

FOM by State

NASCUS State Regulators National Meeting March 2018

From a Matrix Compiled by Bruce Jolly (ReedandJolly)

State		Notes
Alabama	<p><u>Ala.Code 1975 § 5-17-5 § 5-17-5. Membership.</u></p> <p>... Credit union membership shall consist of the incorporators and such other persons as may be elected to membership and who subscribe to at least one share and pay the initial installment thereon and the entrance fee. Organizations, incorporated or otherwise, composed for the most part of the same general group as the credit union membership may be members. Credit union organization shall be limited to groups, of both large and small membership, having a common bond of occupation or association or to groups within a well-defined neighborhood, community or rural district.</p>	
Alaska	<p><u>Sec. 06.45.070. Membership.</u></p> <p>Credit union membership consists of the incorporators and other persons and incorporated and unincorporated organizations, to the extent permitted by regulations adopted by the commissioner, elected to membership. Each member shall subscribe to at least one share of the stock of the credit union and pay the initial installment on the stock and a uniform entrance fee if required by the board of directors of the credit union. Credit union membership is limited to groups having a common bond of occupation or association, or to groups within a well-defined neighborhood, community, or rural district.</p>	
Arizona	<p><u>6-506. Organization procedure</u></p> <p>C. The incorporators shall prepare, adopt and execute bylaws consistent with this chapter for the general governance of the credit union. The bylaws, among other things, shall provide:</p> <ol style="list-style-type: none"> 1. The proposed field of membership which shall be limited to groups having a common bond of interest, occupation or association or to groups within a well-defined neighborhood, community or rural district consistent with the purposes of the credit union. 	
California	<p><u>14155.</u></p> <p>Upon reasonable notice and opportunity to be heard, the commissioner may deny the application for a certificate to act as a credit union or an expansion of the field of membership of an existing credit union for any of the following reasons:</p> <ol style="list-style-type: none"> (a) The field of membership of the applicant is contrary to the principles of organizing credit unions, including principles of organizing credit unions based on common bond of occupation, 	

	association, or groups within a well-defined neighborhood, community or rural district.	
Colorado	<p>11-30-103. Membership</p> <p>(2) Credit union organization and membership, other than those of a central credit union, shall be limited to groups having a common bond of employment or association or groups which reside within a well-defined neighborhood, community, or rural district having a population of no more than twenty-five thousand or as otherwise authorized by the board. Small groups which the commissioner determines to lack the potential membership to organize their own credit union may be eligible for membership in an existing credit union if such small groups have a common bond of employment or association. A member of the immediate family of any person who, under the provisions of this article, is eligible for membership in a credit union may also be admitted to membership therein. "Immediate family" means persons related by blood, by marriage, or by adoption.</p>	
Connecticut	<p>Section 36a-438a - Field of membership. Expansion. Change in field of membership.</p> <p>(a)(1) Except as provided in subdivision (2) of this subsection, the field of membership of a Connecticut credit union is limited to (A) a single common bond membership, (B) a multiple common bond membership, or (C) persons within a well-defined community, neighborhood or rural district.</p>	
Florida	<p>657.002 Definitions.</p> <p>—As used in this chapter:</p> <p>(9) "Limited field of membership" means the defined group of persons designated as eligible for membership in the credit union who:</p> <ul style="list-style-type: none"> (a) Have a similar profession, occupation, or formal association with an identifiable purpose; (b) Live or work within an identifiable neighborhood, community, rural district, or county; (c) Are employed by a common employer; or (d) Are employed by the credit union; and members of the immediate family of persons within such group. 	
Georgia	<p>O.C.G.A. § 7-1-630</p> <p>§ 7-1-630. Initial subscribers; contents and filing of articles; other required filings; fee for investigation; selection of initial directors ... (b) For purposes of this article, "common bond" is described as that specific relationship of occupation, association, or interest; residence or employment within a well-defined neighborhood, community, or rural district; employees of a common employer; or members of a bona fide cooperative, educational, fraternal, professional, religious, rural, or similar organization which tends to create a mutual interest between persons sharing the relationship. Persons related by blood, adoption, or marriage to or living in the same household with a person within such common bond and the surviving spouses of deceased members shall also be considered within the common bond.</p>	

