

HOUSE BILL NO. 1139

Introduced by

Representatives Dosch, Ruby

(At the request of the Secretary of State)

1 A BILL for an Act to amend and reenact subsection 14 of section 45-10.1-15 and subsection 1
2 of section 45-10.1-52 of the North Dakota Century Code, relating to the foreign limited
3 partnership amendment fee and registration filed with the secretary of state.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1. AMENDMENT.** Subsection 14 of section 45-10.1-15 of the 1999
6 Supplement to the North Dakota Century Code is amended and reenacted as follows:

7 14. Filing a certified statement of amendment of foreign limited partnership, ~~twenty-five~~
8 forty dollars.

9 **SECTION 2. AMENDMENT.** Subsection 1 of section 45-10.1-52 of the 1999
10 Supplement to the North Dakota Century Code is amended and reenacted as follows:

11 1. In order to register, a foreign limited partnership shall submit to the secretary of
12 state, on forms prescribed and furnished by the secretary of state, an application
13 for registration as a foreign limited partnership, signed ~~and sworn to~~ by a general
14 partner and setting forth all of the following:

15 a. The name of the foreign limited partnership and, if different, the name under
16 which the foreign limited partnership proposes to register and transact
17 business in this state.

18 b. The state and date of the foreign limited partnership's formation.

19 c. The general character of the business the foreign limited partnership
20 proposes to transact in this state.

21 d. The name and address of any agent for service of process on the foreign
22 limited partnership whom the foreign limited partnership elects to appoint and
23 which must be an individual resident of this state, a domestic corporation, a
24 domestic limited liability company, a foreign corporation, or a foreign limited

- 1 liability company having a place of business in, and authorized to do business
2 in, this state.
- 3 e. A statement that the secretary of state is appointed the agent of the foreign
4 limited partnership for service of process if the agent's authority is revoked or
5 if the agent cannot be found or served with the exercise of reasonable
6 diligence.
- 7 f. The address of the principal office of the foreign limited partnership.
- 8 g. The name and address of the principal place of business of each general
9 partner.
- 10 h. The address of the office at which is kept a list of the names and addresses of
11 the limited partners and the limited partners' capital contributions, together
12 with an undertaking by the foreign limited partnership to keep those records
13 until the foreign limited partnership's registration in this state is canceled or
14 withdrawn.