

CORPORATIONS

CHAPTER 115

SENATE BILL NO. 2270
(Chesrown)

DESTRUCTION OF ANNUAL REPORTS

AN ACT to amend and reenact section 10-23-01 of the North Dakota Century Code, relating to allowing the destruction of the annual reports of corporations after they have been on file for six years.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE
STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Section 10-23-01 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

10-23-01. ANNUAL REPORT OF DOMESTIC AND FOREIGN CORPORATIONS.) Each domestic corporation, and each foreign corporation authorized to transact business in this state, shall file, within the time prescribed by section 10-23-02, an annual report setting forth:

1. The name of the corporation and the state or county under the laws of which it is incorporated.
2. The address of the registered office of the corporation in this state, and the name of its registered agent in this state at such address, and, in the case of a foreign corporation, the address of its principal office in the state or county under the laws of which it is incorporated.
3. A brief statement of the character of the business in which the corporation is actually engaged in this state.
4. The names and respective addresses of the directors and officers of the corporation.
5. A statement of the aggregate number of shares which the corporation has authority to issue, itemized by classes, par value of shares, shares without par value, and series, if any, within a class.
6. A statement of the aggregate number of issued shares, itemized by classes, par value of shares, shares without par value, and series, if any, within a class.

7. A statement, expressed in dollars, of the amount of stated capital of the corporation, as defined in section 10-19-02.
8. A statement, expressed in dollars, of the value of all the property owned by the corporation, wherever located, and the value of the property of the corporation located within this state, and a statement, expressed in dollars, of the gross amount of business transacted by the corporation for the twelve months ending on the thirty-first day of December preceding the date herein provided for the filing of the annual report and the gross amount thereof transacted by the corporation at or from places of business in this state. If, on the thirty-first day of December preceding the time herein provided for the filing of such report, the corporation had not been in existence for a period of twelve months, or, in the case of a foreign corporation, had not been authorized to transact business in this state for a period of twelve months, the statement with respect to business transacted shall be furnished for the period between the date of incorporation or the date of its authorization to transact business in this state, as the case may be, and such thirty-first day of December.
9. Such additional information as may be necessary or appropriate in order to enable the secretary of state to determine and assess the proper amount of fees payable by such corporation.

Such annual report shall be made on forms prescribed and furnished by the secretary of state, and the information therein contained shall be given as of the date of the execution of the report, except as to the information required by subsections 7, 8, and 9 which shall be given as of the close of business on the thirty-first day of December next preceding the date herein provided for the filing of such report, or, in the alternative, data of the fiscal year ending next preceding this report may be used. It shall be executed by the corporation by its president, a vice president, secretary, an assistant secretary, or treasurer, and verified by the officer executing the report, or, if the corporation is in the hands of a receiver or trustee, it shall be executed on behalf of the corporation and verified by such receiver or trustee. The secretary of state may destroy all the annual reports provided for in this section after they have been on file for six years.

Approved March 17, 1971

CHAPTER 116

HOUSE BILL NO. 1496
(Atkinson)

ARCHITECTS AND ENGINEERS
PROFESSIONAL INCORPORATION

AN ACT to amend and reenact section 10-31-04 of the North Dakota Century Code, relating to the professional incorporation of architects and engineers.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE
STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Section 10-31-04 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

10-31-04. PURPOSE FOR WHICH INCORPORATED.) A professional corporation may be organized pursuant to the provisions of this chapter only for the purpose of rendering one specific type of professional service and services ancillary thereto and shall not engage in any business other than rendering the professional service for which it was organized to render provided, however, that a professional corporation may own real and personal property necessary or appropriate for rendering the type of professional services it was organized to render and may invest its funds in real estate mortgages, stocks, bonds, and any other type of investment; and further providing that this statute shall not preclude a corporation organized pursuant to the provisions of chapter 10-31 from rendering more than one specific type of professional service if the services rendered are such as are set forth in chapters 43-03 and 43-19.1.

Approved March 16, 1971