SENATE BILL 403

C1

By: The President (By Request – Administration) and Senators Bailey, Carozza, Cassilly, Corderman, Eckardt, Edwards, Elfreth, Gallion, Hershey, Hester, Jennings, Ready, Salling, Simonaire, and West

Introduced and read first time: January 24, 2022

Introduced and read first time: January 24, 2022

Assigned to: Budget and Taxation

A BILL ENTITLED

AN ACT concerning

Corporations and Associations – Annual Reports – Fees for Electronic Filings

FOR the purpose of eliminating filing fees paid by corporations and other business entities to the State Department of Assessments and Taxation for certain annual reports filed electronically; and generally relating to business entity filing fees.

BY repealing and reenacting, with amendments,

Article – Corporations and Associations

Section 1–201(c) and 1–203(b)(3)(ii)

Annotated Code of Maryland

(2014 Replacement Volume and 2021 Supplement)

BY adding to

Article – Corporations and Associations

Section 1–203(b)(3)(iii)

Annotated Code of Maryland

(2014 Replacement Volume and 2021 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

That the Laws of Maryland read as follows:

Article – Corporations and Associations

1–201.

(c) (1) The Department may accept documents that are filed for record by electronic transmission.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.
(2) [Documents] EXCEPT AS OTHERWISE PROVIDED IN THIS SUBTITLE, DOCUMENTS filed for record by electronic transmission are subject to the regular filing fees and expedited processing fees provided in § 1–203 of this subtitle.

(b) (3) (ii) Except as provided in SUBPARAGRAPH (III) OF THIS PARAGRAPH AND paragraph (13) of this subsection, for each of the following documents which are filed but not recorded, the filing fee is as indicated:

- Annual report of a Maryland corporation, except a charitable or benevolent institution, nonstock corporation, savings and loan corporation, credit union, family farm, and banking institution.................................................................$300

- Annual report of a foreign corporation subject to the jurisdiction of this State, except a national banking association, savings and loan association, credit union, nonstock corporation, and charitable and benevolent institution..............................................$300

- Annual report of a Maryland savings and loan association, banking institution, or credit union or of a foreign savings and loan association, national banking association, or credit union that is subject to the jurisdiction of this State.................................................................$300

- Annual report of a Maryland limited liability company, limited liability partnership, limited partnership, or of a foreign limited liability company, foreign limited liability partnership, or foreign limited partnership, except a family farm.............................................................................................................................................$300

- Annual report of a business trust..............................................................................$300

- Annual report of a real estate investment trust or foreign statutory trust doing business in this State..............................................................................................................$300

- Annual report of a family farm..................................................................................$100

(III) FOR AN ANNUAL REPORT DUE ON OR AFTER APRIL 15, 2023, THERE IS NO FILING FEE FOR A BUSINESS ENTITY DESCRIBED UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH THAT FILES AN ANNUAL REPORT ELECTRONICALLY IN ACCORDANCE WITH PROCEDURES ESTABLISHED BY THE DEPARTMENT.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2022.