

CHAPTER 101

(House Bill 452)

AN ACT concerning

Business Regulation – Charitable Organizations – Audits and Reviews

FOR the purpose of increasing the minimum gross income amount by which the registration statement of a charitable organization must include a certain audit; altering the range of gross income amounts by which the registration statement of a charitable organization must include a certain review; altering the range of gross income amounts by which the Secretary of State may require a certain audit or review of a charitable organization; and generally relating to the auditing and review requirements of charitable organizations.

BY repealing and reenacting, without amendments,
Article – Business Regulation
Section 6–402(a) and (c)
Annotated Code of Maryland
(2004 Replacement Volume and 2008 Supplement)

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 6–402(b)(8) and (d)
Annotated Code of Maryland
(2004 Replacement Volume and 2008 Supplement)

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

Article – Business Regulation

6–402.

(a) A registration statement shall be on the form that the Secretary of State provides.

(b) Except as provided in subsection (c) of this section, the registration statement shall contain or be accompanied by:

(8) (i) an audit by an independent certified public accountant if the gross income from charitable contributions in the most recently completed fiscal year is at least [~~\$200,000~~] **\$500,000**; or

(ii) a review by an independent certified public accountant if the gross income from charitable contributions in the most recently completed fiscal year is at least ~~[\$100,000]~~ **\$200,000** but less than ~~[\$200,000]~~ **\$500,000**;

(c) The Secretary of State may accept other documentation in place of any item required under subsection (b) of this section.

(d) The Secretary of State may require an audit or review if the amount of gross income is less than ~~[\$200,000]~~ **\$500,000**.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 2009.

Approved by the Governor, April 14, 2009.