

1 Department of Commerce

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3 Adopted Permanent Rules Relating to Credit Unions

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5 Rules as Adopted

6 2675.6400 SELECT GROUP IDENTIFICATION

7 Subpart 1. Select group identification. A select group is
8 one that:

9 A. has a common bond as defined in Minnesota
10 Statutes, section 52.05, subdivision 1; and

11 B. cannot feasibly form and maintain a credit union
12 with its own membership, but desires to join an existing credit
13 union.

14 Subp. 2. Application procedure. Residents of this state
15 may apply to be a select group by including the following
16 information in writing:

17 A. the basis on which the undersigned residents or
18 individuals represent the select group;

19 B. a description of the basis of common bond affinity
20 of the members of the petitioning group consistent with
21 Minnesota Statutes, section 52.05, subdivision 1;

22 C. if the members of the group are part of an
23 existing credit union, a waiver or consent from the board of
24 directors of the existing credit union that states that the
25 credit union has no objection to the applicants' certification
26 as a select group eligible to petition another existing credit
27 union for membership; and

28 D. a count or reasonable estimate of the potential
29 numbers of the group, the basis on which the potential number
30 was determined, and a statement whether the group is aware of
31 any existing credit union service available to the group. This
32 statement is solely for informational use by the department.

33 Subp. 3. Groups with fewer than 1,500 potential members.
34 Groups with fewer than 1,500 potential members will be
35 considered too small to be feasible as a separate credit union

1 unless the requirements of subpart 1 are satisfied and:

2 A. the group desires to form its own credit union; or

3 B. the group cannot obtain an agreement from an
4 existing credit union to be part of it.

5 Subp. 4. Groups with more than 1,500 potential members. A
6 group with more than 1,500 potential members will also be
7 considered as a select group if it otherwise can comply with
8 subpart 1.

9 Subp. 5. Approval. Upon receipt of an application from a
10 group, the commissioner shall, within 30 days of receipt of the
11 application, approve or disapprove it. If disapproved, the
12 commissioner shall provide the applicants with a written
13 explanation on which the denial was based. The commissioner may
14 ask for additional information or statements at any time before
15 the application is considered complete. All group applications,
16 except for applications from groups made up of members of
17 existing credit unions or groups made up of people who have a
18 common employer which qualifies them for membership in an
19 existing credit union, will be considered separately from any
20 consideration of the membership provisions of existing credit
21 unions.

22 Subp. 6. Subsequent action by an existing credit union.
23 For an existing credit union to qualify for approval of a bylaw
24 amendment to include an eligible select group in its field of
25 membership, in addition to the requirements in Minnesota
26 Statutes, section 52.02, the existing credit union must be
27 capable of serving the eligible select group, and the
28 commissioner ~~may~~ shall require:

29 A. the existing credit union and representatives of
30 the eligible group to agree on and submit a plan of operation to
31 facilitate servicing of the members of the eligible select group
32 for the commissioner's consideration on a case by case basis;
33 and

34 B. a statement that ~~solicitations-will-not-be~~
35 ~~directed-at~~ the existing credit union will not solicit
36 individuals to join the select group ~~as-a-condition-for~~

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[REVISOR] PMM/MS AR1485

1 ~~membership-in-the-credit-union.~~