

HB 392 -- SECRETARY OF STATE FILING FEES

SPONSOR: Lavender

This bill changes the laws regarding specified filing fees collected by the Secretary of State. In its main provisions, the bill:

- (1) Repeals the provision requiring the filing fee for filing articles of incorporation to be the same as the fee for filing an amendment to articles of incorporation;
- (2) Repeals the provisions requiring the Secretary of State to collect a \$5 filing fee upon the filing of articles of correction;
- (3) Repeals the provision requiring the fee for filing an amended certificate of registration to be \$20;
- (4) Repeals the provisions requiring the Secretary of State to charge and collect specified fees for certain corporation filings;
- (5) Allows the Secretary of State to collect a \$5 fee in lieu of each fee that is being removed and to collect a \$5 fee on each and every fee required under Chapter 347, RSMo, as of August 28, 2015. These provisions will expire on December 31, 2021;
- (6) Specifies that all fees required under Chapter 347 as of August 1, 2015, must be published on the website of the Secretary of State;
- (7) Repeals the provision requiring a corporation to include an additional \$20 fee when it changes the filing month of its corporate registration report;
- (8) Repeals the provision requiring a corporation choosing to biennially file a corporate registration report to pay a \$80 fee if the report is filed in a written format and \$30 if the report is filed via a prescribed electronic format and requires the Secretary of State to collect a \$10 fee for each biennial corporate registration report filed;
- (9) Repeals the provisions requiring a corporation to pay a \$40 fee for its corporate registration if it is filed in a written format and \$15 if it is filed via a prescribed electronic format;
- (10) Repeals the provision establishing a \$20 filing fee for a request for termination by a dissolved corporation;
- (11) Repeals the provision requiring a foreign corporation to pay

a \$150 fee for the issuance of a certificate of authority to do business in the state;

(12) Repeals the provision requiring the Secretary of State to charge a \$5 fee for furnishing a person or governmental agency an abstract of a corporate or registration record of any business entity registered in the Office of the Secretary of State;

(13) Reduces, from \$50 to \$20, the maximum fee that the Secretary of State may charge for a preclearance examination and report on any document proposed to be filed with him or her;

(14) Repeals the provision requiring a \$100 fee for a cooperative filing articles of organization;

(15) Specifies that if any statement in an application for a certificate of authority by a foreign cooperative was false when made or any arrangements or other facts have changed, making the application inaccurate in any respect, the foreign cooperative must promptly file with the Secretary of State a certificate to that effect authenticated by the proper officer of the state or country under the laws of which the foreign cooperative is organized;

(16) Requires the Secretary of State to collect a \$20 fee for an application for reinstatement following administrative dissolution;

(17) Repeals the provision specifying that the filing fee for a voluntarily dissolved corporation filing articles of termination is \$5; and

(18) Repeals a provision regarding the waiver of fees to register as a limited liability partnership if a general partner of the partnership is a member of the Missouri National Guard or any other active duty military, resides in the state of Missouri, and provides proof of the service to the Secretary of State.