<p>Idaho</p>	<p><u>26-2110. MEMBERSHIP.</u></p> <p>... (b) Credit union organizations shall be limited to groups having a common bond of occupation or association, or to residents within a well-defined neighborhood, community, or rural district, employees of a common employer, or members of a bona fide fraternal, religious, cooperative, labor, rural, educational, or similar organization and members of the immediate family of such persons.</p>	
<p>Illinois</p>	<p>Sec. 1.1. Definitions.</p> <p>Common Bond - The term "common bond" refers to groups of people who meet one of the following qualifications:</p> <p>(1) Persons belonging to a specific association, group or organization, such as a church, labor union, club or society and members of their immediate families which shall include any relative by blood or marriage or foster and adopted children.</p> <p>(2) Persons who reside in a reasonably compact and well defined neighborhood or community, and members of their immediate families which shall include any relative by blood or marriage or foster and adopted children.</p> <p>(3) Persons who have a common employer or who are members of an organized labor union or an organized occupational or professional group within a defined geographical area, and members of their immediate families which shall include any relative by blood or marriage or foster and adopted children.</p>	
<p>Indiana</p>	<p>IC 28-7-1-10 Membership</p> <p>Sec. 10. (a) The membership of credit unions shall be clearly and specifically identified. The membership of a credit union shall be limited to one (1) or more qualified groups of persons, immediate family members of the persons in the qualified group or groups, and organizations of those persons. For purposes of this section, a <u>qualified group</u> consists of:</p> <ol style="list-style-type: none"> (1) persons having a common bond of occupation, trade, or professional association; (2) members of a labor organization; (3) members of a church; (4) persons engaged in a common trade or profession within a well defined geographical location; (5) employees of the credit union; (6) persons who are members of a farm bureau cooperative, or other farm bureau organization, and who have subscribed to one (1) or more shares; or (7) persons who reside or are employed within a <u>community</u>. <p>PIC 28-7-1-0.5 Definitions</p> <p>Sec. 0.5. The following definitions apply throughout this chapter:</p> <ol style="list-style-type: none"> (12) "Community" means: <ol style="list-style-type: none"> (A) a second class city; (B) a third class city; (C) a town; (D) a county other than a county containing a consolidated city; 	

	(E) a census tract; (F) a township; or (G) any other municipal corporation (as defined in IC 36-1-2-10).	
Iowa	<p><u>Chapter 533 - CREDIT UNIONS</u></p> <p>533.102 Definitions. As used in this chapter, unless the context otherwise requires:</p> <p>2. "Common bond" means the shared characteristic of members of a credit union.</p> <p>533.202 Common bond – membership – ownership share.</p> <p>1. a. State credit union organization shall be available to groups of individuals who have a common bond of association such as, but not limited to, occupation, common employer, or residence within specified geographic boundaries.</p> <p>b. Changes in the common bond may be made by the board of directors.</p>	
Kansas	<p><u>Article 22. - CREDIT UNIONS</u></p> <p>17-2205. Membership of credit union; continuation of branch operations, limitations.</p> <p>(b) (1) Credit union organizations shall be limited to:</p> <p>(A) A group having a single common bond of occupation or association;</p> <p>(B) a group having multiple common bonds of occupation or association or any combination thereof. No such group shall have a membership of more than 3,000 except as permitted in subsections (c) or (d); or</p> <p>(C) persons residing, working or worshipping in or organizations located within a geographic area.</p>	
Kentucky	<p><u>286.6-107 Membership defined.</u></p> <p>... (2) Credit union membership shall be limited to persons having a common bond of similar occupation, association or interest.</p>	
Louisiana	<p><u>RS §645. Membership</u></p> <p>B. Credit unions shall be organized only within groups that have a common bond of residence within a well defined neighborhood, small community, or rural district, or occupation, or association, or any combination thereof. The minimum potential of one hundred persons shall be required in groups having a common bond of occupation, and a potential of two hundred families shall be required in other type groups. Employee groups with insufficient membership shall be eligible in a central type credit union with the approval of the commissioner....</p>	
Maine	<p><u>Title 9-B: FINANCIAL INSTITUTIONS</u></p> <p><u>§814. Membership requirements</u></p> <p>1. Field of membership. "Field of membership" of a credit union means those persons, including non-natural persons, having a common bond of occupation or association; multiple groups of such persons, each group having a common bond of occupation or association within that group; residence or employment within a well-defined neighborhood, community</p>	

