

9 entitled to a proportional part of said dividend calculated from the  
 10 first day of the month in which the payment is made in full. At any  
 11 meeting the members may establish a maximum dividend rate which  
 12 shall be binding on the directors until changed at a subsequent meet-  
 13 ing."

Approved March 18, 1959.

## CHAPTER 336

### CREDIT UNIONS

#### H. F. 319

AN ACT relating to records and files of credit unions, the admissibility as evidence of entries therein, and limiting the time for bringing actions on claims arising therefrom.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Chapter five hundred thirty-three (533), Code 1958,  
 2 is amended by adding thereto the following:

3 "Credit unions shall not be required to preserve or keep their rec-  
 4 ords or files for a longer period than eleven (11) years next after the  
 5 first day of January of the year following the time of the making or  
 6 filing of such records or files; provided, however, that signature,  
 7 identification records, and ledger sheets showing balances in favor of  
 8 members of such credit unions shall not be destroyed.

1 SEC. 2. "No liability shall accrue against any credit union destroy-  
 2 ing any such records after the expiration of the time provided in this  
 3 Act, and in any cause or proceedings in which any such records or  
 4 files may be called in question or be demanded of the credit union or  
 5 any officer or employee thereof, a showing that such records or files  
 6 have been destroyed in accordance with the terms of this Act shall be  
 7 a sufficient excuse for the failure to produce them. Nothing herein  
 8 shall require credit unions to retain any class of records or files for  
 9 the period of limitation of actions provided herein; but any records,  
 10 files or class of records not deemed necessary for the conduct of the  
 11 current business of credit unions, or future examinations thereof, or  
 12 for defense in the event of litigation, may be destroyed within such  
 13 period.

14 "For the purpose of assisting credit unions in the retention of only  
 15 necessary records and files, or for the destruction of those which are  
 16 obsolete or unnecessary, credit unions are authorized to destroy such  
 17 records and files or classes thereof within the period of limitation of  
 18 actions upon the joint recommendation of the superintendent of bank-  
 19 ing and a credit union review board relating to records consisting of  
 20 the directors of the Iowa credit union league.

1 SEC. 3. "Any writing or record, or a photostatic or photographic  
 2 reproduction thereof, of any credit union whether in the form of an  
 3 entry in a book or otherwise, made as a memorandum or record of  
 4 any act, transaction, occurrence or event, shall be admissible in evi-

5 dence in proof of said act, transaction, occurrence or event, if made  
6 in the regular course of business.

1 SEC. 4. "All causes of action against a credit union based upon a  
2 claim or claims inconsistent with an entry or entries in any credit  
3 union record or ledger, made in the regular course of business, shall  
4 be deemed to have accrued, and shall accrue, one (1) year after the  
5 date of such entry or entries; and no action founded upon such a cause  
6 may be brought after the expiration of ten (10) years from the date  
7 of such accrual. Any such existing cause of action may be com-  
8 menced in any court of competent jurisdiction within one (1) year  
9 after the effective date of this Act."

Approved February 26, 1959.

## CHAPTER 337

### CREDIT UNIONS

S. F. 293

AN ACT relating to credit unions.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Chapter five hundred thirty-three (533), Code 1958,  
2 is hereby amended by adding thereto a new section as follows:

3 "Any two (2) or more credit unions organized under the laws of the  
4 state of Iowa may consolidate into a single credit union upon the ap-  
5 proval, by a two-thirds vote of the members of each such credit union,  
6 of a plan of consolidation setting forth the terms and conditions  
7 thereof and the mode of carrying the same into effect, and upon ap-  
8 proval of the Superintendent of banking in the following situations:

9 1. Upon dissolution, discontinuance, disbandment or other termina-  
10 tion of any organization, body or group from which membership is  
11 drawn, or of any of such bodies composing the membership of a credit  
12 union, as defined in the bylaws.

13 2. Upon consolidation of two (2) or more organizations, bodies or  
14 groups from which membership is drawn.

15 3. When the membership is no longer large enough to continue the  
16 normal operations of a credit union.

17 Any member not present at such a meeting may, within the next  
18 twenty (20) days, vote in favor of the merger by signing a statement  
19 in form approved by the superintendent of banking and such vote shall  
20 have as full force and effect as if cast at such meeting. Such action  
21 by the members of such credit unions may be taken at any annual or  
22 special meeting of said credit unions, and if proposed at any annual or  
23 special meeting a summary of the plan of consolidation shall be in-  
24 cluded in the notice of the meeting."

Approved April 28, 1959.