

§ 55A-16-22.1. (Effective January 1, 2027) Annual report to the Secretary of State.

(a) Each domestic corporation and each foreign corporation authorized to conduct affairs in this State shall submit an annual report to the Secretary of State, in paper or electronic form as prescribed by the Secretary of State, that sets forth all of the following:

- (1) The name of the corporation and the state or country under whose law it is incorporated.
- (2) The street address, and the mailing address if different from the street address, of the registered office in this State, the county in which the registered office is located, the name and email address of its registered agent at that office, and a statement of any change of the registered office or registered agent.
- (3) The address and telephone number of its principal office.
- (4) The names, titles, and business street addresses of its principal officers and the name, mailing address, email address, and telephone number of an individual who is authorized to provide information regarding persons with the authority to bind the corporation.
- (5) A brief description of the nature of its activities.
- (6) An email address for the corporation, if different from the email address provided under subdivision (2) of this subsection.

(b) The information in the annual report shall be current as of the date the annual report is submitted on behalf of the corporation.

(c) The corporation shall submit an annual report to the Secretary of State by November 15 of each year following (i), in the case of a domestic corporation, the calendar year in which the corporation was formed or (ii), in the case a foreign corporation, the calendar year in which the Secretary of State issued to the foreign corporation a certificate of authority to conduct affairs in this State. An annual report is due each year until (i), in the case of a domestic corporation, the effective date of a voluntary or judicial dissolution or (ii), in the case of a foreign corporation, the effective date of a certificate of withdrawal or revocation of a certificate of authority.

(d) If an annual report does not contain the information required by this section, the Secretary of State shall promptly notify the reporting corporation in writing and return the report to it for correction. If the report is corrected to contain the information required by this section and submitted to the Secretary of State within 30 days after the notice, the report shall be deemed to be timely submitted.

(e) Amendments to any previously filed annual report may be submitted for filing to the Secretary of State at any time for the purpose of correcting, updating, or augmenting the information contained in the annual report.

(f) If the Secretary of State does not receive an annual report within 60 days after the date the report is due, the Secretary of State may presume that the annual report is delinquent. This presumption may be rebutted by evidence of submission presented by the filing corporation.

(g) The Secretary of State may provide by email any notice or form required under this section if the submitting domestic or foreign corporation to be notified has consented to receiving notices and forms via email and has provided the Secretary of State an email address for receiving the notices or forms. Any email address provided by a submitting corporation in accordance with this section is confidential information and is not a public record under Chapter 132 of the General Statutes.

(h) A domestic or foreign corporation shall be deemed to have filed the annual report required by this section if all of the following have occurred:

- (1) The corporation is a charitable organization or sponsor that is licensed under Article 2 of Chapter 131F of the General Statutes.

- (2) The corporation applies for the license electronically in a form prescribed by the Secretary and provides additional information in that application that is required for the annual report in this section.
- (3) The corporation is licensed on the annual report due date. (2026-52, s. 2(a).)