

(2) Set a date for a vote on the proposed merger OR CONSOLIDATION by the members of each credit union party to the merger OR CONSOLIDATION AT ANY ANNUAL OR SPECIAL MEETING OF THE MEMBERSHIP OR by mail ballot to be filed on or before that date.

[(c)] (E) The Commissioner, at the request of the board [of directors of a credit union], may:

(1) [waive the requirement for a mail ballot and may] WAIVE THE VOTE OF THE MEMBERS; AND

(2) [substitute] SUBSTITUTE any reasonable method of determining the [vote of] APPROVAL BY the members.

[(d)] (F) The merger OR CONSOLIDATION shall be in accordance with a plan that [is]:

(1) STATES THE FIELD OF MEMBERSHIP TYPE THAT THE SURVIVING OR NEW CREDIT UNION WILL HAVE;

[(1)] (2) [Agreed] IS AGREED to by a majority of the board [of directors.] of each credit union party to the merger OR CONSOLIDATION; and

[(2)] (3) [Approved] UNLESS PROVIDED OTHERWISE BY THE COMMISSIONER, IS APPROVED by the members of each credit union party to the merger OR CONSOLIDATION, by the affirmative vote of a majority of the members of each credit union party to the merger OR CONSOLIDATION who vote on the proposal.

[(e)] (G) (1) After agreement by the [directors] BOARD and approval by the members of [the merging] EACH credit [unions, the president and secretary]; UNION PARTY TO THE MERGER OR CONSOLIDATION TWO OFFICERS of each credit union party to the merger OR CONSOLIDATION shall execute a certificate of merger OR CONSOLIDATION.

(2) The certificate of merger OR CONSOLIDATION shall include as to each credit union party to the merger OR CONSOLIDATION:

(i) The time and place of the meeting of the board [of directors] at which the plan was agreed to;

(ii) The vote by which the plan was agreed to by the [directors] BOARD;

(iii) A copy of the resolution or other action by which the plan was agreed to by the [directors] BOARD;

(iv) The date on or by which the plan was approved by the members OF EACH CREDIT UNION; and

(v) [The] UNLESS PROVIDED OTHERWISE BY THE COMMISSIONER, THE vote by which the plan was approved by the members OF EACH CREDIT UNION.

[(f)] (H) [The certificate of merger and a copy of the plan of merger shall be: