

Topic: Certificates of Good Standing and the country of India  
 Question by: Regina Goff  
 Jurisdiction: Kansas  
 Date: May 28, 2013

Jurisdiction	Question(s)
	How do other jurisdictions, which require certificates of good standing for foreign entities, handle filings from entities based in India?
<b>Manitoba</b>	
<b>Corporations Canada</b>	
<b>Alabama</b>	
<b>Alaska</b>	
<b>Arizona</b>	
<b>Arkansas</b>	
<b>California</b>	
<b>Colorado</b>	
<b>Connecticut</b>	
<b>Delaware</b>	
<b>District of Columbia</b>	
<b>Florida</b>	
<b>Georgia</b>	
<b>Hawaii</b>	In Hawaii, we also rely on India's Ministry of Corporate Affairs, the Registrar of Companies. We receive the Certificate of Incorporation or certified copy from one of the Registrars from the state or region that they are registered in.
<b>Idaho</b>	
<b>Illinois</b>	
<b>Indiana</b>	

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Iowa	
Kansas	
Kentucky	
Louisiana	Louisiana is the same as Hawaii.
Maine	
Maryland	
Massachusetts	
Michigan	In Michigan, depending on the province we have received Certificates of Incorporation from the Registrar of Companies or the Chamber of Commerce that indicate when the entity was formed, under what act, the name and location of the entity and a statement that “it is validly in existence” as of the current date. There have been some inconsistencies in format.
Minnesota	
Mississippi	
Missouri	
Montana	<p>In Montana, dealing with foreign countries we use a certificate from the governing authority that oversees corporations within that country.</p> <p>That could be a minister of finance or secretary of commerce, securities and finance commission, or whatever name they use, but what we require is simply something issued by their governing authority that states the company is registered and active/good standing/in compliance in that country.</p> <p>From India, we have received certificates from the Ministry of Corporate Affairs, Registrar of Companies, and that certificate meets our requirements.</p>
Nebraska	
Nevada	<p>Nevada is same as Hawaii.</p> <p>However, I must add that if our legislation is signed by the governor, we will no longer require a certificate of good standing but instead require a declaration stating the jurisdiction of creation and that they are in good-standing in that jurisdiction.</p>
New Hampshire	New Hampshire has received certificates from the Ministry of Corporate Affairs, Registrar of Companies, also.
New Jersey	

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<b>New Mexico</b>	
<b>New York</b>	
<b>North Carolina</b>	
<b>North Dakota</b>	
<b>Ohio</b>	
<b>Oklahoma</b>	
<b>Oregon</b>	In the old days, we used to take those letters because they really couldn't furnish us with a certificate. Sometimes, they would send us a certificate of incorporation instead. Now, we go to their online database <a href="http://www.mca.gov.in">www.mca.gov.in</a> and use it. However, this morning I'm having trouble connecting, so I'm not sure that resource is still available.
<b>Pennsylvania</b>	
<b>Rhode Island</b>	
<b>South Carolina</b>	
<b>South Dakota</b>	
<b>Tennessee</b>	
<b>Texas</b>	
<b>Utah</b>	
<b>Vermont</b>	
<b>Virginia</b>	
<b>Washington</b>	For India specific, we rely on the certificate of incorporation or a confirmation letter similar to the attached.  In general foreign registrations are based on the Certificate of Existence or similar import. Similar import is usually some type of confirmation from the governing authority of the home country when certificates aren't used.
<b>West Virginia</b>	
<b>Wisconsin</b>	
<b>Wyoming</b>	

**Additional comments:**

**Full text of email:**

Our office received a foreign for profit corporation application from a company in India. The filing included a letter explaining that India does not issue certificates of good standing. Attached to the application instead was a letter from an accounting company in Mumbai attesting to the existence of the company.

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