

ARTICLE II. DOMESTIC CORPORATION MATTERS

Table with 2 columns: Chap. and Sec. listing various corporation types and their corresponding section numbers.

CHAPTER 21. DOMESTICATION OF ASSOCIATIONS

GENERAL

- List of sections 21.1 through 21.7 with descriptions: Domestication of qualified foreign business and nonprofit corporations, Domestication of alien associations, Contingent domestication of certain alien associations, Confidential status of contingent domestication, Effect of filing statement of consummation of domestication, Execution, Annual renewal.

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- 21.51. Official forms.

GENERAL

§ 21.1. Domestication of qualified foreign business and nonprofit corporations.

Section 4161 of the BCL and section 6161 of the NPCL (relating to domestication) provide that:

- (1) A qualified foreign business corporation may become a domestic business corporation by filing in the Department Form DSCB:15-4161/6161 (Articles of Domestication-Foreign Corporation).

(2) A qualified foreign nonprofit corporation may become a domestic nonprofit corporation by filing in the Department Form DSCB:15-4161/6161.

Source

The provisions of this § 21.1 adopted April 17, 1992, effective April 18, 1992, 22 Pa.B. 1993.

§ 21.2. Domestication of alien associations.

Section 161 of the code (relating to domestication of certain alien associations) provides that an alien incorporated organization, private law corporation, whether or not organized for business purposes, public law corporation, partnership, proprietorship, joint venture, foundation, trust, association or similar organization or entity, except an entity which is entitled to file a Form DSCB:15-4161/6161 (Articles of Domestication-Foreign Corporation), may become domesticated in this Commonwealth by filing in the Department Form DSCB:15-161 (Statement of Domestication).

Source

The provisions of this § 21.2 adopted April 17, 1992, effective April 18, 1992, 22 Pa.B. 1993.

§ 21.3. Contingent domestication of certain alien associations.

Section 162(a) of the code (relating to contingent domestication of certain foreign associations) provides that a foreign incorporated organization, private law corporation, whether or not organized for business purposes, public law corporation, partnership, proprietorship, joint venture, foundation, trust, association or similar organization or entity, except an entity governed by the laws of the United States, a state, Puerto Rico or a possession or territory of the United States, may become a contingent domestic association under the laws of the Commonwealth by filing in the Department Form DSCB:15-162A (Statement of Contingent Domestication-Foreign Business Corporation), Form DSCB:15-162B (Statement of Contingent Domestication-Foreign Nonprofit Corporation) or Form DSCB:15-162C (Statement of Contingent Domestication-Other), as appropriate.

Source

The provisions of this § 21.3 adopted April 17, 1992, effective April 18, 1992, 22 Pa.B. 1993.

§ 21.4. Confidential status of contingent domestication.

Form DSCB:15-162A (Statement of Contingent Domestication—Foreign Business Corporation), Form DSCB:15-162B (Statement of Contingent Domestication—Foreign Nonprofit Corporation) or Form DSCB:15-162C (Statement of Contingent Domestication—Other) and papers and information relating thereto are confidential and not available for public inspection until the entity files in the Department Form DSCB:15-162D (Statement of Consummation of Domestication).

Source

The provisions of this § 21.4 adopted April 17, 1992, effective April 18, 1992, 22 Pa.B. 1993.

§ 21.5. Effect of filing statement of consummation of domestication.

Section 162(c) of the code (relating to contingent domestication of certain foreign associations) provides that upon the filing of Form DSCB:15-162D (Statement of Consummation of Domestication), and until the filing by the entity in the Department of Form DSCB:15-162E (Statement of Termination of Domestication), the entity has the same status under the laws of the Commonwealth as if it had filed in the Department Form DSCB:15-4161/6161 (Articles of Domestication-Foreign Corporation).

Source

The provisions of this § 21.5 adopted April 17, 1992, effective April 18, 1992, 22 Pa.B. 1993.

§ 21.6. Execution.

A document filed under section 162 of the code (relating to contingent domestication of certain foreign associations) shall be signed by an authorized person.

Source

The provisions of this § 21.6 adopted April 17, 1992, effective April 18, 1992, 22 Pa.B. 1993.

§ 21.7. Annual renewal.

Section 162(h) of the code (relating to contingent domestication of certain foreign associations), provides that a statement of contingent domestication expires at the end of the calendar year in which filed unless the entity between October 1 and December 31 of each year files in the Department Form DSCB:15-162F (Application for Renewal of Contingent or Temporary Domestication Status), which extends the availability or applicability of the contingent domestication, including temporary domiciliary status, during the following year.

Source

The provisions of this § 21.7 adopted April 17, 1992, effective April 18, 1992, 22 Pa.B. 1993.

FORMS**§ 21.51. Official forms.**

The following official forms have been promulgated under this chapter and appear in Appendix A:

Form DSCB:15-161 (Statement of Domestication).

Form DSCB:15-162A (Statement of Contingent Domestication-Foreign Business Corporation).

Form DSCB:15-162B (Statement for Contingent Domestication-Foreign Nonprofit Corporation).

Form DSCB:15-162C (Statement of Contingent Domestication-Other).
Form DSCB:15-162D (Statement of Consummation of Domestication).
Form DSCB:15-162E (Statement of Termination of Domestication).
Form DSCB:15-162F (Application for Renewal of Contingent or Temporary Domestication Status).
Form DSCB:15-4161/6161 (Articles of Domestication-Foreign Corporation).

Source

The provisions of this § 21.51 adopted April 17, 1992, effective April 18, 1992, 22 Pa.B. 1993.

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