



# HOUSE BILL 250: Annual Rep't Due Date/Deployed Servicemembers.

2025-2026 General Assembly

<b>Committee:</b>	House Rules, Calendar, and Operations of the House	<b>Date:</b>	April 15, 2025
<b>Introduced by:</b>	Reps. Carver, Campbell	<b>Prepared by:</b>	Bill Patterson
<b>Analysis of:</b>	Third Edition		Staff Attorney

**OVERVIEW:** *House Bill 250 would provide that for any business corporation, limited liability company, or limited liability partnership in which more than 50% of the ownership interest is held by one or more deployed members of the Armed Forces, the due date for filing the next annual report is 90 days after the end of the deployment period, or any extension of the deployment period. Covered business entities would be required to file an affidavit of deployment prior to the start date and an affidavit of extended deployment within 180 days after the end date of the original deployment. There would be no fee for filing affidavits of deployment or extended deployment.*

**CURRENT LAW:** An annual report is required to be filed with the Secretary of State by domestic corporations and foreign corporations authorized to do business in this State, limited liability companies (LLCs) and foreign LLCs, and registered and foreign limited liability partnerships (LLPs). The Secretary of State is authorized to administratively dissolve any of these business entities for delinquency in meeting its statutory requirements, including failing to file its annual report when due.

**BILL ANALYSIS:** Sections 1, 2, and 3 of the bill would amend Chapter 55 (Business Corporation Act), Chapter 57D (Limited Liability Company Act), and Article 3B (Registered Limited Liability Partnerships) of Chapter 59 (Partnerships) of the General Statutes, respectively, to provide as follows:

- For purposes of these provisions, "Armed Forces" would mean the United States Air Force, Army, Coast Guard, Marine Corps, Navy, or Space Force, or any reserve component of the foregoing, and "deployed member" would mean a member of the Armed forces who is removed from his or her county of residence under an official order for a deployment period ending on or after the ninetieth day preceding the due date of the entity's annual report.
- If more than 50% of the ownership interest of a business entity is owned by one or more deployed members of the Armed Forces, the due date for its next annual report would be 90 days after the end of the deployment period, or if the deployment is extended, the due date would be 90 days after the end date of the extended deployment.
- Prior to the start of the deployment, the business entity would be required to file an affidavit of deployment by the deployed member with the Secretary of State containing the following information:
  - The full name of the deployed member.
  - The business entity's name and the jurisdiction in which it was organized.
  - The deployed member's current percentage ownership interest in the entity.
  - The start and end dates of the deployment.

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- A statement either certifying that no information contained in the most recently filed annual report has changed or setting forth the updated information.
- If the deployment is extended beyond the end date stated in the affidavit of deployment, the business entity would be required to file an affidavit of extended deployment by an authorized representative with the Secretary of State containing the following information:
  - The affiant's title or position in the business entity.
  - The full name of the deployed member.
  - The business entity's name and the jurisdiction in which it was organized.
  - The deployed member's current percentage ownership interest in the entity.
  - The end date of the extended deployment.
  - A statement either certifying that no information contained in the most recently filed annual report has changed or setting forth the updated information.
- For a business entity subject to these provisions, the grounds for administrative dissolution would apply only if the period of delinquency is at least 180 days past the end of the deployment period stated in the affidavit of deployment filed with the Secretary of State.
- Filing fees would be waived for filing the required affidavit of deployment and affidavit of extended deployment.

**Section 4** would exempt from disclosure under the public records laws any information contained in an affidavit of deployment or affidavit of extended deployment filed with the Secretary of State.

**Section 5** would direct the Secretary of State to make available any forms needed for the affidavit of deployment or affidavit of extended deployment and to take any other action necessary to allow business entities to begin filing pursuant to this act on October 1, 2025.

**EFFECTIVE DATE:** Sections 1 through 4 of this act would become effective October 1, 2025. The remainder of the act would become effective when it becomes law.