

HOUSE BILL 1190

C1

7lr0845

By: **Delegates Adams, Kittleman, Krebs, Malone, Mautz, and McComas**

Introduced and read first time: February 9, 2017

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Corporations and Associations – Annual Reports – Fees**

3 FOR the purpose of altering the fee that certain business entities must pay for filing a
4 required annual report with the State Department of Assessments and Taxation;
5 providing for the application of this Act; and generally relating to certain reports
6 filed with the State Department of Assessments and Taxation.

7 BY repealing and reenacting, with amendments,
8 Article – Corporations and Associations
9 Section 1–203(b)(3)(ii)
10 Annotated Code of Maryland
11 (2014 Replacement Volume and 2016 Supplement)

12 BY adding to
13 Article – Corporations and Associations
14 Section 1–203(b)(3)(iii) and (iv)
15 Annotated Code of Maryland
16 (2014 Replacement Volume and 2016 Supplement)

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

19 **Article – Corporations and Associations**

20 1–203.

21 (b) (3) (ii) Except as provided in paragraph (14) of this subsection, for each
22 of the following documents which are filed but not recorded, the filing fee is as [indicated:

23 Annual report of a Maryland corporation, except a charitable or

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1	benevolent institution, nonstock corporation, savings and loan corporation,	
2	credit union, family farm, and banking institution.....	\$300
3	Annual report of a foreign corporation subject to the jurisdiction of	
4	this State, except a national banking association, savings and loan	
5	association, credit union, nonstock corporation, and charitable and	
6	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	
12	liability partnership, limited partnership, or of a foreign limited liability	
13	company, foreign limited liability partnership, or foreign limited	
14	partnership, except a family farm.....	\$300
15	Annual report of a business trust.....	\$300
16	Annual report of a real estate investment trust or foreign statutory	
17	trust doing business in this State	\$300
18	Annual report of a family farm.....	\$100]

19 **PROVIDED IN SUBPARAGRAPH (III) OF THIS PARAGRAPH:**

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

24 **2. ANNUAL REPORT OF A FOREIGN CORPORATION**
25 **SUBJECT TO THE JURISDICTION OF THIS STATE, EXCEPT A NATIONAL BANKING**
26 **ASSOCIATION, SAVINGS AND LOAN ASSOCIATION, CREDIT UNION, NONSTOCK**
27 **CORPORATION, AND CHARITABLE AND BENEVOLENT INSTITUTION;**

28 **3. ANNUAL REPORT OF A MARYLAND SAVINGS AND**
29 **LOAN ASSOCIATION, BANKING INSTITUTION, OR CREDIT UNION OR OF A FOREIGN**
30 **SAVINGS AND LOAN ASSOCIATION, NATIONAL BANKING ASSOCIATION, OR CREDIT**
31 **UNION THAT IS SUBJECT TO THE JURISDICTION OF THIS STATE;**

32 **4. ANNUAL REPORT OF A MARYLAND LIMITED**
33 **LIABILITY COMPANY, LIMITED LIABILITY PARTNERSHIP, LIMITED PARTNERSHIP, OR**

1 OF A FOREIGN LIMITED LIABILITY COMPANY, FOREIGN LIMITED LIABILITY
2 PARTNERSHIP, OR FOREIGN LIMITED PARTNERSHIP, EXCEPT A FAMILY FARM;

3 5. ANNUAL REPORT OF A BUSINESS TRUST; AND

4 6. ANNUAL REPORT OF A REAL ESTATE INVESTMENT
5 TRUST OR FOREIGN STATUTORY TRUST DOING BUSINESS IN THIS STATE.

6 (III) FOR EACH ANNUAL REPORT LISTED IN SUBPARAGRAPH (II)
7 OF THIS PARAGRAPH, IF DURING THE PRECEDING CALENDAR YEAR THE BUSINESS
8 ENTITY FILING THE ANNUAL REPORT:

9 1. HAD GROSS SALES OR RECEIPTS NOT EXCEEDING
10 \$100,000, THE FILING FEE IS \$0;

11 2. HAD GROSS SALES OR RECEIPTS OF \$100,001
12 THROUGH \$200,000, THE FILING FEE IS \$100;

13 3. HAD GROSS SALES OR RECEIPTS OF \$200,001
14 THROUGH \$300,000, THE FILING FEE IS \$200; AND

15 4. HAD GROSS SALES OR RECEIPTS IN EXCESS OF
16 \$300,000, THE FILING FEE IS \$300.

17 (IV) FOR EACH ANNUAL REPORT OF A FAMILY FARM THAT IS
18 FILED BUT NOT RECORDED, THE FILING FEE IS \$100.

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be construed to
20 apply only prospectively and may not be applied or interpreted to have any effect on or
21 application to any annual reports submitted before the effective date of this Act.

22 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
23 October 1, 2017.