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By: **Senator Della**  
Introduced and read first time: February 13, 2004  
Assigned to: Rules

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A BILL ENTITLED

1 AN ACT concerning

2 **Corporations and Associations - Fees**

3 FOR the purpose of repealing the exemption for nonstock corporations from a certain  
4 filing fee requirement; requiring that certain fees for the expedited review and  
5 processing of certain documents be charged each time a document is submitted  
6 for filing; altering certain fees for the expedited review and processing of certain  
7 documents; establishing a fee for the expedited review and processing of a  
8 preclearance of certain documents; establishing certain fees for a manual  
9 assessment of certain annual reports; requiring that certain fees collected for  
10 the manual assessment of certain annual reports be credited to a certain fund;  
11 and generally relating to fees for reviewing, processing, and assessing  
12 documents of a corporation or association.

13 BY repealing and reenacting, with amendments,  
14 Article - Corporations and Associations  
15 Section 1-203  
16 Annotated Code of Maryland  
17 (1999 Replacement Volume and 2003 Supplement)

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
19 MARYLAND, That the Laws of Maryland read as follows:

20 **Article - Corporations and Associations**

21 1-203.

22 (a) In addition to any organization and capitalization fee required under §  
23 1-204 of this article, the Department shall collect the following fees:

24 (b) (1) For each of the following documents, the recording fee is \$100:

- 25 Document
- 26 Articles of incorporation
- 27 Articles of amendment
- 28 Articles of extension

- 1 Articles of restatement of charter
- 2 Articles of amendment and restatement
- 3 Articles supplementary
- 4 Articles of share exchange
- 5 Articles of consolidation, merger, or transfer
- 6 Articles of dissolution
- 7 Articles of revival for stock corporation
- 8 Articles of revival for nonstock corporation

9           (2)     For each of the following documents, the recording fee is \$25:

- 10           (i)     Notice of change of address of principal office;
- 11           (ii)    Notice of change of name or address of resident agent;
- 12           (iii)   Certificate of correction; and
- 13           (iv)    Any other documents.

14           (3)     For each of the following documents which are filed but not recorded,  
15 the filing fee is as indicated:

16 Reservation of a corporate, limited partnership, limited liability partnership 17 or limited liability company name .....	\$25
18 Original registration of name of a foreign corporation to end of calendar 19 year .....	\$100
20 Renewal of registration of name of a foreign corporation for one calendar 21 year .....	\$100
22 Documents in connection with the qualification of a foreign corporation to 23 do intrastate business in this State .....	\$100
24 Application for registration of a foreign limited partnership, a foreign 25 limited liability partnership, or a foreign limited liability company .....	\$100
26 Annual report of a Maryland corporation, except a charitable or benevolent 27 institution, [nonstock corporation,] savings and loan corporation, 28 union, and banking institution .....	\$300
29 Annual report of a foreign corporation subject to the jurisdiction of this 30 State, except an insurance company which pays an annual filing fee of 31 \$25 to the Insurance Commissioner, national banking association, 32 savings and loan association, credit union, [nonstock corporation,] 33 and charitable and benevolent institution .....	\$300
34 Annual report of a Maryland savings and loan association, banking 35 institution, or credit union or of a foreign savings and loan association, 36 national banking association, or credit union that is subject to the 37 jurisdiction of this State .....	\$300
38 Annual report of a Maryland limited liability company, limited liability 39 partnership, limited partnership, or of a foreign limited liability 40 company, foreign limited liability partnership, or foreign limited 41 partnership .....	\$300
42 Annual report of a real estate investment trust doing business in this 43 State .....	\$300

1	Other documents .....	\$6
2	(4) For each of the following documents recorded or filed the fee is \$100:	
3	(i) Certificate of limited partnership, certificate of limited liability	
4	partnership, articles of organization of a limited liability company, certificate of trust	
5	of a business trust, including certificates of amendment and certificates of	
6	cancellation, certificates of reinstatement, and articles of reinstatement; and	
7	(ii) Any statement filed by a partnership under Title 9 of this	
8	article.	
9	(5) For issuing each of the following certificates, the fee is as indicated:	
10	Type of Instrument	Special Fee
11	Certificate of status of a corporation, partnership, limited partnership,	
12	limited liability partnership, or limited liability company of this State	
13	or of a foreign corporation, foreign partnership, foreign limited	
14	partnership, foreign limited liability partnership, or foreign limited	
15	liability company .....	\$20
16	Certified list of the charter papers of a corporation of this State or any	
17	certificates of a limited partnership, limited liability partnership, or a	
18	limited liability company of this State recorded or filed with the	
19	Department .....	\$20
20	Certificate of compliance by a foreign corporation, foreign limited	
21	partnership, foreign limited liability partnership, or foreign limited	
22	liability company with requirements of law in respect of qualification	
23	or registration .....	\$20
24	Certificate of withdrawal of registration or qualification .....	\$20
25	Certificate of any paper recorded or filed in the Department's office .....	\$20
26	(6) For a duplicate of a certificate mentioned in subsection (5) of this	
27	section which is issued at the same time as the original, the fee is \$1, and for a copy	
28	of any other paper recorded or filed with the Department, the fee is \$1 per page.	
29	(7) (i) For acceptance of service of process or notice on the	
30	Department, the Department shall charge a fee of \$50.	
31	(ii) Each county and Baltimore City is exempt from the fee under	
32	paragraph (7)(i) of this section.	
33	(8) For REVIEW AND processing each of the following documents on an	
34	expedited basis, EACH TIME THE DOCUMENT IS SUBMITTED FOR FILING, the	
35	additional fee is as indicated:	
36	Recording any document, including financing statements .....	[\$50]\$200
37	Certificate of status of a corporation, partnership, limited partnership,	
38	limited liability partnership, or limited liability company, or a name	
39	reservation .....	[\$20] \$30
40	A copy of any document recorded or filed with the Department, or a	
41	corporate abstract .....	[\$20] \$30
42	Application for a ground rent redemption or payment of a redemption	

1 amount to the former owner of the ground rent ..... \$50  
2 PRECLEARANCE OF ANY DOCUMENT, EXCEPT FINANCING STATEMENTS ..... \$50  
3 (C) (1) THE FEE FOR A MANUAL ASSESSMENT OF AN ANNUAL REPORT FOR  
4 WHICH A FILING FEE IS REQUIRED UNDER SUBSECTION (B)(3) OF THIS SECTION IS:

5 (I) \$50 FOR A MANUAL ASSESSMENT OF THE FIRST TWO  
6 REQUESTED ANNUAL REPORTS FOR A BUSINESS ENTITY; AND

7 (II) \$20 FOR A MANUAL ASSESSMENT OF EACH ADDITIONAL  
8 REQUESTED ANNUAL REPORT FOR THE BUSINESS ENTITY.

9 (2) THE FEES COLLECTED UNDER THIS SUBSECTION SHALL BE  
10 CREDITED TO THE FUND ESTABLISHED UNDER § 1-203.3 OF THIS SUBTITLE.

11 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take  
12 effect October 1, 2004.