

56.140 Fees; waiver; rules.

(1) The Secretary of State shall collect a nonrefundable fee of \$100 for each of the following documents delivered to the Secretary of State for filing:

- (a) Articles of incorporation delivered for filing under ORS 58.085.
- (b) Articles of incorporation delivered for filing under ORS 60.051.
- (c) Articles of incorporation delivered for filing under ORS 62.511.
- (d) Articles of organization delivered for filing under ORS 63.051.
- (e) Applications for registration delivered for filing under ORS 67.603.
- (f) Certificates of limited partnership delivered for filing under ORS 70.075.
- (g) Trust documents delivered for filing under ORS 128.575.
- (h) Articles of incorporation delivered for filing under ORS 554.020.

(2) The Secretary of State shall collect a nonrefundable fee of \$100 for annual reports delivered for filing by an entity subject to a fee under subsection (1) of this section, and for any other related document that the entity may or must file with the Secretary of State.

(3)(a) Except as provided in paragraph (b) of this subsection, the Secretary of State shall collect a nonrefundable fee of \$275 for each of the following documents delivered to the Secretary of State for filing:

(A) Applications for authority to transact business in this state delivered under ORS 58.134, 60.707, 63.707 or 67.710.

(B) Applications for registration under ORS 70.355.

(C) Annual reports delivered for filing by an entity subject to a fee under subparagraph (A) or (B) of this paragraph, and for any other related document that the entity may or must file with the Secretary of State.

(b) If an eligible Indian tribe, as defined in ORS 307.181 (4)(a), owns, charters or registers an entity or otherwise authorizes an entity to conduct business and the entity files a document that is subject to a fee under paragraph (a) of this subsection, the Secretary of State shall collect a nonrefundable fee of \$100 for filing the document if the entity accompanies the filing with a certificate showing that the eligible Indian tribe owned, chartered or registered the entity or otherwise authorized the entity to conduct business. The Secretary of State by rule may specify the type or form and format of the certificate that the Secretary of State will accept under this paragraph.

(4) For documents other than those specified in subsections (1), (2) and (3) of this section, except as provided in ORS 65.787 (6), the Secretary of State shall collect a nonrefundable fee of \$50 for each document delivered for filing to the Secretary of State as part of the secretary's business registry functions described in ORS 56.022.

(5) The Secretary of State by rule may establish fees, in addition to those provided for in subsections (1) to (4) of this section, for:

(a) Copying any public record maintained by the secretary and relating to the secretary's business registry functions, and for certifying the copy; and

(b) Certifying to other facts of record, including certificates of existence, relating to the secretary's business registry functions.

(6) The Secretary of State shall collect a nonrefundable fee of \$20 each time process that is related to the Secretary of State's business registry functions is served on the Secretary of State.

(7) The Secretary of State may waive collection of any fee, charge or interest or portion of a fee, charge or interest that the Secretary of State may collect as part of the secretary's business registry functions.

(8) The Secretary of State by rule shall establish and collect reasonable fees for the following services relating to the secretary's business registry functions:

(a) Computer generated lists on electronic data processing media.

(b) Terminal access to the files of the office.

(c) Microfilm records of the files of the office.

(d) Microfilm processing and development services.

(e) Copies of the programs and files on paper or electronic data processing media. [1987 c.58 §7; 1987 c.414 §135; 1999 c.652 §7; 2003 c.785 §6; 2009 c.122 §1; 2009 c.745 §11; 2019 c.62 §2]

Note: The amendments to 56.140 by section 2, chapter 62, Oregon Laws 2019, become operative July 1, 2020, and apply to documents that the Secretary of State accepts for filing on or after July 1, 2020. See **sections 3 and 4, chapter 62, Oregon Laws 2019. The text that is operative until July 1, 2020, is set forth for the user's convenience.**

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