

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Representative George**

A Bill

HOUSE BILL

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 23-32-224 TO ELIMINATE THE
9 REQUIREMENT THAT BANK DIRECTORS MUST OWN STOCK IN THE
10 BANK; AND FOR OTHER PURPOSES."

Subtitle

13 "TO ELIMINATE THE REQUIREMENT THAT BANK DIRECTORS MUST OWN
14 STOCK IN THE BANK."

16 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

18 SECTION 1. Arkansas Code 23-32-224 is amended to read as follows:
19 "§23-32-224. Board of directors.

20 (a) (1) The affairs of any incorporated bank organized under the laws of
21 this state shall be managed and controlled by a board of directors of not less
22 than three (3), who shall be selected from stockholders either of the bank or
23 of its bank holding company, as defined in § 23-32-303 at such times and in
24 such manner as may be provided by its bylaws.

25 (2) The initial board of directors may be elected by the
26 incorporators, the privilege of cumulative voting to have no application to
27 the election of the initial board.

28 (b) Any vacancy in the board of directors of any bank or trust company
29 shall be filled by appointment by the remaining directors, and any director
30 qualified as other directors and so appointed shall hold his place until the
31 election and qualification of his successor.

32 (c) Unless the articles of agreement, or an amendment thereto, shall
33 provide to the contrary, the directors shall have exclusive power to
34 promulgate, amend, or repeal bylaws of the bank."

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1 SECTION 2. All provisions of this act of a general and permanent nature
2 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
3 Revision Commission shall incorporate the same in the Code.

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5 SECTION 3. If any provision of this act or the application thereof to
6 any person or circumstance is held invalid, such invalidity shall not affect
7 other provisions or applications of the act which can be given effect without
8 the invalid provision or application, and to this end the provisions of this
9 act are declared to be severable.

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11 SECTION 4. All laws and parts of laws in conflict with this act are
12 hereby repealed.

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