

STATE OF NEW YORK

10336

IN ASSEMBLY

April 10, 2018

Introduced by M. of A. PAULIN, COOK, MONTESANO, BARRON, GUNTHER, JAFFEE, MAGNARELLI, RIVERA, ERRIGO -- Multi-Sponsored by -- M. of A. CROUCH, LAWRENCE -- read once and referred to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the not-for-profit corporation law, in relation to requiring that no corporation have a membership of fewer than three persons

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Paragraph (a) of section 601 of the not-for-profit corpo-
2 ration law, as amended by chapter 549 of the laws of 2013, is amended to
3 read as follows:

4 (a) A corporation shall have one or more classes of members, or, in
5 the case of a charitable corporation, may have no members, in which case
6 any such provision for classes of members or for no members shall be set
7 forth in the certificate of incorporation or the by-laws. Corporations,
8 joint-stock associations, unincorporated associations and partnerships,
9 as well as any other person without limitation, may be members, provided
10 however, that effective July first, two thousand nineteen, no corpo-
11 ration shall have a membership comprised of fewer than three persons or,
12 if the sole member, a corporation, joint-stock association, unincorpo-
13 rated association and partnership owned or controlled by fewer than
14 three persons.

15 § 2. This act shall take effect immediately.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[-] is old law to be omitted.

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