	or rural district; employment by a common employer or by employers located within a well-defined industrial park or community; membership in a bona fide fraternal, religious, cooperative, labor, rural, educational or similar organization; and members of the immediate families of such persons.	
Maryland	<p>§ 6-301. Formation of credit union</p> <p>Organization defined</p> <p>(b) Seven or more adult individuals, each of whom is a resident of this State, may act as incorporators to form a credit union under this subtitle with one of the following field of membership types:</p> <ul style="list-style-type: none"> (1) Single common bond; (2) Multiple common bond; or (3) Community common bond. 	
Massachusetts	<p>General Laws Part I Title XXII - Chapter 171</p> <p>Section 9.</p> <p>The shareholders of every such corporation shall make and adopt by-laws, consistent with law, for the government of its affairs. The by-laws shall provide for and determine:</p> <ul style="list-style-type: none"> ... (c) The condition of residence, occupation or association which qualify persons for membership. 	
Michigan	<p><u>490.352 Domestic credit union; membership; composition; field of membership; application; approval by commissioner; revision; extension.</u></p> <p>Sec. 352.</p> <p>(2) The credit union board of a domestic credit union shall establish the field of membership for a domestic credit union. The field of membership shall consist of 1 or more of the following:</p> <ul style="list-style-type: none"> (a) One or more groups of any size that have a common bond of occupation, association, or religious affiliation. (b) One or more groups composed of persons whose common bond is residence, employment, or place of religious worship within a geographic area composed of 1 or more school districts, counties, cities, villages, or townships. (c) One or more groups whose common bond is common interests, activities, or objectives. <p>(3) One or more credit unions may serve 1 or more groups described in subsection (2).</p>	
Minnesota	<p>52.05 MEMBERSHIP.</p> <p>§ Subdivision 1. Requirements. ... Credit union organizations shall be limited to persons within one or more groups or any combination of groups having a common bond of occupation, association, or community.</p>	
Mississippi	<p>§ 81-13-13. Membership</p> <p>... Credit unions shall be organized within groups which have a common bond of occupation, association, or residence; provided that one (1) corporate central credit union sponsored by the Mississippi Credit Union League may accept as members the credit unions that are members of the</p>	

	Mississippi Credit Union League and shall include in its title the words "corporate central"; ...	
Missouri	<p><u>370.080. Membership of credit union, membership shares not to be pledged as security for loans. —</u></p> <p>2. A credit union shall be composed of one or more groups of persons. The members of each such individual group must share:</p> <p>(1) A common occupation, association, employer or;</p> <p>(2) A geographic area which may include all those persons who reside or work in a city not within a county or a county, in which the main office of the credit union is located as reported on the National Credit Union Administration (NCUA) 2006 year-end 5300 call report, and counties contiguous to such areas as may be approved by the director. The director shall not allow a geographic area credit union to expand beyond counties contiguous to a city not within a county or a county in which its main office is located. The director shall not allow a credit union to expand its geographic area due to a relocation of the credit union's main office.</p>	
Montana	<p><u>32-3-304. Membership defined.</u></p> <p>(2) Credit union membership may include groups having a common bond of similar occupation, association, or interests or groups within a well-defined neighborhood, community, or rural district or employees of a common employer and members of the immediate family of such persons.</p>	
Nebraska	<p><u>Chapter 21 Section 1743 21-1743 Membership; requirements.</u></p> <p>... Credit union organization shall be limited to groups of both large and small membership having a common bond of occupation or association, including religious, social, or educational groups, employees of a common employer, or members of a fraternal, religious, labor, farm, or educational organization and the members of the immediate families of such persons.</p>	
Nevada	<p><u>NRS 678.510 Eligibility for membership.</u></p> <p>... 2. The common bond required for membership in credit unions organized under the provisions of this chapter may include, but are not limited to persons who:</p> <p>(a) Have a similar occupation, association or interest;</p> <p>(b) Reside within an identifiable neighborhood, community or rural district; or</p> <p>(c) Are employed by the same employer, and members of the immediate families of such persons.</p>	
New Hampshire	<p><u>Section 383-E:3-301</u></p> <p>Agreement; Bylaws. — ... The organizer shall prepare bylaws to govern the credit union. The bylaws shall prescribe the name of the corporation, the purposes for which it was formed, the conditions of residence, occupation, or association which qualify persons for membership, the par value of the paid-in shares, the number of directors, the number of members of the supervisory committee, and the number of members of the credit committee, if such committee is to be established, the duties of the several officers, ...</p>	

