

SESSION OF 2008

SUPPLEMENTAL NOTE ON SENATE BILL NO. 448

As Recommended by Senate Committee on
Judiciary

Brief*

SB 448 would create new law to apply the Kansas General Corporation Code to cooperative associations such as cooperative societies, electric cooperatives and renewable energy electric cooperatives.

Background

The proponent of the bill included Melissa A. Wangemann, Legal Counsel and Deputy Assistant Secretary of State. Ms. Wangemann testified that, without this bill, cooperatives have no authority to file corrections or restated articles of incorporations with the Secretary of State's Office. Additionally, these cooperatives have no authority to file a certificate of reinstatement, a document that reinstates the entity after forfeiture. Cooperative societies also cannot participate in mergers without the reference to the General Corporate Code which this bill creates.

There was no testimony in opposition to the bill.

The fiscal note from the Division of Budget states the passage of this bill would have negligible effect on the Secretary of State's Office which could be handled within existing resources. The Office of Judicial Administration states that passage of this bill would have no fiscal effect on its operations.

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>