

MAINE STATE LEGISLATURE

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ONE HUNDRED AND SIXTH LEGISLATURE

Legislative Document

No. 664

S. P. 229

In Senate, February 7, 1973

Referred to Committee on Judiciary. Sent down for concurrence and ordered printed.

HARRY N. STARBRANCH, Secretary

Presented by Senator Tanous of Penobscot.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-THREE

**AN ACT Relating to Qualifying Foreign Corporations to do Business
in Maine.**

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. R. S., T. 13-A, § 1201, sub-§§ 1 and 2, amended. Subsections 1 and 2 of section 1201 of Title 13-A of the Revised Statutes, as enacted by section 1 of chapter 439 of the public laws of 1971, are amended to read as follows:

1. ~~Except as provided in section 1215, no~~ **No** foreign corporation shall do business in this State until it shall have been authorized to do so as provided in this chapter ~~or~~ **and** as provided by some other public law of this State. A foreign corporation shall not be denied authority to do business in this State solely because the laws of the jurisdiction of its incorporation differ from the laws of this State with respect to the organization and internal affairs of the corporation.

2. Whenever there is a public law of this State setting for a procedure for the authorization to do business of a special class of foreign corporations, a foreign corporation seeking authority to engage in any business included within any such special class shall comply with the procedures set out in such public law, ~~rather than~~ **in addition to** complying with this chapter; and no foreign corporation authorized to do business under this chapter may engage in any business included within any such special class **until it shall secure a license, permit or proper authorization to do business under the law governing such special class.**

Sec. 2. R. S., T. 13-A, § 1215, repealed. Section 1215 of Title 13-A of the

Revised Statutes, as enacted by section 1 of chapter 439 and as amended by section 20 of chapter 565, both of the public laws of 1971, is repealed.

Sec. 3. R. S., T. 13-A, § 1301, sub-§ 6, amended. Subsection 6 of section 1301 of Title 13-A of the Revised Statutes, as enacted by section 1 of chapter 439 of the public laws of 1971, is amended to read as follows:

6. The requirement of subsection 1 shall not apply to religious, charitable, educational or benevolent corporations, nor to corporations organized under Title 13, chapter 81, nor to corporations organized under Title 27, chapter 7 ~~nor to corporations which are liable to a franchise tax other than the tax provided for in Title 36, section 2401.~~

STATEMENT OF FACT

This bill requires all corporations formed outside of Maine to register and file annual reports with the Secretary of State. It also requires that such corporation, if the general laws require, shall secure such licenses, permits or proper authorization as the appropriate state department may require.