

MAINE STATE LEGISLATURE

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L.D. 2333

DATE: 2-24-00

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JUDICIARY

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
119TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1664, L.D. 2333, Bill, "An Act to Clarify the Laws Relating to Corporate and Other Entities"

Amend the bill by striking out all of section 19 and inserting in its place the following:

Sec. 19. 31 MRSA §407, sub-§3, ¶B, as amended by PL 1993, c. 316, §51, is repealed and the following enacted in its place:

B. When the registered agent does not appoint a successor:

(1) A statement of resignation;

(2) The names of all the limited partnerships; and

(3) An affidavit, signed by the registered agent, setting forth the following information:

(a) The date on which the notice of resignation was sent by certified or registered mail to a general partner of each limited partnership from which the registered agent is resigning as registered agent; and

(b) The name, capacity and address of the general partner for each limited partnership to which the notice of resignation was sent.

A resignation takes effect under this paragraph upon filing the certificate with the Secretary of State.'

COMMITTEE AMENDMENT "A" to H.P. 1664, L.D. 2333

Further amend the bill by inserting after section 24 the following:

'Sec. 25. 31 MRSA §714, sub-§4, ¶B, as enacted by PL 1993, c. 718, Pt. A, §1, is repealed and the following enacted in its place:

B. When the registered agent does not appoint a successor:

(1) A statement of resignation:

(2) The names of all the limited liability companies; and

(3) An affidavit, signed by the registered agent, setting forth the date on which the notice of resignation was sent by certified or registered mail to the registered or principal office of each limited liability company, wherever located, from which the registered agent is resigning as registered agent.

A resignation takes effect under this paragraph upon filing the certificate with the Secretary of State.'

Further amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

SUMMARY

This amendment corrects the format of one section of the bill and adds a section inadvertently left out of the bill. The new section requires that notice of resignation of a registered agent be sent to the principal office of a limited liability company, wherever located, instead of being sent to the principal office in the jurisdiction where the company is organized.