

House Research Act Summary

CHAPTER: 133

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TOPIC: Laws Administered by Secretary of State

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Overview

Make a variety of changes to business laws administered by the Secretary of State.

Section

- 1 Filing fees.** Provides that if a fee payment for filing an instrument with the Secretary of State is dishonored, both a new fee payment and a new copy of the filing are required in order to restore the filing to the public record.
- 2-4 Service of process.** Reduce from two to one the number of copies of service of process that must be filed with the Secretary of State to make service on a business entity.
- 5 Notice of foreclosure.** Deletes requirement that county auditor provide Secretary of State with a copy of notices of foreclosure when there is an out of state party in interest.
- 6 Partnerships.** Amends the Revised Uniform Partnership Act to provide that the name of a limited liability partnership must be distinguishable on the record from other business organization names.
- 7 Technical.** Corrects what appears to be a mistaken reference to a type of business organization.
- 8 Trademark.** Provides that burden is on applicant for trademark to obtain affidavits supporting registration of a trademark that resembles marks already registered.
- 9 Electronic access.** Permits Secretary of State to allow private parties full electronic access to certain records, rather than read-only access.