

State of South Dakota

SEVENTY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 1997

197A0451

HOUSE BILL NO. 1095

Introduced by: Representatives DeMersseman, Brown (Richard), Cutler, Haley, Madden, Matthews, McNenny, Pederson (Gordon), Peterson (Bill), and Schaunaman and Senators Hainje, Aker, Daugaard, Drake, Everist, Munson (David), and Whiting

1 FOR AN ACT ENTITLED, An Act to revise the procedure for changing a corporation's
2 registered office or agent.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 47-22-44 be amended to read as follows:

5 47-22-44. A corporation may change its registered office or change its registered agent, or
6 both, upon filing in the office of the secretary of state a statement setting forth:

7 (1) The name of the corporation;

8 (2) The street address of its current registration office or a statement that there is no
9 street address;

10 (3) If the address of its registered office is to be changed, the street address, or a
11 statement that there is no street address, of its new registered office;

12 (4) The name of its current registered agent;

13 (5) If its registered agent is to be changed, the name of its successor registered agent and
14 the new agent's written consent to the appointment;

1 (6) That the street address, or a statement that there is no street address, of its registered
2 office and the address of the office of its registered agent, as changed, will be
3 identical; and

4 (7) That such change was authorized by resolution duly adopted by its board of directors.
5 Such statement shall be executed by the chairman of the board of directors, by the
6 corporation's president or by ~~a vice-president~~ another of the corporation's officers
7 and delivered to the secretary of state.