

1 IN THE HOUSE

BY MR. FISHER

2 HOUSE BILL NO. 250

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIRST LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the Alaska Business
7 Corporations Act; amending Secs. 11, 106,
8 and 108, Ch. 126, SLA 1957."

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 Section 1. Sec. 11, Ch. 126, SLA 1957 is amended to read as
11 follows:

12 Sec. 11. REGISTERED OFFICE AND REGISTERED AGENT. (a)

13 Each corporation shall have and continuously maintain in
14 Alaska:

15 (1) [(A)] A registered office which may be, but
16 need not be, the same as its place of business.

17 (2) [(B)] A registered agent, which agent may be
18 either an individual resident in Alaska whose business office
19 is identical with such registered office, or a domestic
20 corporation, or a foreign corporation authorized to transact
21 business in Alaska, having a business office identical with
22 such registered office.

23 (b) The commissioner of revenue shall provide each clerk
24 of the superior court with a current list of the names of all
25 corporations, the address of their registered office and the
26 name and address of their registered agent and with periodic
27 supplements to the list indicating any additions, deletions
28 and changes, to be issued at not more than six month intervals.

29 Sec. 2. Sec. 106, Ch. 126, SLA 1957 is amended to read as

1 follows:

2 Sec. 106. REGISTERED OFFICE AND REGISTERED AGENT OF
3 FOREIGN CORPORATION. (a) Each foreign corporation authori-
4 zed to transact business in Alaska shall have and continuously
5 maintain in Alaska:

6 (1) [(A)] A registered office which may be, but
7 need not be, the same as its place of business in Alaska.

8 (2) [(B)] A registered agent, which agent may be
9 either an individual resident in Alaska whose business office
10 is identical with such registered office, or a domestic
11 corporation, or a foreign corporation authorized to transact
12 business in Alaska, having a business office identical with
13 such registered office.

14 (b) The commissioner of revenue shall provide each
15 clerk of the superior court with a current list of the names
16 of all foreign corporations, the address of their registered
17 office and the name and address of their registered agent and
18 with periodic supplements to the list indicating any addi-
19 tions, deletions and changes, to be issued at not more than
20 six month intervals.

21 Sec. 3. Sec. 108, Ch. 126, SLA 1957 is amended to read as
22 follows:

23 Sec. 108. SERVICE OF PROCESS ON FOREIGN CORPORATION.
24 The registered agent so appointed by a foreign corporation
25 authorized to transact business in Alaska shall be an agent
26 of such corporation upon whom any process, notice or demand
27 required or permitted by law to be served upon the corpora-
28 tion may be served.

29 Whenever a foreign corporation transacting [AUTHORIZED

1 TO TRANSACT] business in Alaska, or committing an act in
2 Alaska resulting in damage to persons or property, shall fail
3 to qualify as an authorized foreign corporation, or shall fail
4 to appoint or maintain a registered agent in Alaska, or when-
5 ever any such registered agent cannot with reasonable dili-
6 gence be found at the registered office, or whenever the cer-
7 tificate of authority of a foreign corporation shall be sus-
8 pended or revoked, then the Director of Finance shall be an
9 agent of such corporation upon whom any such process, notice,
10 or demand may be served. Service on the Director of Finance
11 of any such process, notice, or demand shall be made by
12 delivering to and leaving with him, or with his designee in
13 [ANY CLERK HAVING CHARGE OF] the corporation department of
14 his office, duplicate copies of such process, notice or
15 demand. In the event any such process, notice or demand is
16 served on the Director of Finance, he shall immediately cause
17 one of such copies thereof to be forwarded by registered or
18 certified mail, addressed to the corporation at its principal
19 office in the state or country under the laws of which it is
20 incorporated. Any service so had on the Director of Finance
21 shall be returnable in not less than thirty days.

22 The Director of Finance shall keep a record of all pro-
23 cesses, notices or demands served upon him under this section,
24 and shall record therein the time of such service and his
25 action with reference thereto.

26 Nothing herein contained shall limit or affect the right
27 to serve any process, notice or demand, required or permitted
28 by law to be served upon a corporation in any other manner,
29 now or hereafter permitted by law.