

Annual Statements — Corporations — Foreign Corporations.

Chapter 132, Laws of 1923, held applicable to all foreign corporations which are by law required to file copies of their articles of incorporation with the Secretary of State.

C. T. Stewart, Esq.,
Secretary of State,
Helena, Montana.

My dear Mr. Stewart:

You have requested my opinion upon the construction of Chapter 132, Laws of 1923, and ask:

“whether, by reason of the word ‘hereafter,’ all foreign corporations which entered Montana for the transaction of business prior to the approval of this Act, to-wit: March 8, 1923, are exempt from the filing of this annual statement.”

You also direct my attention to the language of Section 4 of the Act, and state your conclusions as follows:

“It was evidently the intention, in view of the above quoted provisions of Section 4, that all foreign corporations which entered Montana for the transaction of business subsequent to February 27, 1915, should file the annual statement required in Section 2 of this Act.”

Although the question is a close one, I agree with the conclusions which you have expressed above. The word “hereafter” should in my judgment be read in connection with Sections 1 and 4 of the Act, and also in connection with Section 6651, R. C. M. 1921.

It is, therefore, my opinion that, when so read, the Act is applicable to all foreign corporations which are by law required to file copies of their articles of incorporation with the Secretary of State.

Very truly yours,

WELLINGTON D. RANKIN,
Attorney General.