



509702

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/02/2013	.	
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The Committee on Governmental Oversight and Accountability  
(Hays) recommended the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause  
and insert:

Section 1. Section 607.0122, Florida Statutes, is amended  
to read:

607.0122 Fees for filing documents and issuing  
certificates.—The Department of State shall collect the  
following fees when the documents described in this section are  
delivered to the department for filing:

(1) Initial filing, \$70, including:

(a) Articles of incorporation or application for



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13 certificate of authority to transact business in this state by a  
14 foreign corporation.

15 (b) Designation of and acceptance by registered agent: ~~\$35.~~

16 (2) Application for registered name: \$35 ~~\$87.50.~~

17 (3) Application for renewal of registered name: \$35 ~~\$87.50.~~

18 (4) Corporation's statement of change of registered agent  
19 or registered office or both if not included on the annual  
20 report: \$35.

21 ~~(5) Designation of and acceptance by registered agent: \$35.~~

22 (5)(6) Agent's statement of resignation from active  
23 corporation: \$85 ~~\$87.50.~~

24 (6)(7) Agent's statement of resignation from an inactive  
25 corporation: \$35.

26 (7)(8) Amendment of articles of incorporation: \$35.

27 (8)(9) Restatement of articles of incorporation with  
28 amendment of articles: \$35.

29 (9)(10) Articles of merger or share exchange for each party  
30 thereto: \$35.

31 (10)(11) Articles of dissolution: \$35.

32 (11)(12) Articles of revocation of dissolution: \$35.

33 (12)(13) Application for reinstatement following  
34 administrative dissolution: \$400 ~~\$600.~~

35 ~~(14) Application for certificate of authority to transact~~  
36 ~~business in this state by a foreign corporation: \$35.~~

37 (13)(15) Application for amended certificate of authority:  
38 \$35.

39 (14)(16) Application for certificate of withdrawal by a  
40 foreign corporation: \$35.

41 (15)(17) Annual report: \$150 ~~\$61.25.~~



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42           ~~(16)-(18)~~ Articles of correction: \$35.  
43           ~~(17)-(19)~~ Application for certificate of status: \$8.75.  
44           ~~(18)-(20)~~ Certificate of domestication of a foreign  
45 corporation: \$50.  
46           ~~(19)-(21)~~ Certified copy of document: \$8.75 ~~\$52.50~~.  
47           ~~(20)-(22)~~ Serving as agent for substitute service of  
48 process: \$35 ~~\$87.50~~.  
49           ~~(23)~~ ~~Supplemental corporate fee: \$88.75.~~  
50           ~~(21)-(24)~~ Any other document required or permitted to be  
51 filed by this act: \$35.  
52           (22) A late charge of \$400 if the annual report fee is  
53 remitted after May 1 except in circumstances in which a business  
54 entity was administratively dissolved or its certificate of  
55 authority was revoked due to its failure to file an annual  
56 report and the entity subsequently applied for reinstatement and  
57 paid the applicable reinstatement fee.  
58           Section 2. Section 607.193, Florida Statutes, is repealed.  
59           Section 3. Section 608.452, Florida Statutes, is amended to  
60 read:  
61           608.452 Fees of the Department of State.—The fees of the  
62 Department of State under this chapter are as follows:  
63           (1) For furnishing a certified copy, \$8.75 ~~\$30~~.  
64           (2) For initial filing, \$70, including:  
65           (a) Original articles of organization or a foreign limited  
66 liability company's application for a certificate of authority  
67 to transact business.  
68           (b) A certificate designating a registered agent.  
69           ~~(3)-(2)~~ For filing ~~original articles of organization,~~  
70 articles of revocation of dissolution, \$35 ~~or a foreign limited~~



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71 ~~liability company's application for a certificate of authority~~  
72 ~~to transact business, \$100.~~

73 (4)~~(3)~~ For filing a certificate of merger of limited  
74 liability companies or other business entities, \$35 ~~\$25~~ per  
75 constituent party to the merger, unless a specific fee is  
76 required for a party in other applicable law.

77 (5)~~(4)~~ For filing an annual report, \$150 ~~\$50~~.

78 (6)~~(5)~~ For filing an application for reinstatement after an  
79 administrative or judicial dissolution or a revocation of  
80 authority to transact business, \$400 ~~\$100~~.

81 (7)~~(6)~~ For filing a certificate ~~designating a registered~~  
82 ~~agent or~~ changing a registered agent, \$35 ~~\$25~~.

83 (8)~~(7)~~ For filing a registered agent's statement of  
84 resignation from an active limited liability company, \$85.

85 (9)~~(8)~~ For filing a registered agent's statement of  
86 resignation from a dissolved limited liability company, \$35 ~~\$25~~.

87 (10)~~(9)~~ For filing a certificate of conversion of a limited  
88 liability company, \$35 ~~\$25~~.

