

CHAPTER 198.

[ H. B. 720. ]

CORPORATIONS—FEES.

AN ACT relating to revenue; increasing filing fees and annual license fees of corporations; directing the deposit of one-half of all money collected as fees under chapter 70, Laws of 1937 to the credit of the world fair bond redemption fund; amending sections 1, 4, 5, and 32, chapter 70, Laws of 1937 and RCW 23.28.010, 23.28.020, 23.28.060, and 23.28.240; and amending section 2, chapter 70, Laws of 1937 and RCW 23.52.010.

*Be it enacted by the Legislature of the State of Washington:*

RCW 23.28.010 amended.

SECTION 1. Section 1, chapter 70, Laws of 1937 and RCW 23.28.010 are each amended to read as follows:

Filing fees—  
Articles—  
Amendments  
—Domestic.

Every domestic corporation, except one for which existing law provides a different fee schedule, shall pay for the filing of its articles of incorporation a fee of fifty dollars for the first fifty thousand dollars or less, of its authorized capital stock; and one-tenth of one percent additional on all amounts in excess of fifty thousand dollars and not exceeding one million dollars; one twenty-fifth of one percent additional on all amounts in excess of one million dollars, and not exceeding four million dollars; and one one-fiftieth of one percent additional on all amounts in excess of four million dollars; but in no case shall the amount exceed five thousand dollars.

Every domestic corporation, except one for which existing law provides a different fee schedule, desiring to file in the office of the secretary of state, articles amendatory or supplemental articles increasing its capital stock, or certificates of increase of capital stock, shall pay to the secretary of state the fees hereinabove in this section provided, in proportion to such increased capital stock upon the actual amount of such increase, and every such corporation

desiring to file other amendatory or supplemental articles shall pay to the secretary of state a fee of ten dollars.

SEC. 2. Section 4, chapter 70, Laws of 1937 and RCW 23.28.020 are each amended to read as follows:

Every corporation organized under the laws of this state, except the corporations for which existing law provides a different fee schedule, shall make and file an affidavit as to the amount of its authorized capital stock, and shall pay, on or before the first day of July of each and every year, to the secretary of state, and it shall be the duty of the secretary of state to collect, for the use of the state, an annual license fee of thirty dollars for the first fifty thousand dollars or less of its authorized capital stock; and one-twentieth of one percent additional on all amounts in excess of fifty thousand dollars, and not exceeding one million dollars; and one-fiftieth of one percent additional on all amounts in excess of one million dollars, and not exceeding four million dollars; and one one-hundredth of one percent additional on all amounts in excess of four million dollars; but in no case shall an annual license fee exceed the sum of two thousand five hundred dollars.

SEC. 3. Section 5, chapter 70, Laws of 1937 and RCW 23.28.060 are each amended to read as follows:

All foreign corporations doing intrastate business, or hereafter seeking to do intrastate business in this state shall pay for the privilege of doing such intrastate business in this state the same fees as are prescribed for domestic corporations for annual license fees in RCW 23.28.020 as now or hereafter amended, such fees to be computed upon the proportion of the capital stock represented or to be represented by its property and business in this state to be ascertained by comparing the entire volume of business with the volume of intrastate business in this state.

Corporations and associations for profit. Annual license fee—Foreign.

Any such corporation that shall employ an increased amount of its capital stock within this state shall pay license fees upon such increase in the same proportion as provided for payment of license fees by domestic corporations. Such corporations shall file with the secretary of state a statement showing the amount of such increase and shall forthwith pay to the secretary of state the increased license fee brought about by such increased use of capital represented by its property and business in this state. All fees shall be paid on or before the first day of July of each and every year.

RCW 23.52.010 amended.

SEC. 4. Section 2, chapter 70, Laws of 1937 and RCW 23.52.010 are each amended to read as follows:

Foreign corporations. Fees for admission of foreign corporations.

A foreign corporation doing an intrastate business or seeking to do an intrastate business in the state of Washington shall qualify so to do in the manner prescribed in this chapter and shall pay for the privilege of so doing the filing and license fees prescribed in chapter 70, Laws of 1937 as now or hereafter amended. Each and every foreign corporation doing an intrastate business or seeking to do an intrastate business in the state of Washington shall pay as a fee for the filing of the papers required in sections 3 and 16, chapter 70, Laws of 1937 (RCW 23.52.030), the same fees as are prescribed in RCW 23.28.010, as now or hereafter amended, for the filing of articles of incorporation of a domestic corporation. The fees are to be computed upon the portion of capital stock of such corporation represented or to be represented in the state of Washington, to be ascertained by comparing the value in money of its entire property and capital with the value in money of its property and capital in, or to be brought into, and used in this state. Any corporation that employs an increased amount of its capital stock within the state shall pay fees at the same rate upon such increase, and whenever such increase is made such corporation shall file

with the secretary of state, a statement showing the amount of such increase.

SEC. 5. Section 32, chapter 70, Laws of 1937 and RCW 23.28.240 are each amended to read as follows:

Any money received by the secretary of state under the provisions of chapter 70, Laws of 1937 as now or hereafter amended, shall be by him paid in to the state treasury to the credit of the world fair bond redemption fund. Immediately after payment of such bond redemption fund, charges and expenses thereof the fee schedules, filing and license fees provided for herein in sections 1, 2, 3, 4 and 5 shall be limited to and revert to the amounts prevailing prior to the adoption hereof.

Vetoed.

Passed the House March 8, 1957.

Passed the Senate March 12, 1957.

Approved by the Governor March 22, 1957, with the exception of section 5, which is vetoed.

Note: Excerpt of Governor's veto message reads as follows:

"House Bill 720 doubles the corporation filing fees and annual license fees of corporations. This bill as originally introduced contemplated that one-half of such fees should be credited to the world fair bond redemption fund and such intention is expressed in the title. Section 5, however, which was amended, provides that all such fees shall be credited to the world fair bond redemption fund. This section does not conform to the title.

"Furthermore, House Bill 720 is a companion bill to House Bill 700. House Bill 700, which I have approved, provides for the issuance of revenue bonds to be paid for from the proceeds of one-half of the corporation fees collected under the provisions of House Bill 720.

"Section 5 of House Bill 720 is inconsistent with the provisions of House Bill 700 and in order to permit the other half of the corporation filing fees to go into the general fund, Section 5 is vetoed. The remainder of the bill is approved."

Veto message, excerpt from.