

House File 2402 - Enrolled

House File 2402

AN ACT

RELATING TO THE RESIGNATIONS OF REGISTERED AGENTS SERVING  
CERTAIN BUSINESS ENTITIES.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 486A.1213, subsection 3, Code 2020, is amended to read as follows:

3. ~~The agency appointment is terminated, and the registered office discontinued if so provided,~~ A statement of resignation takes effect on the earlier of the following:

a. 12:01 a.m. on the thirty-first day after the date on which the statement of resignation was it is filed with the secretary of state.

b. The designation of a new registered agent for the partnership.

Sec. 2. Section 488.116, subsection 3, Code 2020, is amended to read as follows:

3. ~~A registered agency for service of process is terminated on the date on which the statement of resignation was filed with the secretary of state.~~ A statement of resignation takes effect on the earlier of the following:

a. 12:01 a.m. on the thirty-first day after the day on which it is filed with the secretary of state.

b. The designation of a new registered agent for the limited partnership.

Sec. 3. Section 489.115, subsection 2, Code 2020, is amended to read as follows:

~~2. The agency appointment is terminated, and the registered office discontinued if so provided, on the date on which the statement was filed. A statement of resignation takes effect on the earlier of the following:~~

~~a. 12:01 a.m. on the thirty-first day after the day on which it is filed with the secretary of state.~~

~~b. The designation of a new registered agent for the limited liability company.~~

Sec. 4. Section 490.503, subsection 2, Code 2020, is amended to read as follows:

~~2. The agency appointment is terminated, and the registered office discontinued if so provided, on the date on which the statement was filed. A statement of resignation takes effect on the earlier of the following:~~

~~a. 12:01 a.m. on the thirty-first day after the day on which it is filed with the secretary of state.~~

~~b. The designation of a new registered agent for the corporation.~~

Sec. 5. Section 490.1509, subsection 2, Code 2020, is amended to read as follows:

~~2. The agency appointment is terminated, and the registered office discontinued if so provided, on the date on which the statement was filed. A statement of resignation takes effect on the earlier of the following:~~

~~a. 12:01 a.m. on the thirty-first day after the day on which it is filed with the secretary of state.~~

~~b. The designation of a new registered agent for the foreign corporation.~~

Sec. 6. Section 499.74, subsection 3, Code 2020, is amended to read as follows:

~~3. The agency appointment is terminated, and the registered office discontinued if so provided, A statement of resignation takes effect on the earlier of the following:~~

~~a. 12:01 a.m. on the thirty-first day after the date on which the statement was it is filed with the secretary of state.~~

~~b. The designation of a new registered agent for the association.~~

Sec. 7. Section 501.106, subsection 5, paragraph b, Code

2020, is amended to read as follows:

~~b. The agency appointment is terminated, and the registered office discontinued if so provided, on the date on which the statement was filed. A statement of resignation takes effect on the earlier of the following:~~

(1) 12:01 a.m. on the thirty-first day after the day on which it is filed with the secretary of state.

(2) The designation of a new registered agent for the association.

Sec. 8. Section 501A.403, subsection 2, Code 2020, is amended to read as follows:

~~2. The agency appointment is terminated, and the registered office discontinued if so provided, on the date on which the statement is filed by the secretary. A statement of resignation takes effect on the earlier of the following:~~

a. 12:01 a.m. on the thirty-first day after the day on which it is filed with the secretary of state.

b. The designation of a new registered agent for the cooperative.

Sec. 9. Section 501B.11, subsection 4, Code 2020, is amended to read as follows:

4. a. An amendment to or cancellation of a statement appointing an agent to receive service of process must meet the requirements for executing an original statement. An agent may resign by filing a resignation in the office of the secretary of state and giving notice to the association.

b. A statement of resignation takes effect on the earlier of the following:

(1) 12:01 a.m. on the thirty-first day after the day on which it is filed with the secretary of state.

(2) The designation of a new registered agent for the association.

Sec. 10. Section 504.503, subsection 2, Code 2020, is amended to read as follows:

~~2. The agency appointment is terminated, and the registered office discontinued if so provided, on the date the statement was filed. A statement of resignation takes effect on the earlier of the following:~~

a. 12:01 a.m. on the thirty-first day after the day on which it is filed with the secretary of state.

b. The designation of a new registered agent for the corporation.

Sec. 11. Section 504.1509, subsection 2, Code 2020, is amended to read as follows:

~~2. The agency appointment is terminated, and the registered office discontinued if so provided, on the date on which the statement is filed with the secretary of state. A statement of resignation takes effect on the earlier of the following:~~

a. 12:01 a.m. on the thirty-first day after the day on which it is filed with the secretary of state.

b. The designation of a new registered agent for the foreign corporation.

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PAT GRASSLEY  
Speaker of the House

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CHARLES SCHNEIDER  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2402, Eighty-eighth General Assembly.

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MEGHAN NELSON  
Chief Clerk of the House

Approved \_\_\_\_\_, 2020

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KIM REYNOLDS  
Governor