
By: **Delegates Pendergrass, G. Clagett, DeBoy, Dumais, Gilleland,
Goldwater, Healey, Heller, James, Jameson, Kullen, Mandel,
McDonough, Menes, Minnick, Parker, Rudolph, Sossi, Stocksdale,
Trueschler, and F. Turner**

Introduced and read first time: February 2, 2006

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Business Entities - Annual Report - Fee**

3 FOR the purpose of altering the fees paid by certain business entities to file an
4 annual report with the State Department of Assessments and Taxation;
5 requiring that a certain part of the filing fees paid by certain business entities
6 be credited to a certain fund for a certain purpose; making certain stylistic
7 changes; providing for the application of this Act; and generally relating to fees
8 for the filing of annual reports by business entities.

9 BY repealing and reenacting, with amendments,
10 Article - Corporations and Associations
11 Section 1-203(b)(3)(ii)
12 Annotated Code of Maryland
13 (1999 Replacement Volume and 2005 Supplement)

14 BY adding to
15 Article - Corporations and Associations
16 Section 1-203(b)(11)
17 Annotated Code of Maryland
18 (1999 Replacement Volume and 2005 Supplement)

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

21 **Article - Corporations and Associations**

22 1-203.

23 (b) (3) (ii) For each of the following documents [which] THAT are filed but
24 not recorded, the filing fee is as indicated:

25 [Annual report of a Maryland corporation, except a charitable or

1 benevolent institution, nonstock corporation, savings and loan
 2 corporation, credit union, and banking institution \$300]

3 Annual report of a foreign corporation subject to the jurisdiction of this
 4 State, except a national banking association, savings and loan
 5 association, credit union, nonstock corporation, [and] OR charitable
 6 [and] OR benevolent institution \$300

7 Annual report of a [Maryland savings and loan association, banking
 8 institution, or credit union or of a] foreign savings and loan association,
 9 national banking association, or credit union that is subject to the
 10 jurisdiction of this State \$300

11 Annual report of a [Maryland limited liability company, limited liability
 12 partnership, limited partnership, or of a] foreign limited liability
 13 company, foreign limited liability partnership, or foreign limited
 14 partnership \$300

15 [Annual report of a business trust \$300]

16 Annual report of a real estate investment trust doing business in this State \$300

17 (11) (I) FOR EACH OF THE FOLLOWING DOCUMENTS THAT ARE FILED
 18 BUT NOT RECORDED, THE FILING FEE IS AS INDICATED IN SUBPARAGRAPH (II) OF
 19 THIS PARAGRAPH:

20 1. ANNUAL REPORT OF A MARYLAND CORPORATION, EXCEPT
 21 A CHARITABLE OR BENEVOLENT INSTITUTION, NONSTOCK CORPORATION, SAVINGS
 22 AND LOAN CORPORATION, CREDIT UNION, OR BANKING INSTITUTION;

23 2. ANNUAL REPORT OF A MARYLAND SAVINGS AND LOAN
 24 ASSOCIATION, BANKING INSTITUTION, OR CREDIT UNION; OR

25 3. ANNUAL REPORT OF A MARYLAND LIMITED LIABILITY
 26 COMPANY, LIMITED LIABILITY PARTNERSHIP, LIMITED PARTNERSHIP, OR LIMITED
 27 LIABILITY LIMITED PARTNERSHIP.

28 (II) THE FEE FOR FILING AN ANNUAL REPORT OF A BUSINESS
 29 ENTITY LISTED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL BE BASED ON THE
 30 NUMBER OF EMPLOYEES OF THE BUSINESS ENTITY AS OF DECEMBER 31 OF THE
 31 YEAR PRECEDING THE ANNUAL REPORT, AS FOLLOWS:

32 EMPLOYEES	FEE
33 0-20	\$100
34 21-49	\$200
35 50 AND OVER	\$300

1 (III) FROM EACH FILING FEE PAID WITH AN ANNUAL REPORT
2 UNDER THIS PARAGRAPH, \$2 SHALL BE CREDITED TO THE FUND ESTABLISHED
3 UNDER § 1-203.3 OF THIS SUBTITLE FOR THE PURPOSE OF REVIEWING, PROCESSING,
4 AND AUDITING ANNUAL REPORTS.

5 SECTION 2. AND BE IT FURTHER ENACTED, That the fee required to be
6 paid with an annual report under § 1-203(b)(11) of the Corporations and Associations
7 Article, as enacted by Section 1 of this Act, shall be applicable to all annual reports
8 filed after December 31, 2006.

9 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
10 October 1, 2006.