

1                   A bill to be entitled  
2           An act relating to fees; amending s. 605.0213, F.S.;  
3           establishing a biennial report filing fee for limited  
4           liability companies; authorizing the department to  
5           escrow an amount necessary to annualize revenues  
6           collected from biennial report filing fees and  
7           biennial supplemental corporate fees; amending s.  
8           607.0122, F.S.; establishing a biennial report filing  
9           fee for domestic and foreign corporations; authorizing  
10          the department to escrow an amount necessary to  
11          annualize revenues collected from biennial report  
12          filing fees and biennial supplemental corporate fees;  
13          amending s. 607.193, F.S.; establishing a biennial  
14          supplemental corporate fee for limited liability  
15          companies, domestic and foreign corporations, and  
16          domestic and foreign limited partnerships; amending s.  
17          617.0122, F.S.; establishing a biennial report filing  
18          fee for domestic and foreign corporations not for  
19          profit; authorizing the department to escrow an amount  
20          necessary to annualize revenues collected from  
21          biennial report filing fees; amending s. 620.1109,  
22          F.S.; establishing a biennial report filing fee for  
23          domestic and foreign limited partnerships; authorizing  
24          the department to escrow an amount necessary to  
25          annualize revenues collected from biennial report

26 filing fees and biennial supplemental corporate fees;  
 27 amending s. 620.81055, F.S.; establishing a biennial  
 28 report filing fee for domestic and foreign limited  
 29 liability partnerships; authorizing the department to  
 30 escrow an amount necessary to annualize revenues  
 31 collected from biennial report filing fees; amending  
 32 s. 605.0118, F.S.; conforming provisions to changes  
 33 made by the act; providing a contingent effective  
 34 date.

35

36 Be It Enacted by the Legislature of the State of Florida:

37

38 Section 1. Section 605.0213, Florida Statutes, is amended  
 39 to read:

40 605.0213 Fees of the department.—

41 (1) In addition to the annual supplemental corporate fee  
 42 of \$88.75 or the biennial supplemental corporate fee of \$177.50  
 43 imposed pursuant to s. 607.193, the fees of the department under  
 44 this chapter are as follows:

45 (a)~~(1)~~ For furnishing a certified copy, \$30.

46 (b)~~(2)~~ For filing original articles of organization or  
 47 articles of revocation of dissolution, \$100.

48 (c)~~(3)~~ For filing a foreign limited liability company's  
 49 application for a certificate of authority to transact business,  
 50 \$100.

51        (d)~~(4)~~ For filing a certificate of merger of limited  
52 liability companies or other business entities, \$25 per  
53 constituent party to the merger, unless a specific fee is  
54 required for a party under other applicable law.

55        (e)~~(5)~~ For filing an annual report, \$50.

56        (f) For filing a biennial report, \$100.

57        (g)~~(6)~~ For filing an application for reinstatement after  
58 an administrative or judicial dissolution or a revocation of  
59 authority to transact business, \$100.

60        (h)~~(7)~~ For filing a certificate designating a registered  
61 agent or changing a registered agent, \$25.

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

64        (j)~~(9)~~ For filing a registered agent's statement of  
65 resignation from a dissolved limited liability company, \$25.

66        (k)~~(10)~~ For filing a certificate of conversion of a  
67 limited liability company, \$25.

68        (l)~~(11)~~ For filing any other limited liability company  
69 document, \$25.

70        (m)~~(12)~~ For furnishing a certificate of status, \$5.

71        (2) The department may escrow an amount necessary to  
72 annualize revenues collected from biennial report filing fees  
73 and biennial supplemental corporate fees until October 1 of the  
74 following fiscal year and then account for that amount as  
75 revenue for that fiscal year.

76 Section 2. Section 607.0122, Florida Statutes, is amended  
77 to read:

78 607.0122 Fees for filing documents and issuing  
79 certificates.—

80 (1) The Department of State shall collect the following  
81 fees when the documents described in this section are delivered  
82 to the department for filing:

83 (a)~~(1)~~ Articles of incorporation: \$35.

84 (b)~~(2)~~ Application for registered name: \$87.50.

85 (c)~~(3)~~ Application for renewal of registered name: \$87.50.

86 (d)~~(4)~~ Corporation's statement of change of registered  
87 agent or registered office or both if not included on the annual  
88 or biennial report: \$35.

89 (e)~~(5)~~ Designation of and acceptance by registered agent:  
90 \$35.

91 (f)~~(6)~~ Agent's statement of resignation from active  
92 corporation: \$87.50.

93 (g)~~(7)~~ Agent's statement of resignation from an inactive  
94 corporation: \$35.

95 (h)~~(8)~~ Amendment of articles of incorporation: \$35.

96 (i)~~(9)~~ Restatement of articles of incorporation with  
97 amendment of articles: \$35.

