

HOW TO FORM A BUSINESS AND INDUSTRIAL DEVELOPMENT CORPORATION (BIDCO)

The Department of Financial Institutions appreciates your inquiry concerning the formation of a BIDCO (business and industrial development corporation). Pursuant to Rule 0180-18-.02 it is necessary to file a notice of intent with this office before an application may be filed and accepted by the Department. The notice of intent must include the following information:

- 1) The name, address, occupation, social security number, and date of birth of each director, officer and principal shareholder of applicant.
- 2) The name and address of the individual within the state to whom information regarding the application may be sent.
- 3) The total capitalization of the applicant, including the number of shares of each class and the par value, if any, of the shares of each class.
- 4) A statement of method of financing and amount of the organizational expense fund.
- 5) The community in which the principal office of the BIDCO will be located.
- 6) A copy of the stock subscription agreement to be used by the incorporators in selling stock to the public.
- 7) The notice of intent shall be originally signed by each of the incorporators.

Please review T.C.A. Sections 45-8-201 through 45-8-226 and Chapter 0180-18 of the Rules of the Tennessee Department of Financial Institutions. Once the Notice of Intent is received and is accepted as officially filed the application process may continue. Please refer to the information contained in Chapter 0180-18 and T.C.A. Sections 45-8- 201 through 45-8- 226 for additional information relative to procedures.

Please do not hesitate to contact Tod K. Trulove, Assistant Commissioner, at 615/741-5604 or Chief Administrator for Applications Debra Grissom, at 615/741-5018 should you have questions concerning the application process.

Link to Rule 0180-18: <http://share.tn.gov/sos/rules/0180/0180-18.pdf>

Link to Tennessee Code Annotated: <http://www.lexisnexis.com/hottopic/tncode/>