



FINAL
FISCAL NOTE

Drafting Number: LLS 08-0250**Date:** May 22, 2008**Prime Sponsor(s):** Rep. Balmer
Sen. Veiga**Bill Status:** Signed into Law**Fiscal Analyst:** Harry Zeid (303-866-4753)

TITLE: CONCERNING THE AUTHORITY OF A NONPROFIT CORPORATION TO TAKE ACTION BY VOTES IN WRITING RATHER THAN AT A MEETING IN WHICH DECISION-MAKERS ARE PHYSICALLY PRESENT.

Summary of Legislation

This bill states that unless otherwise provided in the bylaws of a nonprofit corporation, the board of directors may take action by votes in writing rather than at a meeting in which the board members are physically present. Any board action, required or permitted, may be taken without a meeting so long as: (1) a notice has been transmitted in writing to each member of the board stating the action to be taken and the time by which a director must respond, and (2) each board member has either cast a vote (voting for, against, or abstaining) or has failed to demand that action not be taken without a meeting.

The Governor signed the bill into law on March 13, 2008, and the bill will take effect on August 5, 2008.

Assessment

The bill pertains to actions of boards of directors of nonprofit corporations and will not affect state or local revenue or expenditures. As such, the bill is assessed as having no fiscal impact.

Departments Contacted

Secretary of State