots; provided that the purchase or investment
23 does not exceed the sum of the mutual bank's surplus accounts net of
24 capital notes and debentures; the purchase or investment may consist
25 of stock in a bank building corporation;

26 (2) the satisfaction of or on account of debts previously
27 contracted in the course of its business;

28 (3) the purchase at sale under judgment, decree, lien, or
29 mortgage foreclosure, against security held by it.

1 Sec. 06.15.282. INVESTMENT IN SERVICE CORPORATION. (a) A mutual
2 bank may, subject to the regulations of the commissioner invest in,
3 hold, and sell the capital stock and other obligations of

4 (1) any service corporation organized under the laws of this
5 state if the entire capital stock of such service corporation is
6 available for purchase only by two or more savings or banking insti-
7 tutions having their home offices in this state, to perform accounting
8 or similar functions or servicing loans primarily for such institutions
9 and their customers;

10 (2) any service corporation whose activities consist of
11 purchasing and disposing of such loans and making such investments as
12 specifically authorized by federal and state law for savings and
13 banking institutions.

14 (b) A mutual bank may invest in a service corporation an amount
15 equal to 10 per cent of the sum of its surplus accounts at the time
16 of the investment except the total investment under this section and
17 under sec. 281 shall not exceed the sum of its surplus accounts net
18 of capital notes and debentures.

19 * Sec. 6. AS 06.15.370 is amended by adding new paragraphs to read:

20 (6) "mobile home" means a movable dwelling constructed in
21 one or more units to be occupied on land, having a minimum area of
22 400 square feet and containing living facilities for year-round
23 occupancy by one family, including permanent provisions for eating,
24 sleeping, cooking and sanitation;

25 (7) "service corporation" means a corporation organized to
26 perform bank services for two or more financial institutions, each
27 of which owns part of the capital stock of the corporation.

28 * Sec. 7. This Act takes effect on the day after its passage and approval
29 or on the day it becomes law without approval.