<p>New Jersey</p>	<p><u>New Jersey Statutes 17:13-92. Membership of credit union:</u> regulations.</p> <p>14. ... b. Except as otherwise provided in this section, credit union membership shall be limited to the types of membership described in one of the following categories :</p> <p>(1) one group which has a common bond of occupation or association; or</p> <p>(2) more than one group with each group having within that group a common bond of occupation or association and a membership of less than 3,000 members at the time that group is first included within the field of membership of a credit union made up of more than one group; or</p> <p>(3) persons or organizations, or any combination of organizations within a well-defined neighborhood, local community or rural district; or</p> <p>(4) any combination of membership fields from paragraphs (1), (2) and (3) of this subsection b., provided, however, that the combining of membership fields pursuant to this paragraph shall only be used with respect to an existing credit union and only if, in the determination of the commissioner, it is found that the combination is necessary to maintain the safety and soundness of that existing credit union and, with respect to any group eligible to be part of a credit union pursuant to paragraph (2) or organization eligible to be part of a credit union pursuant to paragraph (3) of this subsection which is to be combined, the membership of that group or organization shall be subject to the same limitation on the number of members as provided for groups under paragraph (2) of this subsection; and</p> <p>(5) members of the immediate family of persons in a credit union or in any group or organization which makes up the membership of a credit union.</p>	
<p>New Mexico</p>	<p><u>58-11-21. Membership.</u></p> <p>... B. Credit union membership may include persons within one or more groups having a common bond of similar occupation, association or interest, or persons who reside or belong to one or more groups that are based within an identifiable neighborhood, community or rural district, or employees of a common employer, or persons employed within a defined business district, industrial park or shopping center and members of the immediate family of such persons.</p>	
<p>New York</p>	<p><u>N.Y. Banking Law 451-A – Qualifications for Membership</u></p> <p>1. Subject to approval of the superintendent, the membership of a credit union shall consist of persons within the credit union's field of membership who have been duly admitted members.</p> <p>(a) Persons:</p> <p>(1) within the same occupation or from multiple groups each representing a different occupation;</p>	

	<p>(2) within the same association or from multiple groups each representing a different association;</p> <p>(3) who reside, work, worship or attend school within a well-defined identifiable neighborhood, community or rural district and who, in the judgment of the superintendent, have such a community of interest as will ensure proper administration. For purposes of this section a "well-defined identifiable neighborhood, community or rural district" may consist of one or more adjacent precincts, districts, cities or counties; or</p> <p>(4) within a combination of these three categories described in this subdivision;</p>	
North Carolina	<p>§ 54-109.26. "Membership" defined.</p> <p>... (b) Credit union membership may include groups having a common bond of similar occupation, association or interest, or groups who reside within an identifiable neighborhood, community, or rural district, or employees of a common employer, and members of the immediate family of such persons.</p>	
North Dakota	<p>6-06-07. Membership in credit union.</p> <p>... 2. Credit union membership is limited to groups having a common bond of occupation or association or to groups residing within a geographic area that does not extend beyond a seventy-five-mile [120.70-kilometer] radius of the home office of the credit union. Except as provided by this section, an office of a credit union that has a field of membership defined by geography may not be located more than seventy-five miles [120.70 kilometers] from the credit union main office.</p>	
Ohio	<p>1733.05 Membership.</p> <p>... (C) The membership of a credit union shall be limited to groups having a common bond of occupation or association or groups within a well-defined neighborhood, community, or rural district; however, except as otherwise provided in the articles or regulations, a person shall be deemed to retain affiliation with the credit union so long as he remains a member of the credit union even though no longer within the field of membership.</p>	
Oklahoma	<p>Section 2007 - Membership - Central Credit Unions</p> <p>A. ... Credit union membership shall be limited to groups having a common bond of occupation or association, which shall be limited to one of the following categories:</p> <ol style="list-style-type: none"> 1. Groups that have the same common bond of occupation or association; 2. Persons or organizations within a well-defined community, neighborhood or rural district; or 3. Groups which have, as to each individual group, a common bond of occupation or association, but, as to all such groups, need not have the same common bond of occupation or association as other groups within the credit union. 	

