

(C) THE DIVISION DIRECTOR MAY APPROVE A VOLUNTARY SUPERVISORY STOCK CONVERSION ONLY IF:

(1) THE DIVISION DIRECTOR DETERMINES THAT:

(I) THE BOARD OF COMMISSIONERS WOULD HAVE GROUNDS TO SEEK THE APPOINTMENT OF A CONSERVATOR OR RECEIVER UNDER THIS TITLE;

(II) NO EQUITY VALUE WOULD BE REALIZED BY THE SAVINGS AND LOAN ASSOCIATION'S MUTUAL ACCOUNT HOLDERS AFTER LIQUIDATION OF THE ASSOCIATION;

(III) SEVERE FINANCIAL CONDITIONS EXIST THAT THREATEN THE FINANCIAL STABILITY OF THE SAVINGS AND LOAN ASSOCIATION;

(IV) THE CONVERSION TO A CAPITAL STOCK FORM IS LIKELY TO IMPROVE THE FINANCIAL CONDITION OF THE SAVINGS AND LOAN ASSOCIATION;

(V) THE ASSOCIATION WILL BE VIABLE AFTER THE CONVERSION; AND

(VI) THE APPROVAL OF THE CONVERSION IS NOT DETRIMENTAL TO THE PUBLIC INTEREST; AND

(2) THE APPROVAL IMPOSES THE SAME CONDITIONS THAT FEDERAL LAW REQUIRES OR PERMITS.

(D) (1) THE BOARD OF COMMISSIONERS MAY ADOPT RULES AND REGULATIONS FOR A VOLUNTARY SUPERVISORY STOCK CONVERSION, INCLUDING:

(I) PROCEDURES FOR APPLICATION AND APPROVAL;
AND

(II) CONDITIONS FOR APPROVAL OF THE DIVISION DIRECTOR IN THE FINAL ORDER.

(2) THE BOARD OF COMMISSIONERS MAY APPROVE THE CHARTERING OF A CAPITAL STOCK CORPORATION BY THE DIVISION DIRECTOR TO ACQUIRE THE ASSETS OF, OR MERGE WITH, A MUTUAL ASSOCIATION UNDER THIS SECTION.

(E) A CONVERSION UNDER THIS SECTION IS NOT SUBJECT TO THE REQUIREMENTS CONTAINED IN THE FOLLOWING SECTIONS OF THIS TITLE:

(1) §§ 9-206 THROUGH 9-208, INCLUSIVE;

(2) §§ 9-216 THROUGH 9-222, INCLUSIVE;

(3) §§ 9-601 THROUGH 9-609, INCLUSIVE; AND