152nd GENERAL ASSEMBLY
FEE IMPACT

BILL:	**SENATE BILL NO. 291**
SPONSOR:	**Senator Gay**
DESCRIPTION:	**AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO THE REGISTRATION OF TRADE NAMES, PARTNERSHIPS AND ASSOCIATIONS IN THE SUPERIOR COURT.**

In accordance with 29 Del. C. §913, the following information is provided relating to licenses and fees.

Description of the Legislation:
This Act moves the authority for the registration of trade names for sole proprietorships, partnerships, and associations from the Superior Court Prothonotaries to the Division of Revenue in the Department of Finance. This Act also updates Delaware Code to reflect the current $25 fee being assessed under Superior Court Civil R. 77 (h).

Affected Entities:
Individuals registering a trade name, Superior Court, and the Department of Finance, Division of Revenue.

Fiscal Impact:
The Superior Court reports the following collections for the period FY 2021 – FY 2024:

FY21 $173,401
FY22 $175,955
FY23 $178,500
FY24 collections to date are $157,200

Currently, if an entity wishes to register a trade name in more than one county, they would pay $25 to register that entity in each county. Upon enactment, an entity would pay the $25 fee only once (statewide). The associated potential revenue loss is indeterminable and considered insignificant.

Intended Use of Revenue:
Funds collected are deposited to the General Fund.

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