

POLICY STATEMENT ON REFUND OF FEES,
OTHER THAN FRANCHISE FEES

The policy adopted January 4, 1991, is revised.

Section 1060(2) of the Business Corporation Act, PA 284 of 1972, provides that fees paid when documents are delivered to the Corporation Division for filing, other than franchise fees, are not refundable.

Sections 915 and 1060(2) of the Nonprofit Corporation Act, Sections 915 and 921 of the Business Corporation Act, Section 1107(b) of the Michigan Revised Uniform Limited Partnership Act and Section 1101(1) of the Michigan Limited Liability Company Act provide fees are to be paid at the time of filing or when the service is rendered and the provisions do not authorize the administrator to refund any part of the fee.

The Corporation Division shall not refund any part of the fees received with documents in accordance with the fees established by Sections 915, 922 or 1060 of the Business Corporation Act, Sections 915 or 1060 of the Nonprofit Corporation Act, Section 1107 of the Michigan Revised Uniform Limited Partnership Act, or Sections 909 and 1101 of the Michigan Limited Liability Company Act except excess franchise fees. Fees paid with duplicate documents may be refunded upon request if the amount exceeds \$15.

The above policy shall be adopted immediately and remain in effect unless rescinded or modified by the Bureau Director.

Approved by Carl L. Tyson, Director
Corporation & Securities Bureau
on September 21, 1994