

490A.121 Filing duty of secretary of state.

1. If a document delivered to the office of the secretary of state for filing satisfies the requirements of [section 490A.120](#), the secretary of state shall file it and issue any necessary certificate.

2. The secretary of state files a document by recording it as “filed” and acknowledging the date and time of its receipt. After filing a document, and except as provided in [section 490A.503](#), the secretary of state shall deliver a copy of the filed document with an acknowledgment of the date and time of filing to the domestic or foreign limited liability company or its representative.

3. If the secretary of state refuses to file a document, the secretary of state shall return it to the domestic or foreign limited liability company or its representative together with a brief, written explanation of the reason for the refusal.

4. The secretary of state’s duty to file documents under [this section](#) is ministerial. Filing or refusing to file a document does not:

- a. Affect the validity or invalidity of the document in whole or part.
- b. Relate to the correctness or incorrectness of information contained in the document.
- c. Create a presumption that the document is valid or invalid or that information contained in the document is correct or incorrect.

92 Acts, ch 1151, §12; 2006 Acts, ch 1089, §17