

# SENATE BILL No. 1318

September 25, 2012, Introduced by Senators SCHUITMAKER and JONES and referred to the Committee on Judiciary.

A bill to amend 1907 PA 101, entitled

"An act to regulate the carrying on of business under an assumed or fictitious name,"

by amending section 4 (MCL 445.4), as amended by 1990 PA 111.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 4. (1) The certificate referred to in section 1, ~~in the~~  
2 ~~ease of~~ **FOR** any person **THAT IS** named in the certificate ~~other than~~  
3 **AND IS NOT** an individual, shall state the nature of the entity; the  
4 statutory law, if any, under which it was organized; the place and  
5 the date of filing with any governmental authority, identifying it,  
6 of any documents, describing them, required to be filed in order to  
7 accomplish or complete the organization of the entity and to  
8 entitle it to operate or transact business under the laws of this  
9 state and, if organized elsewhere, of the state or country where  
10 organized; ~~and,~~ if **THE PERSON IS** a fiduciary, the date of the last

1 will and testament or trust agreement and the court, place, and  
2 date of admission to probate of the will or the names and addresses  
3 of the parties to the trust agreement, and the name and address of  
4 each fiduciary; and, if **THE PERSON IS** a partnership, the name and  
5 address of each general partner.

6 (2) This act ~~shall in no way~~ **DOES NOT** affect or apply to any  
7 corporation or limited partnership organized under the laws of this  
8 state, or to any corporation or limited partnership organized under  
9 the laws of any other state and lawfully doing business in the  
10 state. ~~, except as otherwise provided by the professional service  
11 corporation act, Act No. 192 of the Public Acts of 1962, as  
12 amended, being sections 450.221 to 450.235 of the Michigan Compiled  
13 Laws.~~

14 Enacting section 1. This amendatory act does not take effect  
15 unless Senate Bill No. 1320

16 of the 96th Legislature is enacted into law.