

SENATE BILL 403

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CF HB 409

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

Assigned to: Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

2 **Corporations and Associations – Annual Reports – Fees for Electronic Filings**

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

6 BY repealing and reenacting, with amendments,

7 Article – Corporations and Associations

8 Section 1–201(c) and 1–203(b)(3)(ii)

9 Annotated Code of Maryland

10 (2014 Replacement Volume and 2021 Supplement)

11 BY adding to

12 Article – Corporations and Associations

13 Section 1–203(b)(3)(iii)

14 Annotated Code of Maryland

15 (2014 Replacement Volume and 2021 Supplement)

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

17 That the Laws of Maryland read as follows:

18 **Article – Corporations and Associations**

19 1–201.

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

4 1–203.

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

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

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

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

18 Annual report of a Maryland limited liability company, limited liability partnership,
19 limited partnership, or of a foreign limited liability company, foreign limited liability
20 partnership, or foreign limited partnership, except a family
21 farm.....\$300

22 Annual report of a business trust.....\$300

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

25 Annual report of a family farm.....\$100

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

31 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
32 1, 2022.