



Senate Fiscal Agency
P. O. Box 30036
Lansing, Michigan 48909-7536

**BILL ANALYSIS**

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House Bills 5319 and 5320 (as reported without amendment)

Sponsor: Representative Tonya Schuitmaker (H.B. 5319)

Representative Kevin Elsenheimer (H.B. 5320)

House Committee: Commerce

Senate Committee: Economic Development, Small Business and Regulatory Reform

CONTENT

House Bill 5319 would amend the Business Corporation Act to provide that a shareholder's abstention from a vote or submission of a ballot marked "abstain" with respect to an action would not be a vote cast on that action, unless otherwise provided in the articles of incorporation.

House Bill 5320 would amend the Business Corporation Act to provide that a shareholder's abstaining from a vote or submission of a ballot marked "abstain" with respect to an action that required authorization by a vote of a class or series would not be a vote cast on that action, unless otherwise provided in the articles of incorporation.

The bills are tie-barred to each other.

MCL 450.1441 (H.B. 5319)
450.1442 (H.B. 5320)

Legislative Analyst: J.P. Finet

FISCAL IMPACT

The bill would have no fiscal impact on State or local government.

Date Completed: 2-27-06

Fiscal Analyst: Elizabeth Pratt
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