

**Business Law Survey Commission Meeting**  
**April 14, 2021**  
**Remote Meeting via Conference Call**

**MINUTES**

Meeting called to order by Chairman Becker at 1:35 PM EST.

**Members Attending via Conference Call:** Alan Becker – Chairman, Janet Monroe - Vice Chair, Michael Deam, Steve Fivel, Stuart Gutwein, Jeffery Knight, Joseph Montel, Frank Sullivan, Edward Thomas, Richard Thrapp

**Members not in Attendance:** Matt Will

**Others Present:** Rebecca Longfellow, Jacob Bradshaw

**Approval of Minutes:**

- Minutes from October and November approved by unanimous consent. As there was not a quorum in November, November's notes are advisory.

**Update from the Secretary's Office**

- Holli Sullivan was appointed as the Secretary of State. The transition was smooth. Holli was unable to attend today's meeting, but she looks forward to working with the commission.
- Executive Order 20-23 regarding reinstatements has been rescinded.
- Executive Order 20-23 regarding remote business meetings is still in effect.
- Corporate Transparency Act update was passed January 1, 2021
  - FinCEN has one year to write the rules. The expectation is that the legislation/rules will be in effect on January 20, 2022. FinCEN is receiving a lot of pressure to meet the deadline.
  - Secretaries of State are required to notify businesses of this filing requirement.
  - FinCEN was published the ANPRN on 4/5. Deadlines for answers to ANPRN is 5/5.
  - NASS is coordinating information to Secretaries of State and requesting that filing offices respond to the ANPRN.

**Legislative Update**

- HB 1464 was amended in the Senate, returned to the House for concurrence, The vote was 86-0 to concur. The office is awaiting a signature from the Governor. The bill will be effective on passage.

**Old Business:**

- **Official Comments to the Indiana Business Flexibility Act**
  - Commissioner Sullivan will review a working draft and distribution to the working group on May 15th.
  - Chairman Becker requested anyone interested in working on the project to contact him.

**New Business:**

- **2021 & 2022 Calendar Year Proposals**
  - Secretary's office has a list of technical issues in Title 23.
  - Commissioner Sullivan recommends updating Indiana statute in relation to the Uniform Partnership Act and Uniform Limited Partnership Act during the 2023 legislative session.
  - Chairman Becker requested an update on the former RMBCA to IBCL Comparison project. Stu Gutwein is going to see if he still has the working notes.
  
- **Return to in person meetings**
  - Chairman Becker asked commissioners whether they were ready to begin in person meetings. Some commissioners were comfortable with returning to in person meetings and others stated a preference to continue remote attendance. Chairman Becker is hopeful to have an in person meeting by June with an option for remote attendance.
  
- **Recommendations to fill vacancies**
  - Becca is still collecting recommendations on behalf of the Secretary.
  - Becca will follow up with the executive office to determine timing for filling vacancies.

**Topics to Watch/Other Business:**

- Cleaning up PC statute – add it to Hub?
- Reviewing the Model Act to update the Business Trust Statute adding fees
- Steps to advance the Commercial Courts

**Adjournment:**

- Meeting adjourned at 2:07 PM EST.

**Next Meeting:**

- Next meeting will be held schedule tentatively for June 16, 2021.