

# VIRGINIA ACTS OF ASSEMBLY -- 1995 SESSION

## CHAPTER 368

*An Act to amend and reenact §§ 13.1-616, 13.1-816, 13.1-1005 and 50-73.17 of the Code of Virginia, relating to the filing of documents for certain companies.*

[H 1669]

Approved March 18, 1995

**Be it enacted by the General Assembly of Virginia:**

**1. That §§ 13.1-616, 13.1-816, 13.1-1005 and 50-73.17 of the Code of Virginia are amended and reenacted as follows:**

§ 13.1-616. Fees for filing documents or issuing certificates.

The Commission shall charge and collect the following fees:

A. For filing any one of the following, the fee shall be twenty-five dollars:

1. Articles of incorporation.
2. Articles of amendment or restatement.
3. Articles of merger or share exchange.
4. Articles of correction.

5. An application of a foreign corporation for a certificate of authority to transact business in this Commonwealth.

6. An application of a foreign corporation for an amended certificate of authority to transact business in this Commonwealth.

7. A copy of an amendment to the articles of incorporation of a foreign corporation holding a certificate of authority to transact business in this Commonwealth.

8. A copy of articles of merger of a foreign corporation holding a certificate of authority to transact business in this Commonwealth.

B. For filing any one of the following, the fee shall be ten dollars:

1. An application to reserve a corporate name.
2. A notice of transfer of a reserved corporate name.
3. An application for use of an indistinguishable name.
4. ~~A statement of change of address of registered office or change of registered agent, or both.~~
- ~~5.~~ 4. Articles of dissolution.
- ~~6.~~ 5. Articles of revocation of dissolution.
- ~~7.~~ 6. Articles of termination of corporate existence.
- ~~8.~~ 7. A statement of withdrawal of a foreign corporation.

C. For issuing a certificate of change of name the fee shall be five dollars.

§ 13.1-816. Fees for filing documents or issuing certificates.

The Commission shall charge and collect the following fees:

A. For filing any one of the following, the fee shall be twenty-five dollars:

1. Articles of incorporation.
2. Articles of amendment or restatement.
3. Articles of merger.
4. Articles of correction.

5. An application of a foreign corporation for a certificate of authority to transact business in this Commonwealth.

6. An application of a foreign corporation for an amended certificate of authority to transact business in this Commonwealth.

7. A copy of an amendment to the articles of incorporation of a foreign corporation holding a certificate of authority to transact business in this Commonwealth.

8. A copy of articles of merger or consolidation of a foreign corporation holding a certificate of authority to transact business in this Commonwealth.

B. For filing any one of the following, the fee shall be ten dollars:

1. An application to reserve a corporate name.
2. A notice of transfer of a reserved corporate name.
3. An application for use of an indistinguishable name.
4. ~~A statement of change of address of registered office or change of registered agent, or both.~~
- ~~5.~~ 4. Articles of dissolution.
- ~~6.~~ 5. Articles of revocation of dissolution.
- ~~7.~~ 6. Articles of termination of corporate existence.
- ~~8.~~ 7. A statement of withdrawal of a foreign corporation.

C. For issuing a certificate of change of name the fee shall be five dollars.

§ 13.1-1005. Fees.

The Commission shall charge and collect the following fees:

1. For filing any one of the following, the fee shall be \$100:

- a. Articles of organization.
- b. An application for registration as a foreign limited liability company.

2. For filing any one of the following, the fee shall be \$25:

- a. Articles of amendment.
- b. A certificate of cancellation with respect to a domestic or foreign limited liability company.
- c. A certificate of correction referred to in § 13.1-1055.

d. A copy of an instrument of merger of a foreign limited liability company referred to in § 13.1-1060.

e. Articles of merger.

3. For filing any one of the following, the fee shall be \$10:

~~a. A statement of change of registered agent or change of the address of the registered office, or both.~~

~~b. a.~~ An application to reserve or to renew the reservation of a name for use by a domestic or foreign limited liability company.

~~c. b.~~ A notice of the transfer of a name reserved for use by a domestic or a foreign limited liability company.

4. For issuing a certificate pursuant to § 13.1-1067, six dollars for each certificate.

§ 50-73.17. Filing; fees.

A. One signed copy of the certificate of limited partnership, of any certificate of amendment or cancellation, of any restated certificate of limited partnership or of any articles of merger shall be delivered to the Commission for filing and shall be accompanied by the required filing fee. One signed copy of any amended and restated certificate referred to in § 50-73.77 plus one photocopy for each circuit court where the certificate of limited partnership was originally filed shall be delivered to the Commission for filing and shall be accompanied by the required filing fee. The certificate shall be in the English language and shall be typewritten or printed in black ink. Manually signed photocopies or other reproduced copies of typewritten or printed certificates may be filed. If, pursuant to any provision of this chapter, the Commission has prescribed a mandatory form for the document, the document shall be in or on the prescribed form. A person who executes a certificate as an agent or fiduciary need not exhibit evidence of his authority as a prerequisite to filing. If the Commission finds that the certificate complies with the provisions of this chapter, that it has been signed as required by this chapter, and that the required filing fee has been paid, it shall endorse on the certificate the word "Filed" and the day, month and year of the filing thereof and admit the certificate to record in its office.

B. Upon the filing with the Commission of a certificate of amendment, the certificate of limited partnership shall be amended as set forth therein, and upon the effective date of a certificate of cancellation the certificate of limited partnership is canceled.

C. The Commission shall charge and collect the following fees:

1. For filing any one of the following, the fee shall be ten dollars:

a. An application to reserve or to renew the reservation of a name for use by a domestic or a foreign limited partnership;

b. A notice of the transfer of a name reserved for the use by a domestic or a foreign limited partnership;

c. A certificate of cancellation with respect to either a domestic or a foreign limited partnership;

d. A certificate declaring withdrawal referred to in § 50-73.25;

e. A certificate of correction referred to in § 50-73.57;

~~f. A statement of change of registered agent or the address of the registered agent;~~

~~g. f.~~ An instrument of merger referred to in § 50-73.57:2.

2. For filing any one of the following, the fee shall be \$100:

a. A certificate of limited partnership referred to in § 50-73.11 or § 50-73.11:1;

b. An application for registration as a foreign limited partnership;

c. An amended and restated certificate of limited partnership referred to in § 50-73.77.

3. For filing any one of the following, the fee shall be fifty dollars:

a. A certificate of amendment or a short form of such certificate;

b. A restated certificate of limited partnership.

4. For filing articles of merger referred to in § 50-73.48:3, the fee shall be twenty-five dollars.

5. For issuing a certificate pursuant to § 50-37.3, the fee shall be six dollars.