

HB5796



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB5796

Introduced 2/16/2012, by Rep. Kent Gaffney

SYNOPSIS AS INTRODUCED:

805 ILCS 180/50-10

Amends the Limited Liability Company Act. Provides that the fee for articles of organization is \$100 (instead of \$750 for limited liability companies with a series and \$500 for other limited liability companies). Effective immediately.

LRB097 18213 HLH 63437 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning revenue.

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 an ~~articles of organization (domestic),~~
18 application for admission (foreign), ~~and restated articles~~
19 ~~of organization (domestic),~~ \$500. Notwithstanding the
20 foregoing, the fee for filing an ~~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 a series pursuant to

1 Section 37-40 of this Act is \$750.

2 (1.5) Filing articles of organization (domestic),
3 restated articles of organization (domestic), and articles
4 of organization (domestic) and restated articles of
5 organization (domestic) in connection with a limited
6 liability company with a series pursuant to Section 37-40
7 of this Act, \$100.

8 (2) Filing amendments (domestic or foreign), \$150.

9 (3) Filing articles of dissolution or application for
10 withdrawal, \$100.

11 (4) Filing an application to reserve a name, \$300.

12 (5) Renewal fee for reserved name, \$100.

13 (6) Filing a notice of a transfer of a reserved name,
14 \$100.

15 (7) Registration of a name, \$300.

16 (8) Renewal of registration of a name, \$100.

17 (9) Filing an application for use of an assumed name
18 under Section 1-20 of this Act, \$150 for each year or part
19 thereof ending in 0 or 5, \$120 for each year or part
20 thereof ending in 1 or 6, \$90 for each year or part thereof
21 ending in 2 or 7, \$60 for each year or part thereof ending
22 in 3 or 8, \$30 for each year or part thereof ending in 4 or
23 9, and a renewal for each assumed name, \$150.

24 (10) Filing an application for change of an assumed
25 name, \$100.

26 (11) Filing an annual report of a limited liability

1 company or foreign limited liability company, \$250, if
2 filed as required by this Act, plus a penalty if
3 delinquent. Notwithstanding the foregoing, the fee for
4 filing an annual report of a limited liability company or
5 foreign limited liability company is \$250 plus \$50 for each
6 series for which a certificate of designation has been
7 filed pursuant to Section 37-40 of this Act, plus a penalty
8 if delinquent.

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

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

14 (14) Filing an Agreement of Conversion or Statement of
15 Conversion, \$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, \$25.

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

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

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

4 (2) For the transfer of information by computer process
5 media to any purchaser, fees established by rule.

6 (Source: P.A. 94-605, eff. 1-1-06; 94-607, eff. 8-16-05;
7 95-331, eff. 8-21-07.)

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