

STATE BAR OF MICHIGAN BUSINESS LAW SECTION

Nonprofit Corporations Committee Report September 24, 2009

1. Next Scheduled Meeting of the Committee

A meeting of the full Committee is scheduled for Wednesday, November 4, 2009 at the Dykema offices on the 23rd floor of the 400 Tower of the Renaissance Center in Detroit beginning at 4:00 p.m. Those unable to attend in person should contact Co-chair Jane Forbes for call in information. In addition, a conference call meeting of the subcommittee working to secure legislative approval of the amendments to the Nonprofit Corporation Act (the "Act") that were approved by the Council in December, 2008 is tentatively scheduled for Wednesday, October 21 at 4:30.

2. Council Approval

None.

3. Membership

The Committee is seeking active members who will assist in (i) obtaining legislative approval of the bills making technical and other changes in response to amendments made to the Act during 2008; (ii) reviewing and updating the comprehensive proposed legislation updating the Nonprofit Corporation Act; (iii) monitoring Michigan tax legislation affecting nonprofit organizations; and (iv) planning programs. Interested lawyers should contact one of the Committee Chairs.

4. Accomplishments Toward Committee Objectives

During the later part of 2008, the Committee prepared proposed bills addressing issues raised by amendments to the Act made during 2008. These bills were approved by Council at its December, 2008 meeting. The Michigan Legislative Service Bureau has converted the Committee's proposed revisions to the Act to a draft bill. This draft is being updated to reflect subsequent revisions to the Act and to the Business Corporation Act and to address other issues. In addition, a summary of the legislation and comments on its provisions are being prepared to assist the legislature in its review.

5. Meetings and Programs

See the information about the Committee meetings above.

6. Publications

The Committee provided articles for the Summer 2009 issue of *The Michigan Business Law Journal*.

7. Legislative/Judicial/Administrative Developments

The Uniform Prudent Management of Institutional Funds Act, which is discussed in an article by Jeffrey Power in the Summer 2009 issue of *The Michigan Business Law Journal*, was passed by the Legislature and signed by the Governor and took effect on September 10, 2009, PA 87 of 2009. Conforming changes to the Michigan Nonprofit Corporation were included in PA 88 of 2009.

8. Miscellaneous

None.

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