<p>Oregon</p>	<p><u>723.172 Credit union membership:</u> rules.</p> <p>... (3) Credit union membership may include: (a) One or more groups, each having a common bond of occupation or association; or (b) Persons who live or work in, or organizations located within, a well-defined local community, neighborhood or rural district. (4) Credit union membership may also include any of the immediate family of a person who is eligible for membership in the credit union under subsection (3) of this section. For the purposes of this subsection, "immediate family" includes an eligible member's foster parent or legally appointed guardian.</p>	
<p>Pennsylvania</p>	<p><u>§ 701. Membership.</u></p> <p>(a) General rule.--Credit union organizations shall be limited to groups having a potential membership of 500 or more adult persons and having a common bond of association within a well defined community or rural district by reason of occupation or of membership in a religious congregation or fraternal or labor organization or residence within a well-defined community or rural district.</p>	
<p>Rhode Island</p>	<p><u>Universal Citation: RI Gen L § 19-5-2</u></p> <p>– Fifteen (15) or more citizens of this state who have associated themselves by a written agreement to form a credit union may, with the consent of the director or the director's designee, become a corporation upon complying with the provisions of §§ 7-6-33 – 7-6-35....</p> <p>Universal Citation: RI Gen L § 19-5-3 (2013) § 19-5-3 Membership of credit unions. – After organization of any credit union has been completed, nothing in this chapter shall be construed to debar from membership any fraternal organization, voluntary association, partnership, or corporation.</p>	
<p>South Carolina</p>	<p><u>SECTION 34-26-500. Requirements of membership; eligible groups; requirement of board approval.</u></p> <p>... (2) Credit union membership may also consist of groups having different common bonds of occupation or association or persons employed within a defined business district, building, industrial park or shopping center, and members of the family of such persons who are related by either blood or marriage.</p>	
<p>Tennessee</p>	<p><u>§ 45-4-301 - Membership -- Qualifications -- Entrance fee.</u></p> <p>(a) The membership shall consist of incorporators and persons, societies, associations, copartnerships and corporations that have been duly elected to membership and have subscribed to one (1) or more shares and have paid for the same in whole or in part, with the entrance fee as required by the bylaws, and have complied with other requirements that the certificate of organization may contain; except that a credit union shall be limited to groups having a common bond of occupation or association or to groups within a well-defined neighborhood, community, or rural district.</p>	

<p>Texas</p>	<p><u>Sec. 122.051. MEMBERSHIP.</u></p> <p>(a) A person may be a member of a credit union only if the person is an incorporator or other person who:</p> <p>(1) shares a definable community of interest, in accordance with the credit union's articles of incorporation or bylaws, including a community of interest based on occupation, association, or residence;</p>	
<p>Utah</p>	<p><u>7-9-3. Definitions.</u></p> <p>As used in this chapter:</p> <p>(1)(a)"Association" means a group of persons that:</p> <ul style="list-style-type: none"> (i) constitute the members of a formal association organized for: <ul style="list-style-type: none"> (A) an identifiable interest; (B) an identifiable purpose; (C) a specific profession; or (D) a specific occupation; or (ii) are employed by a common employer. <p>(b) "Association" does not include a group of persons that is:</p> <ul style="list-style-type: none"> (i) identified or created primarily on the basis of a relationship between any person and: <ul style="list-style-type: none"> (A) a consumer; (B) a customer; or (C) a client; or (ii) created primarily for the purpose of expanding the membership in a credit union. <p><u>7-9-51. Field of membership.</u></p> <p>(1) Except as provided in Subsection (3) or (5), the field of membership of a credit union may include only the following:</p> <ul style="list-style-type: none"> (a) the immediate family of a member of the credit union; (b) the employees of the credit union; (c) residents of a single county; (d) one or more associations; and (e) residents of a city of the third, fourth, or fifth class or a town as classified in Section 10-2-301 if: <ul style="list-style-type: none"> (i) the city or town is located in a county of the fourth through sixth class as classified in Section 17-50-501; (ii) at the time the residents of the city or town are included in the field of membership of a credit union, the credit union has not become a nonexempt credit union under Section 7-9-55; and (iii) approved by the commissioner in accordance with Subsection 7-9-52(6). 	
<p>Vermont</p>	<p><u>§ 31401. Field of membership</u></p> <p>(a)(1) Except as provided in subdivision (2) of this subsection, the field of membership of a credit union is limited to:</p> <ul style="list-style-type: none"> (A) a single common bond membership; (B) a multiple common bond membership; 	

