

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015

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SENATE DRS25026-MD-13 (12/11)

Short Title: Include No. Veterans Employed/Annual Report. (Public)

Sponsors: Senators Brown and Meredith (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE THAT INFORMATION ABOUT THE NUMBER OF VETERANS
3 EMPLOYED BY A CORPORATION OR A LIMITED LIABILITY COMPANY BE
4 INCLUDED IN ANNUAL REPORTS SUBMITTED BY THOSE CORPORATIONS.

5 The General Assembly of North Carolina enacts:

6 SECTION 1. G.S. 55-16-22 reads as rewritten:
7 "§ 55-16-22. Annual report.

8 ...
9 (a3) The annual report required by this section shall be in a form jointly prescribed by
10 the Secretary of Revenue and the Secretary of State. The Secretary of Revenue shall provide
11 the form needed to file an annual report. The Secretary of State shall prescribe the form needed
12 to file an annual report electronically and shall provide this form by electronic means. The
13 annual report shall set forth all of the following:

- 14 (1) The name of the corporation and the state or country under whose law it is
15 incorporated.
16 (2) The street address, and the mailing address if different from the street
17 address, of the registered office, the county in which its registered office is
18 located, and the name of its registered agent at that office in this State, and a
19 statement of any change of such registered office or registered agent, or
20 both.
21 (3) The address and telephone number of its principal office.
22 (4) The names, titles, and business addresses of its principal officers.
23 (4a) Repealed by Session Laws 1997-475, s. 6.1, effective January 1, 1998.
24 (5) A brief description of the nature of its business.
25 (6) The number of full-time equivalent employees employed by the corporation
26 during the period covered by the report who are veterans, as that term is
27 defined in G.S. 165-3.

28 If the information contained in the most recently filed annual report has not changed, a
29 certification to that effect may be made instead of setting forth the information required by
30 subdivisions (2) through (5) of this subsection."

31 SECTION 2. G.S. 57D-2-24(a) reads as rewritten:
32 "§ 57D-2-24. Annual report for Secretary of State.

33 (a) Excluding professional limited liability companies governed by G.S. 57D-2-02,
34 each LLC and each foreign LLC authorized to transact business in this State must deliver to the
35 Secretary of State for filing annual reports on a form prescribed by, and in the manner required
36 by, the Secretary of State and as otherwise provided in subsection (b) of this section. Each



1 annual report must specify the year for which the report applies and provide the information
2 required by this subsection. The information must be current as of the date the limited liability
3 company completes the report. If the information in the limited liability company's most recent
4 annual report has not changed, the limited liability company may certify in its annual report
5 that the information has not changed in lieu of restating the information.

6 The following information must be included in each annual report:

- 7 (1) The name of the limited liability company and, in the case of a foreign LLC,
8 any different name that the foreign LLC is authorized under Article 3 of
9 Chapter 55D of the General Statutes to use to transact business in this State,
10 as provided in the foreign LLC's certificate of authority.
- 11 (2) In the case of a foreign LLC, the name of the jurisdiction under whose law
12 the foreign LLC is organized.
- 13 (3) The street address, and the mailing address if different from the street
14 address, of the limited liability company's registered office in the State, the
15 county in which the registered office is located, the name of its registered
16 agent at that office, and a statement of any change of the registered office or
17 registered agent.
- 18 (4) The address and telephone number of its principal office.
- 19 (5) The names, titles, and business addresses of the limited liability company's
20 principal company officials.
- 21 (6) A brief description of the nature of its business.
- 22 (7) The number of full-time equivalent employees employed by the limited
23 liability company during the period covered by the report who are veterans,
24 as that term is defined in G.S. 165-3."

25 **SECTION 3.** Part 5 of Article 1 of Chapter 55 of the General Statutes is amended
26 by adding a new section to read:

27 "**§ 55-1-51. Publication of information about the employment of military veterans by**
28 **North Carolina employers.**

29 Using the information reported pursuant to G.S. 55-16-22(a3)(6) and G.S. 57D-2-24(a)(7),
30 the Secretary of State shall compile summary information about the number of veterans
31 employed in this State by corporations and limited liability companies and shall annually
32 publish that information on its Web site no later than June 1."

33 **SECTION 4.** This act becomes effective October 1, 2015, and applies to annual
34 reports submitted on or after that date.