
HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 351
by Representative Broadwater

1 AMENDMENT NO. 1

2 On page 1, line 3, change "affiliated" to "a" and change "organizations" to "organization"

3 AMENDMENT NO. 2

4 On page 1, at the end of line 3, insert "to provide for an exception;"

5 AMENDMENT NO. 3

6 On page 1, line 8, change "an affiliated" to "a"

7 AMENDMENT NO. 4

8 On page 1, line 9, change "may" to "shall" and after "between" delete "the affiliated
9 organization," and insert in lieu thereof "one business organization and another"

10 AMENDMENT NO. 5

11 On page 1, line 10, delete "juridical"

12 AMENDMENT NO. 6

13 On page 1, line 11, after "organization" and before "as" delete the comma ", "
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15 AMENDMENT NO. 7

16 On page 1, between lines 11 and 12, insert the following:

17 "B. The separate juridical personalities of business organizations may not be
18 disregarded merely because:

19 (1) They control one another or are under the common control of the same
20 person.

21 (2) They have common directors, officers, members, managers, partners, or
22 employees.

23 (3) They have common offices.

24 (4) They are subject to unified administrative control.

25 (5) They utilize a centralized accounting system.

26 (6) One organization finances, incorporates, or organizes another.

27 (7) One organization makes properly-documented payments on behalf of
28 another or makes properly-documented use of the property of another.

29 (8) The employees of one organization provide properly-documented
30 services for another.

31 (9) One organization receives no business other than that given to it by
32 another."

33 AMENDMENT NO. 8

34 On page 1, line 12, change "B." to "C."

35 AMENDMENT NO. 9

36 On page 1, after line 16, insert the following:

1 "D. This Section shall not affect any law or administrative rule that permits
2 or requires a group of business organizations to be consolidated, unified, or
3 disregarded for the purposes provided in such law or administrative rule."