

# HB6238



## 99TH GENERAL ASSEMBLY

### State of Illinois

2015 and 2016

HB6238

Introduced 2/11/2016, by Rep. Dwight Kay

#### SYNOPSIS AS INTRODUCED:

805 ILCS 180/50-10

Amends the Limited Liability Company Act. Reduces the fee collected by the Secretary of State for the filing of articles of organization, applications for admission, and restated articles of organization from \$500 to \$39 and reduces those fees in connection with a limited liability company with ability to establish series from \$750 to \$59. Effective immediately.

LRB099 18251 JLS 42621 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning business.

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), \$39 ~~\$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 \$59 ~~\$750~~.

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

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

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

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

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

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

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

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

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

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

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

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

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

12 (14) Filing an Agreement of Conversion or Statement of  
13 Conversion, \$100.

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

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

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

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

22 (c) The Secretary of State shall charge and collect all of  
23 the following:

24 (1) For furnishing a copy or certified copy of any  
25 document, instrument, or paper relating to a limited  
26 liability company or foreign limited liability company, or

1           for a certificate, \$25.

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

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

5           Section 99. Effective date. This Act takes effect upon  
6           becoming law.