

HOUSE BILL 165

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9lr0113

By: **Chair, Economic Matters Committee (By Request – Departmental – Assessments and Taxation)**

Introduced and read first time: January 23, 2019

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Corporations and Associations – Fees for Processing Articles of Dissolution,**
3 **Certificates of Cancellation, and Other Documents – Repeal**

4 FOR the purpose of repealing certain fees charged by the State Department of Assessments
5 and Taxation for processing articles of dissolution, certificates of cancellation, and
6 certain other documents filed by certain business entities with the Department; and
7 generally relating to fees charged to business entities by the State Department of
8 Assessments and Taxation.

9 BY repealing and reenacting, without amendments,
10 Article – Corporations and Associations
11 Section 1–203(a)
12 Annotated Code of Maryland
13 (2014 Replacement Volume and 2018 Supplement)

14 BY repealing and reenacting, with amendments,
15 Article – Corporations and Associations
16 Section 1–203(b)(1), (2), and (4)
17 Annotated Code of Maryland
18 (2014 Replacement Volume and 2018 Supplement)

19 BY adding to
20 Article – Corporations and Associations
21 Section 1–203(b)(14)
22 Annotated Code of Maryland
23 (2014 Replacement Volume and 2018 Supplement)

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



Article – Corporations and Associations

1–203.

(a) In addition to any organization and capitalization fee required under § 1–204 of this subtitle, subject to subsection (c) of this section, the Department shall collect the fees specified in subsection (b) of this section.

(b) (1) Except as provided in paragraph (10) of this subsection, for each of the following documents, the nonrefundable processing fee is \$100:

Document

- Articles of incorporation
- Articles of amendment
- Articles of extension
- Articles of restatement of charter
- Articles of amendment and restatement
- Articles supplementary
- Articles of share exchange
- Articles of consolidation or merger
- [Articles of dissolution]
- Articles of revival for stock corporation
- Articles of revival for nonstock corporation
- Articles of conversion

(2) For each of the following documents, the nonrefundable processing fee is as indicated:

- (i) Notice of change of address of principal office.....\$25
- (ii) Notice of change of name or address of resident agent.....\$25,
up to a maximum of \$30,000 for a bulk filing
- (iii) Certificate of correction.....\$25
- (iv) [Any] **EXCEPT AS PROVIDED IN PARAGRAPH (14) OF THIS SUBSECTION, ANY** other documents.....\$25

(4) For each of the following documents recorded or filed the nonrefundable processing fee is \$100:

- (i) Certificate of limited partnership, certificate of limited liability partnership, articles of organization of a limited liability company, certificate of trust of a business trust, including certificates of amendment [and certificates of cancellation], certificates of reinstatement, and articles of reinstatement; and

1 (ii) Any statement filed by a partnership under Title 9A of this
2 article.

3 **(14) THERE IS NO PROCESSING FEE FOR DOCUMENTS FILED TO**
4 **DISSOLVE, CANCEL, OR TERMINATE AN ENTITY UNDER THIS SUBSECTION.**

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
6 1, 2019.