98 (j)~~(10)~~ Articles of merger or share exchange for each  
99 party thereto: \$35.

100 (k)~~(11)~~ Articles of dissolution: \$35.

101        (l) ~~(12)~~ Articles of revocation of dissolution: \$35.  
 102        (m) ~~(13)~~ Application for reinstatement following  
 103 administrative dissolution: \$600.  
 104        (n) ~~(14)~~ Application for certificate of authority to  
 105 transact business in this state by a foreign corporation: \$35.  
 106        (o) ~~(15)~~ Application for amended certificate of authority:  
 107 \$35.  
 108        (p) ~~(16)~~ Application for certificate of withdrawal by a  
 109 foreign corporation: \$35.  
 110        (q) ~~(17)~~ Annual report: \$61.25.  
 111        (r) Biennial report: \$122.50.  
 112        (s) ~~(18)~~ Articles of correction: \$35.  
 113        (t) ~~(19)~~ Application for certificate of status: \$8.75.  
 114        (u) ~~(20)~~ Certificate of domestication of a foreign  
 115 corporation: \$50.  
 116        (v) ~~(21)~~ Certified copy of document: \$52.50.  
 117        (w) ~~(22)~~ Serving as agent for substitute service of  
 118 process: \$87.50.  
 119        (x) ~~(23)~~ Annual supplemental corporate fee: \$88.75.  
 120        (y) Biennial supplemental corporate fee: \$177.50.  
 121        (z) ~~(24)~~ Any other document required or permitted to be  
 122 filed by this act: \$35.  
 123        (2) The Department of State may escrow an amount necessary  
 124 to annualize revenues collected from biennial report filing fees  
 125 and biennial supplemental corporate fees until October 1 of the

126 | following fiscal year and then account for that amount as  
127 | revenue for that fiscal year.

128 | Section 3. Subsection (1) and paragraph (a) of subsection  
129 | (2) of section 607.193, Florida Statutes, are amended to read:

130 | 607.193 Supplemental corporate fee.—

131 | (1) In addition to any other taxes imposed by law, an  
132 | annual supplemental corporate fee of \$88.75 or a biennial  
133 | supplemental corporate fee of \$177.50, as applicable, is imposed  
134 | on each business entity that is authorized to transact business  
135 | in this state and is required to file an annual or biennial  
136 | report with the Department of State under s. 605.0212, s.  
137 | 607.1622, or s. 620.1210.

138 | (2) (a) The business entity shall remit the supplemental  
139 | corporate fee to the Department of State at the time it files  
140 | the annual or biennial report required by s. 605.0212, s.  
141 | 607.1622, or s. 620.1210.

142 | Section 4. Section 617.0122, Florida Statutes, is amended  
143 | to read:

144 | 617.0122 Fees for filing documents and issuing  
145 | certificates.—

146 | (1) The Department of State shall collect the following  
147 | fees on documents delivered to the department for filing:

148 | (a)~~(1)~~ Articles of incorporation: \$35.

149 | (b)~~(2)~~ Application for registered name: \$87.50.

150 | (c)~~(3)~~ Application for renewal of registered name: \$87.50.

151        (d)~~(4)~~ Corporation's statement of change of registered  
152 agent or registered office or both if not included on the annual  
153 or biennial report: \$35.

154        (e)~~(5)~~ Designation of and acceptance by registered agent:  
155 \$35.

156        (f)~~(6)~~ Agent's statement of resignation from active  
157 corporation: \$87.50.

158        (g)~~(7)~~ Agent's statement of resignation from inactive  
159 corporation: \$35.

160        (h)~~(8)~~ Amendment of articles of incorporation: \$35.

161        (i)~~(9)~~ Restatement of articles of incorporation with  
162 amendment of articles: \$35.

163        (j)~~(10)~~ Articles of merger for each party thereto: \$35.

164        (k)~~(11)~~ Articles of dissolution: \$35.

165        (l)~~(12)~~ Articles of revocation of dissolution: \$35.

166        (m)~~(13)~~ Application for reinstatement following  
167 administrative dissolution: \$175.

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

170        (o)~~(15)~~ Application for amended certificate of authority:  
171 \$35.

172        (p)~~(16)~~ Application for certificate of withdrawal by a  
173 foreign corporation: \$35.

174        (q)~~(17)~~ Annual report: \$61.25.

175        (r) Biennial report: \$122.50.

176        (s) ~~(18)~~ Articles of correction: \$35.

177        (t) ~~(19)~~ Application for certificate of status: \$8.75.

178        (u) ~~(20)~~ Certified copy of document: \$52.50.

179        (v) ~~(21)~~ Serving as agent for substitute service of  
 180 process: \$87.50.

