

HOUSE BILL 1184

C1
HB 457/16 – ECM

7lr1633
CF 7lr1281

By: **Delegates Malone, Arentz, Folden, S. Howard, Jacobs, Kittleman, Krebs,
Mautz, McComas, W. Miller, and Morgan**

Introduced and read first time: February 9, 2017

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Corporations and Associations – Filing Fees – Reductions**

3 FOR the purpose of reducing on a certain timetable certain filing fees paid by corporations
4 and other business entities to the State Department of Assessments and Taxation;
5 making a conforming change; and generally relating to business entity filing fees.

6 BY repealing and reenacting, with amendments,
7 Article – Corporations and Associations
8 Section 1–203(b)(3) and (14)
9 Annotated Code of Maryland
10 (2014 Replacement Volume and 2016 Supplement)

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

13 **Article – Corporations and Associations**

14 1–203.

15 (b) (3) (i) For each of the following documents which are filed but not
16 recorded, the nonrefundable processing fee is as indicated:

| | | |
|----|--|-------|
| 17 | Reservation of a corporate, limited partnership, limited liability | |
| 18 | partnership or limited liability company name..... | \$25 |
| 19 | Original registration of name of a foreign corporation to end of | |
| 20 | calendar year..... | \$100 |
| 21 | Renewal of registration of name of a foreign corporation for one | |
| 22 | calendar year..... | \$100 |

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 Documents in connection with the qualification of a foreign
2 corporation to do intrastate business in this State \$100

3 Application for registration of a foreign limited partnership, a foreign
4 limited liability partnership, or a foreign limited liability company \$100

5 Other documents \$6

6 (ii) Except as provided in paragraph (14) of this subsection AND
7 **SUBPARAGRAPH (III) OF THIS PARAGRAPH**, for each of the following documents which
8 are filed but not recorded, the filing fee is [as indicated] **\$100 IN EACH FISCAL YEAR**:

9 Annual report of a Maryland corporation, except a charitable or
10 benevolent institution, nonstock corporation, savings and loan corporation,
11 credit union, family farm, and banking institution[..... \$300]

12 Annual report of a foreign corporation subject to the jurisdiction of
13 this State, except a national banking association, savings and loan
14 association, credit union, nonstock corporation, and charitable and
15 benevolent institution[..... \$300]

16 Annual report of a Maryland savings and loan association, banking
17 institution, or credit union or of a foreign savings and loan association,
18 national banking association, or credit union that is subject to the
19 jurisdiction of this State[..... \$300]

20 Annual report of a Maryland limited liability company, limited
21 liability partnership, limited partnership, or of a foreign limited liability
22 company, foreign limited liability partnership, or foreign limited
23 partnership, except a family farm[..... \$300]

24 Annual report of a business trust[..... \$300]

25 Annual report of a real estate investment trust or foreign statutory
26 trust doing business in this State[..... \$300]

27 Annual report of a family farm \$100]

28 **(III) THE FILING FEE FOR THE DOCUMENTS LISTED IN**
29 **SUBPARAGRAPH (II) OF THIS PARAGRAPH IS:**

30 1. **\$300 FOR ANY FISCAL YEAR ENDING ON OR BEFORE**
31 **JUNE 30, 2018;**

32 2. **\$250 FOR A FISCAL YEAR ENDING ON JUNE 30, 2019;**

1 **3. \$200 FOR A FISCAL YEAR ENDING ON JUNE 30, 2020;**

2 **AND**

3 **4. \$150 FOR A FISCAL YEAR ENDING ON JUNE 30, 2021.**

4 **(IV) FOR AN ANNUAL REPORT OF A FAMILY FARM, THE FILING**
5 **FEE IS \$100 IN EACH FISCAL YEAR.**

6 (14) The Department shall waive the filing fee for a business entity
7 described under paragraph (3)(ii) **OR (IV)** of this subsection for each year that the entity
8 provides evidence to the Department that:

9 (i) The entity is required to comply with and is in compliance with
10 Title 12 of the Labor and Employment Article; or

11 (ii) The entity otherwise provides an automatic enrollment payroll
12 deduction individual retirement account or individual retirement annuity under 26 U.S.C.
13 § 408(a) or (b) or an employer–offered savings arrangement that is in compliance with
14 federal law.

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
16 1, 2017.