

State of Arkansas

76th General Assembly

Regular Session, 1987 AS ENGROSSED 4/7/87

HOUSE BILL 2022

By: Representative Shaver

"AN ACT TO AMEND SECTION 96 OF ACT 576 OF 1965 AS AMENDED, [ARK. STATS. 64-1001], SECTION 1 OF ACT 187 OF 1939 AS AMENDED, [ARK. STATS. 64-1210], SECTION 1104 OF ARTICLE 11 OF ACT 657 [ARK. STATS. 65-562] AND SECTION 20 OF ACT 176 OF 1963 [ARK. STATS. 64-1920], TO PRESCRIBE CERTAIN CORPORATION AND PARTNERSHIP FEES TO BE CHARGED BY THE SECRETARY OF STATE; AND FOR OTHER PURPOSES."

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Section 96 of Act 576 of 1965 as amended, the same being Arkansas Statutes 64-1001, is hereby amended to read as follows:

"Section 96. The fees chargeable by the Secretary of State for services under this Act (Chapters 1-10 of this title) shall be:

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| (1) Articles of Incorporation | \$50.00 |
| (2) Amendment to Articles of Incorporation | \$50.00 |
| (3) Articles of Merger or Consolidation | \$100.00 |
| (4) Corporations statement of registered agent or office or both | \$25.00 |
| (5) Agent's statement of change of registered office/agent for each affected corporation not to exceed a total of | \$200.00 |
| (6) Application for Fictitious Name | \$25.00 |
| (7) Application for Reserved Name | \$25.00 |
| (8) For any other filing under this Act with annexed certificate | \$25.00 |
| (9) For any certificate pursuant to Section 56 (64-503) or Section 94 (64-118) or any other certificate | \$25.00 |
| (10) For furnishing a certified copy of any document, \$.50 per page and \$5.00 for the certificate thereto | |

- (11) For receiving service of process on behalf of a corporation \$25.00
- (12) For receiving service of process on behalf of individuals \$10.00"

SECTION 2. Section 1 of Act 187 of 1939 as amended, the same being Arkansas Statutes 64-1210, is hereby amended to read as follows:

"Section 1. All foreign corporations doing intrastate business or hereafter seeking to do intrastate business in Arkansas, except foreign telegraph companies, express companies, transportation companies, and insurance companies, shall pay, for the purpose of doing said intrastate business, the following fees:

- (1) Qualification of a corporation to do business in Arkansas \$300.00
- (2) Articles of Amendment \$100.00
- (3) Articles of Merger or Consolidation \$150.00
- (4) Application for registered name \$ 50.00
- (5) Corporations statement of registered agent or office
or both \$ 25.00
- (6) Agent's statement of change of registered office/agent
for each affected corporation not to exceed a total of \$200.00
- (7) Application for Fictitious Name \$ 25.00
- (8) For any other filing under this Act, with annexed
certificate \$ 25.00
- (9) For any certificate pursuant to Section 56 (64-503) or
Section 94 (64-118) or any other certificate not provided
for above \$ 25.00
- (10) For furnishing a certified copy of any document \$.50 per
page and \$5.00 for the certificate thereto
- (11) For receiving service of process on behalf of a
corporation or individual \$ 25.00"

SECTION 3. Section 1104 of Article 11 of Act 657 of 1979, the same being Arkansas Statutes 65-562, is hereby amended to read as follows:

"Section 1104. The Secretary of State shall charge a filing fee of \$50.00 for each initial domestic limited partnership filing and a fee of not to exceed \$15.00 for any other filing under this Act. Provided, each foreign limited partnership shall pay a fee of \$300.00 to register under this Act."

SECTION 4. Section 20 of Act 176 of 1963, the same being Arkansas Statutes 64-1920, is hereby amended to read as follows:

"Section 20. The secretary of state shall charge and collect for:

(a) Filing articles of incorporation and issuing certificate of incorporation, fifty dollars (\$50.00).

(b) Filing an application of foreign corporation for certificate of authority to conduct affairs in this State and issuing a certificate of authority, three hundred dollars (\$300.00).

(c) Other administration functions, one dollar (\$1.00)."

SECTION 5. All laws and parts of laws in conflict with this Act are hereby repealed. The provisions of Section 1 and Section 2 of this Act shall cease to be effective on and after midnight, December 31, 1987.

SECTION 6. EMERGENCY. It is hereby found and determined by the Arkansas General Assembly that the fees charged by the Secretary of State for the filing of corporation and limited partnership applications and other papers are inadequate to compensate the State for the proper record keeping required and therefore these fees should be raised sufficiently as set forth herein to pay for this proper record keeping. Therefore, an emergency is hereby declared to exist and this Act, being necessary for the preservation of the public peace, health, and safety, shall be in effect from and after its passage and approval.

/s/ Jim Shaver

