

Topic: Interrogatories
 Question by: Rebecca Longfellow
 Jurisdiction: Indiana
 Date: December 2, 2013

Jurisdiction	Question(s)
	<p>Indiana is looking to amend our statutes to give the SOS the authority to send interrogatories. We currently have no authority to do so. I am interested in hearing from any offices that have statute that provides the SOS to send interrogatories. Please include a citation or a copy of the language in your response. If you do not have statutory authority there is no need to respond.</p> <p>I am also curious what statutory language / policy you have (if any) regarding what you can do based on the response or failure to respond. Are any of you inserting an administrative filing into the entity's history based on answers? Are any filings removed based on failure to respond? Etc.</p>
Manitoba	
Corporations Canada	
Alabama	
Alaska	
Arizona	<p>At the Corporation Commission in Arizona, we do have the power to send interrogs and a failure to answer can result in administrative dissolution. The statutes for corps and LLCs are virtually identical. Here are links to corp statutes:</p> <p>http://azleg.gov/FormatDocument.asp?inDoc=/ars/10/01633.htm&Title=10&DocType=ARS [power to issue interrogs]</p> <p>http://azleg.gov/FormatDocument.asp?inDoc=/ars/10/01420.htm&Title=10&DocType=ARS [see paragraph 10 re: interrogs]</p>
Arkansas	
California	
Colorado	
Connecticut	
Delaware	
District of Columbia	

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Florida	
Georgia	
Hawaii	
Idaho	
Illinois	
Indiana	
Iowa	
Kansas	
Kentucky	
Louisiana	
Maine	
Maryland	
Massachusetts	
Michigan	
Minnesota	
Mississippi	
Missouri	
Montana	
Nebraska	

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Nevada	<p>Nevada has interrogatory authority in the course of investigating entities doing business in Nevada without filing and maintaining required documents. It also has the authority to issue interrogatories in the course of a criminal investigation when requested by law enforcement.</p> <p>http://www.leg.state.nv.us/NRS/NRS-078.html#NRS078Sec047</p> <p>http://www.leg.state.nv.us/NRS/NRS-078.html#NRS078Sec152</p>
New Hampshire	
New Jersey	
New Mexico	
New York	
North Carolina	<p>North Carolina does have statutory authority to send interrogatories. The failure to respond is also grounds for administrative dissolution.</p> <p>Here is a link to business corporation statute. http://ncleg.net/EnactedLegislation/Statutes/PDF/BySection/Chapter_55/GS_55-1-31.pdf</p>
North Dakota	
Ohio	
Oklahoma	
Oregon	
Pennsylvania	
Rhode Island	
South Carolina	
South Dakota	

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Tennessee	
Texas	
Utah	
Vermont	
Virginia	
Washington	<p>Washington Office of Secretary of State has interrogatory power under current nonprofit law only. See RCW 24.03.430, 435, and 440 at http://apps.leg.wa.gov/rcw/default.aspx?cite=24.03 .</p> <p>Our Attorney General has advised against using this interrogatory power and we have complied for the six years that I have been here. The language is vague and causes more problems that solutions. It is being removed from new nonprofit law scheduled for implementation in 2015.</p>
West Virginia	
Wisconsin	
Wyoming	

Additional comments:

Full text of email:

All,

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Thank you for your responses!

Rebecca Longfellow
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Indiana Secretary of State Connie Lawson
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