89 (11)~~(10)~~ For filing any other limited liability company  
90 document, \$35 ~~\$25~~.

91 (12)~~(11)~~ For furnishing a certificate of status, \$8.75 ~~\$5~~.

92 (13) A late charge of \$400 if the annual report fee is  
93 remitted after May 1 except in circumstances in which a business  
94 entity was administratively dissolved or its certificate of  
95 authority was revoked due to its failure to file an annual  
96 report and the entity subsequently applied for reinstatement and  
97 paid the applicable reinstatement fee.

98 Section 4. Section 617.0122, Florida Statutes, is amended  
99 to read:



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100           617.0122 Fees for filing documents and issuing  
101 certificates.—The Department of State shall collect the  
102 following fees on documents delivered to the department for  
103 filing:  
104           (1) Initial filing, \$70, including:  
105            (a) Articles of incorporation or application for  
106 certificate of authority to transact business in this state by a  
107 foreign corporation.  
108            (b) Designation of and acceptance by registered agent: \$35.  
109           (2) Application for registered name: \$35 ~~\$87.50~~.  
110           (3) Application for renewal of registered name: \$35 ~~\$87.50~~.  
111           (4) Corporation's statement of change of registered agent  
112 or registered office or both if not included on the annual  
113 report: \$35.  
114           ~~(5) Designation of and acceptance by registered agent: \$35.~~  
115            (5)(6) Agent's statement of resignation from active  
116 corporation: \$85 ~~\$87.50~~.  
117            (6)(7) Agent's statement of resignation from inactive  
118 corporation: \$35.  
119            (7)(8) Amendment of articles of incorporation: \$35.  
120            (8)(9) Restatement of articles of incorporation with  
121 amendment of articles: \$35.  
122            (9)(10) Articles of merger for each party thereto: \$35.  
123            (10)(11) Articles of dissolution: \$35.  
124            (11)(12) Articles of revocation of dissolution: \$35.  
125            (12)(13) Application for reinstatement following  
126 administrative dissolution: \$400 ~~\$175~~.  
127            ~~(14) Application for certificate of authority to transact~~  
128 ~~business in this state by a foreign corporation: \$35.~~



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129        ~~(13)-(15)~~ Application for amended certificate of authority:  
130        \$35.

131        ~~(14)-(16)~~ Application for certificate of withdrawal by a  
132        foreign corporation: \$35.

133        ~~(15)-(17)~~ Annual report: \$150 ~~\$61.25~~.

134        ~~(16)-(18)~~ Articles of correction: \$35.

135        ~~(17)-(19)~~ Application for certificate of status: \$8.75.

136        ~~(18)-(20)~~ Certified copy of document: \$8.75 ~~\$52.50~~.

137        ~~(19)-(21)~~ Serving as agent for substitute service of  
138        process: \$35 ~~\$87.50~~.

139        ~~(20)-(22)~~ Certificate of conversion of a limited  
140        agricultural association to a domestic corporation: \$35.

141        ~~(21)-(23)~~ Any other document required or permitted to be  
142        filed by this chapter: \$35.

143        (22) A late charge of \$400 if the annual report fee is  
144        remitted after May 1 except in circumstances in which a business  
145        entity was administratively dissolved or its certificate of  
146        authority was revoked due to its failure to file an annual  
147        report and the entity subsequently applied for reinstatement and  
148        paid the applicable reinstatement fee.

149

150        Any citizen support organization that is required by rule of the  
151        Department of Environmental Protection to be formed as a  
152        nonprofit organization and is under contract with the department  
153        is exempt from any fees required for incorporation as a  
154        nonprofit organization, and the Secretary of State may not  
155        assess any such fees if the citizen support organization is  
156        certified by the Department of Environmental Protection to the  
157        Secretary of State as being under contract with the Department



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158 of Environmental Protection.

159 Section 5. Section 620.1109, Florida Statutes, is amended  
160 to read:

161 620.1109 Department of State; fees. ~~In addition to the~~  
162 ~~supplemental corporate fee of \$88.75 imposed pursuant to s.~~  
163 ~~607.193,~~ The fees of the Department of State under this act are  
164 as follows:

165 (1) For furnishing a certified copy, \$8.75 ~~\$52.50~~ for the  
166 ~~first 15 pages plus \$1.00 for each additional page.~~

167 (2) For initial filing, \$70, including:

168 (a) An original certificate of limited partnership or an  
169 original application for registration as a foreign limited  
170 partnership.

171 (b) Designating a registered agent \$965.

172 ~~(3) For filing an original application for registration as~~  
173 ~~a foreign limited partnership, \$965.~~

174 ~~(3)(4)~~ For filing certificate of conversion, \$35 ~~\$52.50~~.

175 ~~(4)(5)~~ For filing certificate of merger, \$35 ~~\$52.50~~ for  
176 each party thereto.

