

# HOUSE BILL No. 5509

January 31, 2018, Introduced by Rep. Inman.

A bill to amend 1982 PA 162, entitled  
"Nonprofit corporation act,"  
by amending section 123 (MCL 450.2123), as amended by 2014 PA 557.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 123. (1) Subject to subsection (3), unless otherwise  
2 provided in, and to the extent not inconsistent with, the act under  
3 which a corporation is or has been formed, this act applies to a  
4 corporation that is or has been formed under an act other than this  
5 act and not repealed by this act.

6           (2) A corporation described in subsection (1) includes, but is  
7 not limited to, any of the following:

8           (a) A cooperative corporation classified as a nonprofit

1 corporation under section 98 of 1931 PA 327, MCL 450.98.

2 (b) A secret society or lodge.

3 (c) A trustee corporation that holds property for charitable,  
4 religious, benevolent, educational, or other public benefit  
5 purposes.

6 (d) A church trustee corporation.

7 (e) An educational corporation that is organized as a trustee  
8 corporation or a nonprofit corporation.

9 (f) An ecclesiastical corporation.

10 (g) A public building corporation.

11 (h) A street railway under the nonprofit street railway act,  
12 1867 PA 35, MCL 472.1 to 472.27.

13 **(I) A SUMMER RESORT ASSOCIATION FORMED UNDER 1897 PA 230, MCL**  
14 **455.1 TO 455.24, THAT HAS ADOPTED BYLAWS THAT ARE CONSISTENT WITH**  
15 **SECTION 231.**

16 (3) Except as provided in subsection (2)(h), this act does not  
17 apply to insurance or surety companies, credit unions, savings and  
18 loan associations, fraternal benefit societies, railroad, bridge,  
19 or tunnel companies, union depot companies, or banking  
20 corporations.

21 Enacting section 1. This amendatory act takes effect 90 days  
22 after the date it is enacted into law.

23 Enacting section 2. This amendatory act does not take effect  
24 unless Senate Bill No. \_\_\_\_\_ or House Bill No. 5508 (request no.  
25 01394'17) of the 99th Legislature is enacted into law.