



# HOUSE BILL No. 5836

September 21 1994 Introduced by Reps Palamara Profit, Porreca Griffin, Gagliardi and Price and referred to the Committee on Business and Finance

A bill to amend section 1060 of Act No 284 of the Public Acts of 1972, entitled as amended

Business corporation act,  
as amended by Act No 91 of the Public Acts of 1993, being section 450 2060 of the Michigan Compiled Laws

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT

1 Section 1 Section 1060 of Act No 284 of the Public Acts  
2 of 1972, as amended by Act No 91 of the Public Acts of 1993,  
3 being section 450 2060 of the Michigan Compiled Laws, is amended  
4 to read as follows

5 Sec 1060 (1) The fees to be paid to the administrator  
6 when the documents described in this subsection are delivered to  
7 him or her for filing are as follows

8 (a) Articles of domestic corporations \$10 00

- 1 (b) Application of a foreign corporation for a certificate  
2 of authority to transact business in this state, \$10 00
- 3 (c) Amendment to the articles of a domestic corporation,  
4 \$10 00
- 5 (d) Amended application for a certificate of authority to  
6 transact business in this state \$10 00
- 7 (e) Certificate of merger or share exchange as provided in  
8 chapter 7 \$50 00
- 9 (f) Certificate attesting to the occurrence of a merger of a  
10 foreign corporation as provided in section 1021 \$10 00
- 11 (g) Certificate of dissolution \$10 00
- 12 (h) Application for withdrawal and issuance of a certificate  
13 of withdrawal of a foreign corporation, \$10 00
- 14 (i) Application for reservation of corporate name, \$10 00
- 15 (j) Certificate of assumed name or a certificate of termina-  
16 tion of assumed name, \$10 00
- 17 (k) Statement of change of registered office or resident  
18 agent \$5 00
- 19 (l) Restated articles of domestic corporations, \$10 00
- 20 (m) Certificate of abandonment \$10 00
- 21 (n) Certificate of correction, \$10 00
- 22 (o) Certificate of revocation of dissolution proceedings,  
23 \$10 00
- 24 (p) Certificate of renewal of corporate existence, \$10 00
- 25 (q) For examining a special report required by law \$2 00
- 26 (r) Certificate of registration of corporate name of a  
27 foreign corporation, \$50 00

1 (s) Certificate of renewal of registration of corporate name  
2 of a foreign corporation \$50 00

3 (t) Certificate of termination of registration of corporate  
4 name of a foreign corporation, \$10 00

5 (2) The fees prescribed in subsection (1) ~~, no part of~~  
6 ~~which shall be refunded, shall be~~ ARE NOT REFUNDABLE UNLESS THE  
7 ADMINISTRATOR FAILS TO ENDORSE THE DOCUMENT AS PROVIDED IN SEC-  
8 TION 131 AND ARE in addition to the franchise fees prescribed in  
9 this act ~~, and shall, when collected,~~ THE FEES COLLECTED UNDER  
10 THIS ACT SHALL be paid into the treasury of the state and cred-  
11 ited to the administrator to be used solely by the corporation  
12 and securities bureau in carrying out those duties required by  
13 law

14 (3) Fees paid by or on behalf of domestic and foreign regu-  
15 lated investment companies as defined in section 1064 shall be  
16 the same as are charged foreign and domestic corporations for the  
17 purposes specified in this section

18 (4) The fees received pursuant to section 915 shall be  
19 deposited in the state treasury to the credit of the administra-  
20 tor to be used by the corporation and securities bureau in carry-  
21 ing out those duties required by law After the payment of the  
22 amounts appropriated by the legislature for the necessary  
23 expenses incurred in the administration of this act, the money  
24 remaining shall be credited to the general fund of the state

25 (5) A minimum charge of \$1 00 for each certificate and 50  
26 cents per folio shall be paid to the administrator for certifying  
27 a part of a file or record pertaining to a corporation for which

1 provision for payment is not set forth in subsection (1) The  
2 administrator may furnish copies of documents, reports, and  
3 papers required or permitted by law to be filed with the adminis-  
4 trator, and shall charge for those copies pursuant to a schedule  
5 of fees which the administrator shall adopt with the approval of  
6 the state administrative board The administrator shall retain  
7 the revenue collected under this subsection to be used by the  
8 corporation and securities bureau to defray the costs for its  
9 copying and certifying services

10 (6) If a domestic or foreign corporation pays fees or penal-  
11 ties by check and the check is dishonored the fee shall be con-  
12 sidered unpaid and the filing of all related documents will be  
13 rescinded

14 (7) The administrator may accept a credit card in lieu of  
15 cash or check, as payment of a fee under this act The adminis-  
16 trator shall determine which credit cards may be accepted for  
17 payment

18 (8) The administrator may charge a nonrefundable fee of up  
19 to \$50 00 for any document submitted or certificate sent by fac-  
20 simile transmission The administrator shall retain the revenue  
21 collected under this section to be used by the corporation and  
22 securities bureau in carrying out its duties required by law