177 ~~(5)(6)~~ For filing a reinstatement, \$400 ~~\$500~~ for each  
178 ~~calendar year or part thereof the limited partnership was~~  
179 ~~administratively dissolved or foreign limited partnership was~~  
180 ~~revoked in the records of the Department of State.~~

181 ~~(6)(7)~~ For filing an annual report, \$150 ~~\$411.25~~.

182 ~~(7)(8)~~ For filing a certificate:

183 ~~(a) Designating a registered agent, \$35;~~

184 ~~(a)(b)~~ Changing a registered agent or registered office  
185 address, \$35;

186 ~~(b)(c)~~ Resigning as a registered agent from an active



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187 limited partnership, \$85 ~~\$87.50~~; or  
188 (c) Resigning as a registered agent from an inactive  
189 limited partnership, \$35; or  
190 (d) Of amendment or restatement of the certificate of  
191 limited partnership, \$35. ~~\$52.50~~  
192 (8)~~(9)~~ For filing a statement of termination, \$35 ~~\$52.50~~.  
193 (9)~~(10)~~ For filing a notice of cancellation for foreign  
194 limited partnership, \$35 ~~\$52.50~~.  
195 (10)~~(11)~~ For furnishing a certificate of status or  
196 authorization, \$8.75.  
197 (11)~~(12)~~ For filing a certificate of dissolution, \$35  
198 ~~\$52.50~~.  
199 (12)~~(13)~~ For filing a certificate of revocation of  
200 dissolution, \$35 ~~\$52.50~~.  
201 (13)~~(14)~~ For filing any other domestic or foreign limited  
202 partnership document, \$35 ~~\$52.50~~.  
203 (14) A late charge of \$400 if the annual report fee is  
204 remitted after May 1 except in circumstances in which a business  
205 entity was administratively dissolved or its certificate of  
206 authority was revoked due to its failure to file an annual  
207 report and the entity subsequently applied for reinstatement and  
208 paid the applicable reinstatement fee.  
209 Section 6. Subsection (1) of section 620.81055, Florida  
210 Statutes, is amended to read:  
211 620.81055 Fees for filing documents and issuing  
212 certificates; powers of the Department of State.—  
213 (1) The Department of State shall collect the following  
214 fees when documents authorized by this act are delivered to the  
215 Department of State for filing:





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- 216 (a) Partnership registration statement: \$70 ~~\$50~~.
- 217 (b) Statement of partnership authority: \$35 ~~\$25~~.
- 218 (c) Statement of denial: \$35 ~~\$25~~.
- 219 (d) Statement of dissociation: \$35 ~~\$25~~.
- 220 (e) Statement of dissolution: \$35 ~~\$25~~.
- 221 (f) Statement of qualification: \$35 ~~\$25~~.
- 222 (g) Statement of foreign qualification: \$35 ~~\$25~~.
- 223 (h) Limited liability partnership annual report: \$150 ~~\$25~~.
- 224 (i) Certificate of merger for each party thereto: \$35 ~~\$25~~.
- 225 (j) Amendment to any statement or registration: \$35 ~~\$25~~.
- 226 (k) Cancellation of any statement or registration: \$35 ~~\$25~~.
- 227 (l) Certified copy of any recording or part thereof: \$8.75
- 228 ~~\$52.50~~.
- 229 (m) Certificate of status: \$8.75.
- 230 (n) Certificate of conversion: \$35 ~~\$25~~.
- 231 (o) Any other document required or permitted to be filed by
- 232 this act: \$35 ~~\$25~~.
- 233 (p) A late charge of \$400 if the annual report fee is
- 234 remitted after May 1 except in circumstances in which a limited
- 235 liability partnership's statement of qualification was revoked
- 236 due to its failure to file an annual report and the entity
- 237 subsequently applied for reinstatement and paid the applicable
- 238 reinstatement fee.

239 Section 7. This act shall take effect July 1, 2014.

240  
241 ===== T I T L E A M E N D M E N T =====

242 And the title is amended as follows:

243 Delete everything before the enacting clause  
244 and insert:



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245                   A bill to be entitled  
246           An act relating to business entity filing fees;  
247           amending ss. 607.0122, 608.452, 617.0122, and  
248           620.1109, F.S.; combining certain individual fees into  
249           one initial filing fee, revising fees, and requiring  
250           the imposition of a late charge under certain  
251           circumstances for a corporation for profit, a limited  
252           liability company, a corporation not for profit, a  
253           domestic limited partnership, and a foreign limited  
254           partnership, respectively; amending s. 620.81055,  
255           F.S.; revising fees and requiring the imposition of a  
256           late charge under certain circumstances for a limited  
257           liability partnership; repealing s. 607.193, F.S.,  
258           relating to supplemental corporate fees; providing an  
259           effective date.