

# HB4246



## 98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB4246

by Rep. Dwight Kay

### SYNOPSIS AS INTRODUCED:

805 ILCS 180/50-10

Amends the Limited Liability Company Act. Reduces filing fees imposed upon limited liability companies by 50%. Effective immediately.

LRB098 17112 JLS 52199 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning limited liability companies.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Limited Liability Company Act is amended by  
5 changing Section 50-10 as follows:

6 (805 ILCS 180/50-10)

7 Sec. 50-10. Fees.

8 (a) The Secretary of State shall charge and collect in  
9 accordance with the provisions of this Act and rules  
10 promulgated under its authority all of the following:

11 (1) Fees for filing documents.

12 (2) Miscellaneous charges.

13 (3) Fees for the sale of lists of filings and for  
14 copies of any documents.

15 (b) The Secretary of State shall charge and collect for all  
16 of the following:

17 (1) Filing articles of organization (domestic),  
18 application for admission (foreign), and restated articles  
19 of organization (domestic), \$250 ~~\$500~~. Notwithstanding the  
20 foregoing, the fee for filing articles of organization  
21 (domestic), application for admission (foreign), and  
22 restated articles of organization (domestic) in connection  
23 with a limited liability company with ability to establish

1 series pursuant to Section 37-40 of this Act is \$375 ~~\$750~~.

2 (2) Filing articles of amendment or an amended  
3 application for admission, \$75 ~~\$150~~.

4 (3) Filing articles of dissolution or application for  
5 withdrawal, \$50 ~~\$100~~.

6 (4) Filing an application to reserve a name, \$150 ~~\$300~~.

7 (5) Filing a notice of cancellation of a reserved name,  
8 \$50 ~~\$100~~.

9 (6) Filing a notice of a transfer of a reserved name,  
10 \$50 ~~\$100~~.

11 (7) Registration of a name, \$150 ~~\$300~~.

12 (8) Renewal of registration of a name, \$50 ~~\$100~~.

13 (9) Filing an application for use of an assumed name  
14 under Section 1-20 of this Act, \$75 ~~\$150~~ for each year or  
15 part thereof ending in 0 or 5, \$60 ~~\$120~~ for each year or  
16 part thereof ending in 1 or 6, \$45 ~~\$90~~ for each year or  
17 part thereof ending in 2 or 7, \$30 ~~\$60~~ for each year or  
18 part thereof ending in 3 or 8, \$15 ~~\$30~~ for each year or  
19 part thereof ending in 4 or 9, and a renewal for each  
20 assumed name, \$75 ~~\$150~~.

21 (10) Filing an application for change or cancellation  
22 of an assumed name, \$50 ~~\$100~~.

23 (11) Filing an annual report of a limited liability  
24 company or foreign limited liability company, \$125 ~~\$250~~, if  
25 filed as required by this Act, plus a penalty if  
26 delinquent. Notwithstanding the foregoing, the fee for

1 filing an annual report of a limited liability company or  
2 foreign limited liability company with ability to  
3 establish series is \$125 ~~\$250~~ plus \$25 ~~\$50~~ for each series  
4 for which a certificate of designation has been filed  
5 pursuant to Section 37-40 of this Act and active on the  
6 last day of the third month preceding the company's  
7 anniversary month, plus a penalty if delinquent.

8 (12) Filing an application for reinstatement of a  
9 limited liability company or foreign limited liability  
10 company \$250 ~~\$500~~.

11 (13) Filing Articles of Merger, \$50 ~~\$100~~ plus \$25 ~~\$50~~  
12 for each party to the merger in excess of the first 2  
13 parties.

14 (14) Filing an Agreement of Conversion or Statement of  
15 Conversion, \$50 ~~\$100~~.

16 (15) Filing a statement of change of address of  
17 registered office or change of registered agent, or both,  
18 or filing a statement of correction, \$12.50 ~~\$25~~.

19 (16) Filing a petition for refund, \$7.50 ~~\$15~~.

20 (17) Filing any other document, \$50 ~~\$100~~.

21 (18) Filing a certificate of designation of a limited  
22 liability company with the ability to establish series  
23 pursuant to Section 37-40 of this Act, \$25 ~~\$50~~.

24 (c) The Secretary of State shall charge and collect all of  
25 the following:

26 (1) For furnishing a copy or certified copy of any

1 document, instrument, or paper relating to a limited  
2 liability company or foreign limited liability company, or  
3 for a certificate, \$12.50 ~~\$25~~.

4 (2) For the transfer of information by computer process  
5 media to any purchaser, fees established by rule in an  
6 amount that does not exceed 50% of the amount of the fee in  
7 effect on January 1, 2014.

8 (Source: P.A. 97-839, eff. 7-20-12.)

9 Section 99. Effective date. This Act takes effect upon  
10 becoming law.