

Topic: LLC Member/Manager Disclosure

Question by: Cathy Beaudoin

Jurisdiction: Maine

Date: 01 March 2011

Jurisdiction	Question(s)		
	<b>Does your jurisdiction require the names of the members or managers on the annual report?</b>	<b>If they are not required to disclose the names of the members or managers on the annual report, are they required to disclose this information to your office by any other means?</b>	<b>If they are required to disclose members or managers to your office, is this public information? Is there a fee to obtain this information?</b>
<b>Manitoba</b>			
<b>Corporations Canada</b>			
<b>Alabama</b>			
<b>Alaska</b>			
<b>Arizona</b>			
<b>Arkansas</b>			
<b>California</b>	Our statement of information (aka annual report - well, biennial in California) for LLC's asks for the names and address of the managers, or, if none, the names and addresses of each member.	N/A (see [left])	It is public record, but due to automation constraints at this time, customers must purchase a copy of the filed document (\$1 for the first page, \$.50 for each attached page). We are planning to make this information available online in the future.
<b>Colorado</b>	No	No	N/A
<b>Connecticut</b>			
<b>Delaware</b>			
<b>District of Columbia</b>	Yes, on bi-annual report.	N/A	Yes, it is a public information. There is a fee to get certified copy of report but anyone can call to get this info for free.

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<b>Florida</b>	The names of the manager(s) or the managing member(s), if member managed, are required to be listed on the Annual Report.	N/A	Manager(s) and Managing Member(s) are available on our website as public information at no charge.
<b>Georgia</b>			
<b>Hawaii</b>	Yes on the annual report and on the initial registration document.	[no entry]	Yes. No. On our website, you can view the names of officers, members/managers and partners.
<b>Idaho</b>			
<b>Illinois</b>	Yes, upon filing you must declare management type, Manager or Member and the name and address.	They are required to update information in their annual report.	Yes. No.
<b>Indiana</b>	No	No	N/A
<b>Iowa</b>			
<b>Kansas</b>	Kansas requires any member owning 5% or more of the capital in the LLC to be identified on the annual report.	N/A	Yes, this is public information. The fee is \$1/page for plain copies of filed documents. Certified copies are \$15 plus \$1/page. Next year we plan to offer free plain copies online.
<b>Kentucky</b>			
<b>Louisiana</b>	Yes.	N/A	Yes, they may review the information for free on our website or pay to obtain a certified copy of the document(s).
<b>Maine</b>			
<b>Maryland</b>			
<b>Massachusetts</b>			

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<b>Michigan</b>	No.	No.	NA
<b>Minnesota</b>	<p>The current version of the Revised Uniform LLC Act (which, btw, is the basis for the pending Utah legislation) does not require disclosure of members or managers. However, the current draft of what we affectionately call HULLCA (Harmonized Uniform ..... ) requires the disclosure of one member or manager in the annual or biennial report. This provision is thought by some to be responsive to the Senate and Justice Department's desire to have available the names of all beneficial owners of all non-public business entities.</p>		
<b>Mississippi</b>			
<b>Missouri</b>	<p>Missouri does not require an annual report, but members or managers are not recorded in the SOS.</p>	No	N/A
<b>Montana</b>	<p>If the LLC is managed by managers, the managers must be provided. If the LLC is managed by members, the members must be provided.</p>	N/A	<p>When the members or managers are provided, it is public information. There is a fee to obtain the information online. If the customer does not request the information online, a copy of the last annual report will be provided for a \$10.00 fee</p>
<b>Nebraska</b>			

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Nevada	Yes.	N/A	The information contained in the annual list is public information. This information is available free-of-charge on our free entity search on our website at <a href="http://www.nvsos.gov">http://www.nvsos.gov</a> . There is a fee for a copy of a document on file
New Hampshire	Yes, however, only one member/manager is required for filing purposes.	No other means is required.	Yes, is public information.
New Jersey			
New Mexico			
New York			
North Carolina	Yes, however, only one member/manager is required for filing purposes.	No other means is required.	Yes, is public information.
North Dakota			
Ohio	Ohio does not have an annual report for limited liability companies.	A LLC does not have to disclose the name of the members or managers at anytime to our office.	If they supply this information, then it is a public record, and viewable by the public on our website. No fee is required to obtain the information.
Oklahoma	NO	NO	[no entry]
Oregon			
Pennsylvania			
Rhode Island	Member information is not required; however, we do record the names and addresses of managers.	Members information is not required at anytime.	N/A
South Carolina			
South Dakota			
Tennessee			

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<b>Texas</b>			
<b>Utah</b>	<p>Currently: member managed - members disclosed.*</p>	<p>Also required in articles of organization: managers for manager managed, members for member managed.</p>	<p>Online there is a fee to see this info even though it is public info.</p>
<b>Vermont</b>			
<b>Virginia</b>	<p>LLCs do not file an annual report in Virginia.</p>	<p>LLCs are not required to disclose member or manager information, but we sometimes collect such information when they list the qualification of an individual who is to serve as the registered agent, or when we receive articles of amendment, articles of merger or a statement of change of registered agent/office signed by a member or manager.</p>	<p>Disclosed information becomes public information. Registered agent information, including qualification, is available online. LLC documents are not available online, except for registered agent change forms that were filed online. Plain (uncertified) copies can be obtained at a cost of \$0.50 per page. Filed documents can be inspected at no cost by visiting our office.</p>
<b>Washington</b>	<p>YES</p>	<p>N/A</p>	<p>YES, THE INFORMATION IS PUBLIC AND WE POST IT ON OUR WEB SITE. IF SOMEONE WISHES TO PURCHASE AN ANNUAL REPORT, THE FEE IS \$5.</p>
<b>West Virginia</b>			
<b>Wisconsin</b>			
<b>Wyoming</b>			

**Additional comments:**

\* Utah's answers [above]: (by the way, there is a bill before the legislature that will no longer require the disclosure of members or managers).

Per MN: The current version of the Revised Uniform LLC Act (which, btw, is the basis for the pending Utah legislation) does not require disclosure of members or managers. However, the current draft of what we affectionately call HULLCA (Harmonized Uniform ..... ) requires the disclosure of one member or manager in the annual or biennial report. This provision is thought by some to be responsive to the Senate and Justice Department's desire to have available the names of all beneficial owners of all non-public business entities.

**Full text of email:**

I am looking for some information regarding the disclosure of members or managers for a LLC.

1. Does your jurisdiction require the names of the members or managers on the annual report?
2. If they are not required to disclose the names of the members or managers on the annual report, are they required to disclose this information to your office by any other means?
3. If they are required to disclose members or managers to your office, is this public information? Is there a fee to obtain this information?

Thanks everyone!

**Cathy Beaudoin**

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