

Regular Session, 2004

HOUSE BILL NO. 1047

BY REPRESENTATIVE BURNS

SECRETARY OF STATE: Provides relative to the changing of a registered agent of a limited liability company

1 AN ACT

2 To amend and reenact R.S. 12:1308(C)(1) and (D)(2), relative to limited liability companies;  
3 to revise the procedure for changing a registered agent and the registered agent's  
4 address; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 12:1308(C)(1) and (D)(2) are hereby amended and reenacted to read  
7 as follows:

8 §1308. Registered office and registered agent

9 \* \* \*

10 C.(1) After organization, a limited liability company may change its  
11 registered agent or registered office by filing for record with the secretary of state a  
12 statement authorizing the designation or change signed by a manager of the limited  
13 liability company, if management of the limited liability company is vested in one or  
14 more managers pursuant to R.S. 12:1312, or by at least one member, if management  
15 of the limited liability company is reserved to the members, ~~and reciting that such~~  
16 ~~change has been authorized in accordance with its articles of organization or~~  
17 ~~operating agreement.~~ Any change of registered agent shall be accompanied by a  
18 notarized affidavit of acknowledgment and acceptance signed by the new registered  
19 agent.

20 \* \* \*

1 D.

2 \* \* \*

3 (2) The statement shall include the ~~following:~~ name of the limited liability  
4 company for which the change is effective, and the new address of the registered  
5 agent.

6 ~~(a) The name of the limited liability company for which the change is~~  
7 ~~effective.~~

8 ~~(b) The old and new addresses of the registered agent.~~

9 ~~(c) The date on which the change is effective.~~

10 \* \* \*

---

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument.

---

Burns

HB No. 1047

**Abstract:** Revises the procedure for changing of a registered agent of a limited liability company.

Present law requires a limited liability company (L.L.C.) to recite that a change of a registered agent has been authorized in accordance with its articles of organization or operating agreement.

Proposed law deletes present law requirement.

Present law provides that a registered agent of a L.L.C. may change his address by filing a signed statement, which shall include the name of the L.L.C., the old and new addresses of the agent, and the date on which the change is effective.

Proposed law retains present law, but removes the requirement of listing the effective date on the statement.

(Amends R.S. 12:1308(C)(1) and (D)(2))