



Ohio Administrative Code Rule 1301:9-2-02 Voting by the membership.

Effective: July 8, 2024

(A) Voting by proxy, by mail ballot, or by electronic ballot by members is permitted if a provision for the use thereof and minimum standards are contained in the credit union's code of regulations.

(B) The credit union must annually send a copy of the form of any proxy or ballot to the superintendent for prior review. The Superintendent will approve or deny the proxy or ballot via written response within fifteen business days of receipt.

(C) Irrespective of whether a vote is accomplished by actual vote, mail ballot, electronic ballot, by proxy, or other means approved by the superintendent, only qualified members may vote. Each qualified member is entitled to one vote on each matter properly submitted to the membership. The credit union may use any identifiable method or code unique to the member that verifies the member's identification to vote. If a member does not have access to an electronic ballot, the member must be provided a paper ballot on request.

(D) At a minimum, the form of the proxy shall: .

(1) Provide for the date of execution, name of member, and any identifiable method or code unique to the member that verifies the member's identification to vote;

(2) Indicate, in bold type, whether the proxy is solicited on behalf of management; and

(3) Clearly and impartially identify each matter or group of related matters intended to be acted upon, whether proposed by the management or by shareholders; and

(4) Indicate that the appointment of proxy will expire no later than eleven months from the time date it is issued

(E) A proxy may confer discretionary authority to vote with respect to any of the following matters:



(1) Matters of which the persons soliciting the proxy are unaware, provided that a specific statement to that effect is made in the proxy statement or form of proxy.

(2) Approval of the minutes of the prior meeting if such approval does not amount to ratification of the action taken at that meeting.

(3) Matters incidental to the conduct of the meeting.

(F) At a minimum, the form of the mail ballot shall:

(1) Provide for the final date of submission, name of member and any identifiable method or code unique to the member that verifies the member's identification to vote; and

(2) Clearly and impartially identify each matter or group of related matters intended to be acted upon, whether proposed by the management or by members.