

BUSINESS LAW SECTION
Respectfully submits the following position on:

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HB 5710, HB 5711, 5712, HB 5713, SB 1048

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The Business Law Section is not the State Bar of Michigan itself, but rather a Section which members of the State Bar choose voluntarily to join, based on common professional interest.

The position expressed is that of the Business Law Section only and is not the position of the State Bar of Michigan.

To date, the State Bar does not have a position on this matter.

The total membership of the Business Law Section is 3,200.

The position was adopted after discussion and vote at a scheduled meeting. The number of members in the decision-making body is 13. The number who voted in favor to this position was 13. The number who voted opposed to this position was 0.

Report on Public Policy Position**Name of section:**

Business Law Section

Contact person:

Judy B. Calton

E-Mail:jcalton@honigman.com**Bill Numbers:**

[HB 5710](#) (Greig) Businesses; business corporations; benefit corporations; authorize in business corporation act. Amends [1972 PA 284](#) (MCL [450.1101](#) - [450.2098](#)) by adding ch. 9A.

[HB 5711](#) (Vaupel) Businesses; business corporations; benefit corporations; require annual benefit report. Amends [1972 PA 284](#) (MCL [450.1101](#) - [450.2098](#)) by adding sec. 961 to ch. 9A.

[HB 5712](#) (LaGrand) Businesses; business corporations; business corporation act; general revisions concerning formation of benefit corporations. Amends secs. 105, 106, 131, 202, 211, 745, 746 & 762 of [1972 PA 284](#) (MCL [450.1105](#) et seq.).

[HB 5713](#) (Graves) Businesses; business corporations; benefit corporations; establish annual report filing requirements. Amends sec. 911 of [1972 PA 284](#) (MCL [450.1911](#)).

[SB 1048](#) (Kowall) Businesses; business corporations; general revisions to business corporation act; provide for.

Date position was adopted:

October 7, 2016

Process used to take the ideological position:

Position adopted after discussion and vote at a scheduled meeting.

Number of members in the decision-making body:

13

Number who voted in favor and opposed to the position:

13 Voted for position

0 Voted against position

0 Abstained from vote

0 Did not vote (absent)

Position:

Support

Explanation of the position, including any recommended amendments:

The Corporate Laws Committee of the Business Law Section helped develop SB 1048. The Corporate Laws Committee was asked to support the development of benefit corporation legislation and has been working with primary sponsors, Rep. Christine Grieg and Rep. Hank Vaupel, and legislative aide, Heidi Zabik on reviewing and making suggested modifications to the legislation. Justin Klimko, klimkojg@butzel.com is the chair of that Committee.

The text of any legislation, court rule, or administrative regulation that is the subject of or referenced in this report.

<http://legislature.mi.gov/doc.aspx?2016-HB-5710>

<http://legislature.mi.gov/doc.aspx?2016-HB-5711>

<http://legislature.mi.gov/doc.aspx?2016-HB-5712>

<http://legislature.mi.gov/doc.aspx?2016-HB-5713>

<http://legislature.mi.gov/doc.aspx?2016-SB-1048>