

490.1113 Filings required for conversion — effective date.

1. After a plan of conversion is approved, all of the following apply:

a. A domestic corporation that is being converted into an other entity shall deliver to the secretary of state for filing articles of conversion, which must include all of the following:

- (1) A statement that the domestic corporation has been converted into an other entity.
- (2) The name and form of the other entity and the jurisdiction of its governing statute.
- (3) The date the conversion is effective under the governing statute of the converted entity.
- (4) A statement that the conversion was approved as required by this chapter.
- (5) A statement that the conversion was approved as required by the governing statute of the converted entity.

(6) If the converted entity is a foreign other entity not authorized to transact business in this state, the street and mailing address of an office which the secretary of state may use for the purposes of section 490.1114, subsection 3.

b. If the converting entity is not a converting domestic corporation, the converting entity shall deliver to the secretary of state for filing articles of incorporation, which must include, in addition to the information required by section 490.202, all of the following:

- (1) A statement that the domestic corporation was converted from an other entity.
- (2) The name and form of the other entity and the jurisdiction of its governing statute.
- (3) A statement that the conversion was approved in a manner that complied with the other entity's governing statute.

2. A conversion becomes effective according to the following:

a. If the converted entity is a domestic corporation, when the articles of incorporation are filed.

b. If the converted entity is not a domestic corporation, as provided by the governing statute of the converted other entity.

2008 Acts, ch 1162, §120, 155

Referred to in §490.1101, 490.1111, 490.1112, 490.1302