	(C) persons or organizations within one or more well-defined communities, neighborhoods, municipalities, or counties; or (D) any combination of subdivisions (A), (B), or (C).	
Virginia	<p>§ 6.2-1327. Membership defined;</p> <p>... B. Credit union membership shall be limited to persons within a specified field of membership, individuals within the immediate family or household of such persons, associations of such persons, other credit unions, and employees of the credit union. The field of membership specified shall be composed of one of the following:</p> <ol style="list-style-type: none"> 1. A single group having a common bond of occupation or association; 2. More than one group, each of which has a common bond of occupation or association, and each of which does not exceed 3,000 members at the time it is proposed to be included in a multiple common-bond credit union. The 3,000-member limitation shall not apply if the Commission determines that an exception on the grounds provided in subsection (d) (2) or (d) (3) of § 101 of the Credit Union Membership Access Act (12 U.S.C. § 1759) is appropriate. In making any determination under this provision, the Commission shall give consideration to the National Credit Union Administration guidelines; or 3. Those persons or organizations within a well-defined local community, neighborhood or rural district. 	
Washington	<p>RCW 31.12.382 Limitation on membership.</p> <p>(1) Membership in a credit union shall be limited to groups having a common bond of occupation or association, or to groups within a well-defined neighborhood, community, or rural district. The director may adopt rules: (a) Reasonably defining "common bond"; and (b) setting forth standards for the approval of charters.</p>	
West Virginia	<p>§31C-4-1. Membership defined.</p> <p>... (b) Credit union membership shall be limited to, persons within one or more groups having a common bond or bonds of similar occupation, employer, association or interest, and members of the immediate family of such persons.</p>	
Wisconsin	<p>186.02 Incorporation, bylaws, amendment, fees.</p> <p>... (2) BYLAWS. ... (b) Credit unions shall be open to:</p> <ol style="list-style-type: none"> 1. Groups having common or related bonds of occupation or association. 2. Except as otherwise provided in this subdivision, individuals who reside or are employed within well-defined and contiguous neighborhoods and communities. If the office of credit unions, subsequent to a credit union merger, determines that it would be inappropriate under the circumstances to require members of the credit union that results from the merger to reside or be employed in contiguous neighborhoods and communities, the requirement that these neighborhoods and communities be contiguous does not apply. 2m. Individuals who reside or are employed within well-defined and contiguous rural districts or multicounty regions. 	

	<p>3. Employees of related or vicinal industries.</p> <p>4. Members of bona fide fraternal, religious, cooperative, labor, rural, educational, or similar Organizations and employees of the credit union.</p> <p>(c) Members of the immediate family of all qualified persons are eligible for membership.</p> <p>(d) 1. An organization or association of individuals, the majority of the directors, owners, or members of which are eligible for membership, may be admitted to membership in the same manner and under the same conditions as individuals.</p> <p>2. An organization or association that has a business location within any geographic limits of the credit union's field of membership may be admitted to membership.</p> <p>(e) An individual member who ceases to qualify for membership under the bylaws may retain his or her full membership in the credit union at the discretion of the board of directors.</p> <p>(em) A public depositor who makes a public deposit in a credit union may become a member of the credit union if the bylaws permit membership of public depositors.</p>	
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