

1 IN THE SENATE

BY FAIKS

2

SENATE BILL NO. 161

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FIFTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act relating to the names of certain financial  
7 institutions."

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

9 \* Section 1. AS 06.30.065 is amended to read:

10 Sec. 06.30.065. CORPORATE NAME. The name of every association  
11 shall include either the words "Savings Association," "Savings Bank,"  
12 or "Savings and Loan Association." These words shall be preceded by  
13 an appropriate descriptive word or words approved by the commissioner.  
14 An ordinal number may not be used as a single descriptive word preced-  
15 ing the words "Savings Association," "Savings Bank," or "Savings and  
16 Loan Association," unless the words are followed by the words "of  
17 ....., " the blank being filled by the name of the city in which  
18 or near which the association has its home office. An ordinal number  
19 may be used together with another descriptive word, preceding the  
20 words "Savings Association," "Savings Bank," or "Savings and Loan  
21 Association," provided the other descriptive word has not been used in  
22 the corporate name of any other association in the state, in which  
23 case the suffix mentioned above is not required to be used. An ordinal  
24 number may be used, together with another descriptive word, preceding  
25 the words "Savings Association," "Savings Bank," or "Savings and Loan  
26 Association," even when the other descriptive word has been used in  
27 the corporate name of an association in the state, provided the suffix  
28 "of ....., " as provided above, is also used. The suffix provid-  
29 ed above may be used in any corporate name. The use of the words

1 "National," "Federal," "United States," "Insured," "Guaranteed," or  
2 any form of these words, separately or in combination with other words  
3 or syllables, is prohibited as part of the corporate name of an asso-  
4 ciation. A [NO] certificate of incorporation of a proposed associa-  
5 tion having the same name as a corporation authorized to do business  
6 under the laws of this state or a name so nearly resembling it as to  
7 be calculated to deceive may not [SHALL] be issued by the commis-  
8 sioner, except to an association formed by the reincorporation, reor-  
9 ganization, or consolidation of other associations, or upon the sale  
10 of the property or franchise of an association.

11 \* Sec. 2. AS 06.30.070 is amended to read:

12 Sec. 06.30.070. PROHIBITED USE OF NAMES AND TITLE. Unless  
13 authorized to do business in the state under this chapter and actually  
14 engaged in carrying on a savings association, a [NO] person may not  
15 [SHALL] do business under a name or title that [WHICH] contains the  
16 terms "savings association," "savings bank," "savings and loan asso-  
17 ciation," "building and loan association," "building association," or  
18 any combination employing either or both of the words "building" or  
19 "loan" with one or more of the words "saving," "savings," "thrift" or  
20 words of similar import, or any combination employing one or more of  
21 the words "saving," "savings," "thrift" or words of similar import  
22 with one or more of the words "association," "bank," "institution,"  
23 "society," "company," "corporation," or words of similar import, or  
24 use a name or sign or circulate or use a letterhead, billhead, circu-  
25 lar or paper whatever, or advertise or represent in any manner that  
26 [WHICH] indicates or reasonably implies that the [HIS] business is the  
27 character or kind of business carried on or transacted by an associa-  
28 tion or that [WHICH] is calculated to lead a person to believe that  
29 the [HIS] business is that of an association. Upon application by the

1        commissioner or an association, a court of competent jurisdiction may  
2        issue an injunction to restrain a person from violating or continuing  
3        to violate this section.