

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S

1

SENATE BILL 774

Short Title: Electronic Proxies for Nonprofits.

(Public)

Sponsors: Senators Clodfelter; and Dannelly.

Referred to: Judiciary I.

April 7, 1999

A BILL TO BE ENTITLED

1 AN ACT TO AUTHORIZE THE APPOINTMENT OF MULTIPLE PROXIES OF
2 MEMBERS OF NONPROFIT CORPORATIONS BY ELECTRONIC OR
3 TELEPHONIC COMMUNICATION.
4

5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 55A-7-24(a) reads as rewritten:

7 "(a) Unless the articles of incorporation or bylaws prohibit or limit proxy voting, a
8 member may vote in person or by proxy. A member may appoint ~~a proxy~~ one or more
9 proxies to vote or otherwise act for him by signing an appointment form, either
10 personally or by his attorney-in-fact. ~~A telegram, telex, facsimile, or other form of wire or~~
11 ~~wireless communication appearing to have been transmitted by a member, or a photocopy~~
12 photocopy, facsimile transmission, or equivalent reproduction of a writing appointing one
13 or more proxies, shall be deemed a valid appointment form within the meaning of this
14 section. In addition, subject to any reasonable requirements imposed by the nonprofit
15 corporation, a member may appoint one or more proxies by a telegram, cablegram,
16 electronic mail message, or other form of electronic, wire, or wireless communication
17 that provides a written statement appearing to have been sent by the member."

18 Section 2. This act becomes effective October 1, 1999.