

SSB 6338 - H COMM AMD
By Committee on Judiciary

ADOPTED 03/03/2016

1 Strike everything after the enacting clause and insert the
2 following:

3 "Sec. 1. RCW 23.86.135 and 1989 c 307 s 30 are each amended to
4 read as follows:

5 (1) Except as provided in subsection (2) of this section, a
6 member of an association shall have the right to dissent from any of
7 the following association actions:

8 ~~((1))~~ (a) Any plan of merger or consolidation to which the
9 association is a party;

10 ~~((2))~~ (b) Any plan of conversion of the association to an
11 ordinary business corporation; or

12 ~~((3))~~ (c) Any sale or exchange of all or substantially all of
13 the property and assets of the association not made in the usual and
14 regular course of its business, including a sale in dissolution, but
15 not including a sale pursuant to an order of a court having
16 jurisdiction in the premises or a sale for cash on terms requiring
17 that all or substantially all of the net proceeds of the sale be
18 distributed to the members in accordance with their respective
19 interests within one year from the date of sale.

20 (2) A member of a rural electric association is not entitled to
21 dissent from a merger to which the association is a party if all
22 members of the association have the right to continue their
23 membership status in the surviving association on substantially
24 similar terms."

25 Correct the title.

EFFECT: Moves the amendatory language that limits the right of a member of a rural electric association to dissent from a merger to a different section (RCW 23.86.135), which is the section that creates the right of a member to dissent from a merger of the association.

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