

trust company, the trust company shall have capital STOCK and surplus that equal at least the sum of:

(i) The amount required by subsection (a) of this section; and

(ii) The minimum capital STOCK and surplus that would be required for formation of a State bank in the municipal area of the proposed branch.

(c) Unless otherwise provided by law, the UNIMPAIRED capital [structure] AND SURPLUS of a trust company [includes] INCLUDE its debt instruments issued under § 3-312 of this title.

3-212.

(a) After its articles of incorporation are filed for record and its [authorized] REQUIRED capital stock and surplus are paid in full, the commercial bank shall give to the Bank Commissioner:

(1) Notice that the commercial bank has complied with all of the applicable provisions of this title; and

(2) A certified list of all of its stockholders, including their names and residence addresses and the number of shares of capital stock for which each paid.

(b) The Bank Commissioner shall examine the condition of the commercial bank to determine:

(1) The name and residence of each director;

(2) If the [authorized] REQUIRED capital stock and surplus are paid in full[, as required]; and

(3) If the commercial bank has complied with all other applicable provisions of this title.

3-213.

(c) If the proposed amendment is to authorize the issuance of preferred stock[:

(1) The commercial bank shall give notice that a purpose of the meeting will be to act on the proposal to each person entitled to vote on the proposal by registered mail at least 5 days before the meeting; and

(2) The], THE proposed amendment shall be approved by the affirmative vote of the holders of a majority of the capital stock of the commercial bank.

3-302.