

WORKING DRAFT

HOUSE BILL NO. _____

Business entities-reinstatement.

Sponsored by: Joint Corporations, Elections and Political
Subdivisions Interim Committee

A BILL

for

1 AN ACT relating to limited partnerships and registered
2 limited liability partnerships; providing for reinstatement
3 within two years of administrative dissolution or lapsed
4 registration; and providing for an effective date.

5

6 *Be It Enacted by the Legislature of the State of Wyoming:*

7

8 **Section 1.** W.S. 17-14-209 by creating a new
9 subsection (d) and 17-21-1101(f)(ii) is amended to read:

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11 **17-14-209. Fees.**

12

13 (d) Notwithstanding subsection (c) of this section,
14 any limited partnership dissolved or whose franchise is
15 revoked under subsection (c) of this section may at any

1 time within two (2) years after the dissolution or
2 revocation, in the manner herein provided, be revived and
3 reinstated, by filing a statement that the grounds for
4 dissolution did not exist or no longer exist and paying a
5 reinstatement fee established by the secretary of state by
6 rule, together with a penalty of one hundred dollars
7 (\$100.00). The reinstatement fee shall not exceed the
8 costs of providing the reinstatement service. The limited
9 partnership shall retain its registered name during the two
10 (2) year reinstatement period under this section. The
11 secretary of state shall promulgate rules and regulations
12 governing the enforcement of this subsection.

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14 **17-21-1101. Registered limited liability**
15 **partnerships.**

16

17 (f) Registration is effective immediately upon the
18 filing of a statement of registration or at any later date
19 or time specified in the statement of registration, and
20 remains effective until:

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22 (ii) Sixty (60) days after the first date of
23 publication by the office of the secretary of state of
24 notice that the partnership has failed to make timely

1 payment of the annual fee specified in subsection (n) of
2 this section, unless the fee is paid within the sixty (60)
3 day period. The secretary of state shall mail such notice
4 by first class mail to the last known mailing address of
5 the partnership and shall publish the notice once a week
6 for two (2) consecutive weeks, in a newspaper of general
7 circulation in the county in which the registered office of
8 the partnership is located. Notwithstanding any other
9 provisions of this paragraph, any registered limited
10 liability partnership whose statement of registration has
11 lapsed under this paragraph may at any time within two (2)
12 years after the lapse, in the manner herein provided, be
13 revived and reinstated, by paying a reinstatement fee
14 established by the secretary of state by rule, together
15 with any unpaid fees specified in subsection (n) of this
16 section for the period of the lapsed registration and any
17 fees owing at the time of the lapsed registration. The
18 reinstatement fee shall not exceed the costs of providing
19 the reinstatement service. The registered limited
20 liability partnership shall retain its registered name
21 during the two (2) year reinstatement period under this
22 section. The secretary of state shall promulgate rules and
23 regulations governing the enforcement of this paragraph.

24

1 **Section 2.** This act is effective July 1, 2007.

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3

(END)

