

Former CA § 6-213(c)(1), which provided that the articles of incorporation of a capital stock association required that the holder of a free share account had the same voting rights as a stockholder, was deleted as inherently inequitable. Membership now determines voting rights.

Former CA § 6-213(b)(2) and (3) which provided the requirements for an existing association to convert to a capital stock association and the requirements for a proposed association to organize as a capital stock association was deleted as being duplicative of provisions in Subtitle 6, as to conversion, and Subtitle 2, as to organization.

Former CA § 6-213(c)(3), which prohibited payment of a commission for obtaining stock subscriptions except in connection with an underwriting by a registered broker, was deleted as too restrictive. The provision that the amount received could not be less than par value was deleted as unnecessary in light of similar provisions in Subtitle 3.

Former CA § 6-214(a), which provided that guaranty stock is a secondary reserve from which losses are paid after other reserves are exhausted, was deleted since it is inaccurate. Capital stock is not a secondary reserve in accounting terminology but is, instead, the stated capital, and losses are treated in accordance with general corporate law.

Former CA § 6-216(c)(1), which prohibited a controlling person from participating in transactions that could result in a conflict of interest, was deleted in light of similar provisions in § 9-323(d) of this subtitle.

Former CA § 6-216(e)(1) and (2), which provided that a controlling person could not sell more than 25 percent of the controlling stock without approval by the Division Director, was deleted as being too restrictive.

The first sentence of former CA § 6-217.1(a), which provided that incorporators of a capital stock association file the articles of incorporation and the Board of Commissioners must give prior written approval to the incorporators, was deleted as unnecessary in light of duplicate provisions in Subtitle 2 of this title.

Art. 23, § 161A(f), which duplicated former CA § 6-212(a)(1) and (2) and provided that a savings and loan association may have only one kind or class of shares, and that all holders of shares or stock had equal rights as to voting, earnings, and assets, was deleted as being obsolete.

Former Art. 23, § 161D(c)(1) and (2) which related to maintenance of free share accounts by certain associations in existence before regulatory authority was instituted was

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