



LAWS OF ALASKA

1982

Source

SCSHB 849(R1s)

Chapter No.

136

AN ACT

Relating to cooperatives.

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

THE ACT FOLLOWS ON PAGE 1, LINE 8

UNDERLINED MATERIAL INDICATES TEXT THAT IS BEING ADDED TO THE LAW AND BRACKETED MATERIAL IN CAPITAL LETTERS INDICATES DELETIONS FROM THE LAW; COMPLETELY NEW TEXT OR MATERIAL REPEALED AND RE-ENACTED IS IDENTIFIED IN THE INTRODUCTORY LINE OF EACH BILL SECTION.

Approved by the Governor: June 24, 1982
Actual Effective Date: September 22, 1982

AN ACT

Relating to cooperatives.

* Section 1. AS 10.25.030(1) is amended to read:

(1) furnish, improve and expand telephone service and related telecommunications service to its members, and to other users not in excess of 10 percent of the number of its members; however, telephone service may be made available by a cooperative through interconnection of facilities to any number of subscribers of other telephone systems, and through pay stations to any number of users, and a cooperative which acquires existing telephone facilities may continue service to persons, not exceeding 40 percent of the number of its members, who are already receiving service from the facilities without requiring them to become members, and these persons may become members upon terms as may be prescribed in the bylaws;

* Sec. 2. AS 10.25.120 is amended to read:

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

* Sec. 3. AS 10.25 is amended by adding new sections to read:

Sec. 10.25.175. BOARD MEETINGS OPEN. (a) A meeting of the board of directors may be attended by members of the cooperative. Except when voice votes are authorized, a vote shall be conducted in such a manner

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1 that the members may know the vote of each person entitled to vote.

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

10 (c) The following excepted subjects may be discussed in an execu-
11 tive session:

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

14 (2) subjects that tend to prejudice the reputation and char-
15 acter of a person; however, the person may request a public discussion;

16 (3) matters discussed with an attorney for the cooperative,
17 the immediate knowledge of which could have an adverse effect on the
18 legal position of the cooperative.

19 (d) Notice shall be given for all regular or special meetings of
20 the board of directors as provided in the bylaws of the cooperative.

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

22 Sec. 10.25.176. MEMBER'S RIGHT TO EXAMINE BOOKS AND RECORDS. A
23 member of a cooperative may, at a reasonable time and for a proper pur-
24 pose, examine and make copies of the books and records of the cooper-
25 ative at the principal office of the cooperative. The cooperative may
26 charge a member an amount equal to the actual cost of duplicating docu-
27 ments requested under this section.

28 * Sec. 4. AS 10.25.190 is amended to read:

29 Sec. 10.25.190. DISTRICTS. The bylaws may provide for the divi-

1 sion of the territory served or to be served by a cooperative into two
2 or more districts for any purpose, including, without limitation, the
3 nomination and election of directors and the election and functioning of
4 district delegates. These delegates, who shall be members, may nominate
5 and elect directors. The bylaws shall prescribe the boundaries of the
6 districts, or the manner of establishing the boundaries, and the manner
7 of changing the boundaries, and the manner in which the districts func-
8 tion. No member at any district meeting and no district delegate at any
9 meeting may vote by proxy or by mail. However, the election of directors
10 shall be by mail unless the bylaws provide otherwise.

11 * Sec. 5. AS 10.25.640 is amended by adding a new paragraph to read:

12 (5) "related telecommunications service" means telecommunica-
13 tions service where there is the transmission and reception of messages,
14 impressions, pictures, and signals by means of electricity, electromag-
15 netic waves, and any other kind of energy, force variations, or impulses,
16 whether conveyed by cable, wire, radiated through space, or transmitted
17 through other media within a specified area or between designated points.
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