

1 (a) A narrative description of the ways in which the benefit
2 corporation pursued the corporation's general public benefit
3 purpose during the year and the extent to which general public
4 benefit was created.

5 (b) A narrative description of the ways in which the benefit
6 corporation pursued any specific public benefit included in the
7 purposes of the corporation in the articles of incorporation and
8 the extent to which that specific public benefit was created.

9 (c) A narrative description of any circumstances that have
10 hindered the creation by the benefit corporation of general public
11 benefit or a specific public benefit described in subdivision (a)
12 or (b).

13 (d) The process and rationale for selecting or changing the
14 third-party standard used to prepare the benefit report.

15 (e) An assessment of the overall social and environmental
16 performance of the benefit corporation that meets 1 of the
17 following:

18 (i) Is prepared in accordance with a third-party standard
19 applied consistently with any application of that standard in
20 previous benefit reports.

21 (ii) If the assessment is prepared by applying a third-party
22 standard in a manner inconsistent with that standard as applied in
23 previous benefit reports, is accompanied by an explanation of the
24 reasons for the inconsistent application of the standard applied.

25 (f) The compensation paid by the benefit corporation during
26 the year to each director in his or her capacity as a director.

27 (g) A statement of any connection between the organization
28 that developed the third-party standard, or its directors,
29 officers, or material owners, and the benefit corporation, or its



1 directors, officers, or material owners, including any financial or
2 governance relationship that might materially affect the
3 credibility of the objective assessment of the third-party
4 standard.

5 (2) A benefit corporation is not required to use a third party
6 to perform, audit, or certify an assessment included in an annual
7 benefit report under subsection (1) (e).

8 (3) A benefit corporation shall distribute to each shareholder
9 a copy of the annual benefit report, either within 120 days
10 following the end of the fiscal year of the benefit corporation or
11 at the same time that the benefit corporation distributes any other
12 annual report to its shareholders. The benefit corporation may
13 distribute the annual benefit report to a shareholder
14 electronically, either by electronic transmission of the report or
15 by making the report available for electronic transmission. If the
16 report is distributed electronically under this subsection, the
17 corporation shall provide the report in written form to a
18 shareholder on request.

19 (4) A benefit corporation shall post its most recent annual
20 benefit report on the public portion of its internet website, if
21 any, but the corporation may omit the compensation paid to
22 directors and any financial or proprietary information included in
23 the benefit report from the benefit report posted on its website.

24 (5) If a benefit corporation does not have an internet
25 website, the benefit corporation shall provide a copy of its most
26 recent annual benefit report, without charge, to a person that
27 requests a copy, but the benefit corporation may omit the amount of
28 compensation paid to directors and any financial or proprietary
29 information included in the benefit report from the benefit report



1 provided to the person.

2 (6) A benefit corporation shall include its annual benefit
3 report with the report it is required to file with the
4 administrator under section 911, but the corporation may omit the
5 amount of compensation paid to directors and any financial or
6 proprietary information included in the benefit report from the
7 benefit report filed with the administrator.

8 Enacting section 1. This amendatory act takes effect 90 days
9 after the date it is enacted into law.

10 Enacting section 2. This amendatory act does not take effect
11 unless all of the following bills of the 100th Legislature are
12 enacted into law:

13 (a) Senate Bill No. ____ or House Bill No. 6309 (request no.
14 00862'19).

15 (b) Senate Bill No. ____ or House Bill No. 6311 (request no.
16 00863'19).

17 (c) Senate Bill No. ____ or House Bill No. 6312 (request no.
18 00864'19).