181        (w) ~~(22)~~ Certificate of conversion of a limited  
 182 agricultural association to a domestic corporation: \$35.

183        (x) ~~(23)~~ Any other document required or permitted to be  
 184 filed by this chapter: \$35.

185  
 186 Any citizen support organization that is required by rule of the  
 187 Department of Environmental Protection to be formed as a  
 188 nonprofit organization and is under contract with the department  
 189 is exempt from any fees required for incorporation as a  
 190 nonprofit organization, and the Secretary of State may not  
 191 assess any such fees if the citizen support organization is  
 192 certified by the Department of Environmental Protection to the  
 193 Secretary of State as being under contract with the Department  
 194 of Environmental Protection.

195        (2) The Department of State may escrow an amount necessary  
 196 to annualize revenues collected from biennial report filing fees  
 197 until October 1 of the following fiscal year and then account  
 198 for that amount as revenue for that fiscal year.

199        Section 5. Section 620.1109, Florida Statutes, is amended  
 200 to read:



201           620.1109 Department of State; fees.—

202           (1) In addition to the annual supplemental corporate fee

203 of \$88.75 or the biennial supplemental corporate fee of \$177.50

204 imposed pursuant to s. 607.193, the fees of the Department of

205 State under this act are as follows:

206           (a)~~(1)~~ For furnishing a certified copy, \$52.50 for the

207 first 15 pages plus \$1.00 for each additional page.

208           (b)~~(2)~~ For filing an original certificate of limited

209 partnership, \$965.

210           (c)~~(3)~~ For filing an original application for registration

211 as a foreign limited partnership, \$965.

212           (d)~~(4)~~ For filing certificate of conversion, \$52.50.

213           (e)~~(5)~~ For filing certificate of merger, \$52.50 for each

214 party thereto.

215           (f)~~(6)~~ For filing a reinstatement, \$500 for each calendar

216 year or part thereof the limited partnership was

217 administratively dissolved or foreign limited partnership was

218 revoked in the records of the Department of State.

219           (g)~~(7)~~ For filing an annual report, \$411.25.

220           (h) For filing a biennial report, \$822.50.

221           (i)~~(8)~~ For filing a certificate:

222           1.~~(a)~~ Designating a registered agent, \$35;

223           2.~~(b)~~ Changing a registered agent or registered office

224 address, \$35;

225           3.~~(c)~~ Resigning as a registered agent, \$87.50; or

226        4.~~(d)~~ Of amendment or restatement of the certificate of  
 227 limited partnership, \$52.50;

228        (j)~~(9)~~ For filing a statement of termination, \$52.50.

229        (k)~~(10)~~ For filing a notice of cancellation for foreign  
 230 limited partnership, \$52.50.

231        (l)~~(11)~~ For furnishing a certificate of status or  
 232 authorization, \$8.75.

233        (m)~~(12)~~ For filing a certificate of dissolution, \$52.50.

234        (n)~~(13)~~ For filing a certificate of revocation of  
 235 dissolution, \$52.50.

236        (o)~~(14)~~ For filing any other domestic or foreign limited  
 237 partnership document, \$52.50.

238        (2) The Department of State may escrow an amount necessary  
 239 to annualize revenues collected from biennial report filing fees  
 240 and biennial supplemental corporate fees until October 1 of the  
 241 following fiscal year and then account for that amount as  
 242 revenue for that fiscal year.

243        Section 6. Paragraphs (i) through (o) of subsection (1) of  
 244 section 620.81055, Florida Statutes, are redesignated as  
 245 paragraphs (j) through (p), respectively, a new paragraph (i) is  
 246 added to that subsection, and subsection (3) is added to that  
 247 section, to read:

248        620.81055 Fees for filing documents and issuing  
 249 certificates; powers of the Department of State.—

250        (1) The Department of State shall collect the following

251 fees when documents authorized by this act are delivered to the  
 252 Department of State for filing:

253 (i) Limited liability partnership biennial report: \$50.

254 (3) The Department of State may escrow an amount necessary  
 255 to annualize revenues collected from biennial report filing fees  
 256 until October 1 of the following fiscal year and then account  
 257 for that amount as revenue for that fiscal year.

258 Section 7. Subsection (3) of section 605.0118, Florida  
 259 Statutes, is amended to read:

260 605.0118 Delivery of record.—

261 (3) If a check is mailed to the department for payment of  
 262 an annual or biennial report fee or the annual or biennial fee  
 263 required under s. 607.193, the check shall be deemed to have  
 264 been received by the department as of the postmark date  
 265 appearing on the envelope or package transmitting the check if  
 266 the envelope or package is received by the department.

267 Section 8. This act shall take effect on the same date  
 268 that HB 507 or similar legislation takes effect, if such  
 269 legislation is adopted in the same legislative session or an  
 270 extension thereof and becomes law.