

# MAINE STATE LEGISLATURE

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L.D. 147

(Filing No. H- 20 )

STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
113TH LEGISLATURE  
FIRST REGULAR SESSION

HOUSE AMENDMENT "A" to H.P. 122, L.D. 147,  
Bill, "AN ACT to Clarify the Penalty Provisions for  
the Late Filing of Corporation Reports."

Amend the bill in subsection 1 in the 9th line  
(page 1, line 33 in L.D.) by adding after the under-  
lined word "reports" the following: 'or the period of  
delinquency'

Further amend the bill in subsection 1 in the  
last 3 lines (page 2, lines 16 to 18 in L.D.) by  
striking out the following: "for the current year and  
for each year that it has failed to file an annual  
report" and inserting in its place the following:  
'~~for the current year and for each year that it has  
failed to file an annual report~~ accrued'

STATEMENT OF FACT

The original bill referred to the requirement  
that corporations doing business in Maine file an an-  
nual report with the Secretary of State. Failure to  
file results in revocation for non-Maine corporations  
and suspension for Maine corporations. This report  
is required even if a corporation is suspended from  
doing business.

Current law requires a fine of \$25 for each  
30-day period of lateness, with the total not to ex-  
ceed \$300. The Secretary of State has interpreted  
this provision to mean that total fines, regardless  
of the number of reports involved, should not exceed  
\$300. The Attorney General's office has taken the  
position that current law is not sufficiently clear  
on this point. The purpose of the original bill was

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1 to clarify the point that total fines, regardless of  
2 the number of delinquent reports, would not exceed  
3 \$300. This amendment further clarifies this point.

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Filed by Rep. Allen of Washington  
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