

BUILDING AND LOAN ASSOCIATIONS

CHAPTER 82

HOUSE BILL NO. 1538
(Wagner)

SAVINGS AND LOAN CERTIFICATE INVESTIGATION

AN ACT to amend and reenact section 7-01-07 of the North Dakota Century Code, relating to obtaining a certificate of authority of building and loan associations.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Section 7-01-07 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

7-01-07. CERTIFICATE OF STATE BANKING BOARD REQUIRED - EXAMINATION BY BOARD - REVIEW BY COURT.) Whenever the articles of incorporation of a proposed association are in due form and regularly executed and the bylaws have been approved as required by this chapter, the state banking board shall ascertain the responsibility, character, and general fitness of the incorporators, and whether or not there is a reasonable need for the existence of such an association, and whether or not the public convenience and advantage will be promoted thereby. Prior to the investigation by such board, the applicants shall pay to the board such sum as the board may designate not exceeding five hundred dollars to defray the cost of investigation and other costs of the board thereto. If the banking board shall not be satisfied with the result of its investigation, within sixty days after said articles of incorporation and bylaws have been presented to it, it shall endorse upon each copy of the articles of incorporation the word "refused", with the date of such endorsement and the reason for such refusal, and shall return forthwith one copy of such articles of incorporation to the proposed incorporators from whom the same was received, and such refusal shall be conclusive unless the incorporators, within thirty days after the issuance of such notice of refusal, shall apply to the district court of Burleigh County, North Dakota, for a writ of mandamus to compel the filing of such articles of incorporation and granting of a certificate to do business.