

# New York State Department of Corporations Biennial Statements

Effective October 1, 2012, The New York Department of Corporations will no longer mail a paper Biennial Statement for Corporations or Limited Liability Companies formed after September 27, 2012.

The filing receipts will have below instructions to enter email address to where future Biennial Statements are to be emailed too.

## **Corporation:**

The Corporation is required to file a Biennial Statement with the Department of State every two years pursuant to Business Corporation Law Section 408. Notification that the biennial statement is due will only be made via email. Please go to [www.email.ebiennial.sos.ny.gov](http://www.email.ebiennial.sos.ny.gov) to provide an email address to receive an email notification when the Biennial Statement is due.

## **Limited Liability Company:**

The limited liability company is required to file a Biennial Statement with the Department of State every two years pursuant to Limited Liability Company Law Section 301. Notification that the biennial statement is due will only be made via email. Please go to [www.email.ebiennial.sos.ny.gov](http://www.email.ebiennial.sos.ny.gov) to provide an email address to receive an email notification when the Biennial Statement is due.

## **Penalty to Corporations for failure to file:**

Section 409 of the Business Corporation Law:

Each corporation which has failed to file its statement within thirty days shall be shown to be past due on the records of the department of state.

Each corporation which has failed to file its statement for two years shall be shown to be delinquent on the records of the department of state sixty days after a notice of delinquency has been mailed to the last known address of such corporation. Such delinquency shall be removed from the records of the department of state upon the filing of the current statement, and the payment of a fine of two hundred fifty dollars.

*For assistance with your corporate filings, or for more information on how United Corporate Services can help you manage your entities, contact us at [getanswers@unitedcorporate.com](mailto:getanswers@unitedcorporate.com) or 800-899-8648.*

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For a detailed proposal and price quote, please contact your  
Project Manager or visit us at [www.unitedcorporate.com](http://www.unitedcorporate.com)



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