

HOUSE BILL No. 5869

April 24, 2018, Introduced by Reps. Santana, Sheppard, Greig, Vaupel, Green, Lasinski, Chang, Love, Cochran, Pagan, Hoadley, Hertel, Dianda, Zemke, Yanez, Brinks, Garrett, Lucido, Iden, LaGrand, Canfield, Inman, Faris and Sneller and referred to the Committee on Commerce and Trade.

A bill to amend 1972 PA 284, entitled
"Business corporation act,"
by amending section 911 (MCL 450.1911), as amended by 2012 PA 569.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 911. (1) A domestic corporation and each foreign
2 corporation subject to chapter 10 shall file a report with the
3 administrator no later than May 15 of each year. The report shall
4 be on a form approved by the administrator, signed by an authorized
5 officer or agent of the corporation, and contain all of the
6 following information:

7 (a) The name of the corporation.

8 (b) The name of ~~its~~**THE CORPORATION'S** resident agent and
9 address of its registered office in this state.

10 (c) The names and addresses of ~~its~~**THE CORPORATION'S**

1 president, secretary, treasurer, and directors.

2 (d) ~~General~~**THE GENERAL** nature and kind of business in which
3 the corporation is engaged.

4 (e) For each foreign corporation authorized to transact
5 business in this state, the total number of authorized shares and
6 the most recent percentage used in computation of the tax required
7 by the Michigan business tax act, 2007 PA 36, MCL 208.1101 to
8 208.1601.

9 (f) For each professional corporation, the names and addresses
10 of its shareholders and a certification that both of the following
11 are met:

12 (i) Each shareholder is a licensed person in 1 or more of the
13 professional services provided by the professional corporation.

14 (ii) The corporation meets the other requirements of chapter
15 2A.

16 **(2) A CORPORATION THAT IS A BENEFIT CORPORATION SHALL INCLUDE**
17 **THE ANNUAL BENEFIT REPORT THAT IS REQUIRED UNDER SECTION 961 WITH**
18 **ITS REPORT UNDER SUBSECTION (1) .**

19 **(3) ~~(2)~~**A corporation **THAT IS** formed or authorized to do
20 business on or after January 1 and before May 16 of a calendar year
21 is not required to file the report described in subsection (1) for
22 that calendar year.

23 **(4) ~~(3)~~**If there are no changes in the information provided in
24 the last filed report required under subsection (1), the
25 corporation may file a report that certifies to the administrator
26 that no changes in the required information have occurred since the
27 last filed report. A report filed under this subsection shall be on

1 a form approved by the administrator and filed no later than the
2 date required under **THIS** section. ~~911.A~~ **CORPORATION THAT IS A**
3 **BENEFIT CORPORATION THAT FILES A REPORT UNDER THIS SUBSECTION SHALL**
4 **INCLUDE THE ANNUAL BENEFIT REPORT THAT IS REQUIRED UNDER SECTION**
5 **961 WITH THAT REPORT.**

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

8 Enacting section 2. This amendatory act does not take effect
9 unless all of the following bills of the 99th Legislature are
10 enacted into law:

11 (a) Senate Bill No. ____ or House Bill No. 5872 (request no.
12 00377'17).

13 (b) Senate Bill No. ____ or House Bill No. 5867 (request no.
14 00829'17).

15 (c) Senate Bill No. ____ or House Bill No. 5868 (request no.
16 00830'17).