

Introduced: 2/16/82  
Referred: Labor & Commerce

1 IN THE HOUSE

BY BETTISWORTH

2 HOUSE BILL NO. 849 am

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to electric and telephone co-  
7 operatives."

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

9 \* Section 1. AS 10.25.120 is amended to read:

10 Sec. 10.25.120. VOTING. Each member is entitled to one vote on  
11 each matter submitted to a vote at a meeting of the members. Each mem-  
12 ber of a district is entitled to one vote on each matter submitted to  
13 a vote at any district meeting. Voting shall be in person, but, if the  
14 bylaws so provide, may also be by mail.

15 \* Sec. 2. AS 10.25.190 is amended to read:

16 Sec. 10.25.190. DISTRICTS. The bylaws may provide for the  
17 division of the territory served or to be served by a cooperative into  
18 two or more districts for any purpose, including, without limitation,  
19 the nomination and election of directors and the election and function-  
20 ing of district delegates. These delegates, who shall be members, may  
21 nominate and elect directors. The bylaws shall prescribe the boundaries  
22 of the districts, or the manner of establishing the boundaries, and the  
23 manner of changing the boundaries, and the manner in which the districts  
24 function. No member at any district meeting and no district delegate at  
25 any meeting may vote by proxy or by mail, except that the election of  
26 directors may be by mail if provided by the bylaws.

27 \* Sec. 3. AS 10.25 is amended by adding a new section to read:

28 Sec. 10.25.175. BOARD MEETINGS OPEN TO MEMBERS. (a) A meeting of  
29 the board of directors may be attended by members of the cooperative.

1 Except when voice votes are authorized, a vote shall be conducted in  
2 such a manner that the members may know the vote of each person entitled  
3 to vote.

4 (b) If excepted subjects are to be discussed at a meeting, the  
5 meeting must first be convened as a regular meeting, and the question of  
6 holding an executive session to discuss matters that come within the  
7 exceptions contained within (c) of this section shall be determined by a  
8 majority vote of the board. No subjects may be considered at the  
9 executive session except those mentioned in the motion calling for the  
10 executive session unless auxiliary to the main question. No action may  
11 be taken at the executive session.

12 (c) The following excepted subjects may be discussed in an  
13 executive session:

14 (1) matters the immediate knowledge of which would clearly  
15 have an adverse effect on the finances of the cooperative;

16 (2) subjects that tend to prejudice the reputation and  
17 character of a person; however, the person may request a public  
18 discussion.

19 (d) Reasonable notice shall be given for all meetings required to  
20 be open under this section.

21 (e) Action taken contrary to this section is void.

22 \* Sec. 4. AS 10.25 is amended by adding a new section to read:

23 Sec. 10.25.176. MEMBER'S RIGHT TO EXAMINE BOOKS AND RECORDS.

24 A member of a cooperative may, at a reasonable time, examine and make  
25 copies of the books and records of the cooperative, except the names,  
26 addresses and accounts of the members at the principal office of the  
27 cooperative. The cooperative may charge a member an amount equal to the  
28 actual cost of duplicating documents requested under this section.

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