

Commissioner.

Note that the prohibition on sale of securities and negotiation of loans appears less restrictive than the prohibition on indebtedness which, in addition to banking institutions and credit unions, refers to any "other institution subject to the jurisdiction of the Commissioner...."

39.

(e) Minimum unimpaired guarantee fund.—At the close of each fiscal closing year, each newly chartered mutual savings institution shall transfer and credit to its [guarantee] GUARANTY fund an amount not less than [ten ] 10 percent [(10%)] of its net earnings before interest. When [said] THE unimpaired [guarantee] GUARANTY fund reaches an amount equal to at least [five] 5 percent [(5%)] on the whole amount of its deposits, [no] further additions [shall be] ARE NOT required to be made to the [guarantee] GUARANTY fund except as provided in §§40, 42, and 43 of this article. [Until the guarantee fund reaches the required minimum herein set forth no payments shall be permitted to be made on the deferred payment certificates by way of principal but the Commissioner may permit interest to be paid on said certificates during this period at such annual rate as he may approve.]

REVISOR'S NOTE: This subsection is amended to delete the last sentence, which is now included in §6-106(c) of the Corporations and Associations Article.

The only other changes are in style.

40.

(b) Establishment of branches. —Any savings institution hereafter incorporated or heretofore incorporated under general law or by special act of the General Assembly of Maryland shall have the right and authority to establish, maintain, and operate a branch or branches in the city or county in which it is located or at any other point within the State, but only after having first obtained the approval of the Bank Commissioner, which approval may be given or withheld in his discretion, by and with the advice and counsel of the banking board of this State, and shall not be given until he shall have ascertained to his satisfaction:

(1) That the public convenience and advantage will