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IN THE HOUSE

BY MR. FISHER

HOUSE BILL NO. 250

IN THE LEGISLATURE OF THE STATE OF ALASKA

FIRST LEGISLATURE - SECOND SESSION

A BILL

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

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

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

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

Each corporation shall have and continuously maintain in Alaska:

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

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

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

1 public by the commissioner of revenue for a fee prescribed
2 by the said commissioner.

3 Sec. 2. Sec. 106, Ch. 126, SLA 1957 is amended to read as
4 follows:

5 Sec. 106. REGISTERED OFFICE AND REGISTERED AGENT OF
6 FOREIGN CORPORATION. (a) Each foreign corporation authorized
7 to transact business in Alaska shall have and continuously
8 maintain in Alaska:

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

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

17 (b) The commissioner of revenue shall provide each
18 clerk of the superior court with a current list of the names
19 of all foreign corporations, the address of their registered
20 office and the name and address of their registered agent and
21 with periodic supplements to the list indicating any addi-
22 tions, deletions and changes, to be issued at not more than
23 six month intervals. Such lists shall be made available to
24 the public by the commissioner of revenue for a fee prescribed
25 by the said commissioner.

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

28 Sec. 108. SERVICE OF PROCESS ON FOREIGN CORPORATION.

29 The registered agent so appointed by a foreign corporation

1 authorized to transact business in Alaska shall be an agent
2 of such corporation upon whom any process, notice or demand
3 required or permitted by law to be served upon the corpora-
4 tion may be served.

5 Whenever a foreign corporation authorized to transact
6 business in Alaska, or not authorized to transact business
7 in Alaska but doing so, shall fail to appoint or maintain a
8 registered agent in Alaska, or whenever any such registered
9 agent cannot with reasonable diligence be found at the
10 registered office, or whenever the certificate of authority
11 of a foreign corporation shall be suspended or revoked, then
12 the Commissioner of Revenue [DIRECTOR OF FINANCE] shall be an
13 agent of such corporation upon whom any such process, notice,
14 or demand may be served. Service on the Commissioner of
15 Revenue [DIRECTOR OF FINANCE] of any such process, notice, or
16 demand shall be made by delivering to and leaving with him,
17 or with his designee in [ANY CLERK HAVING CHARGE OF] the
18 corporation department of his office, duplicate copies of such
19 process, notice or demand. In the event any such process,
20 notice or demand is served on the Commissioner of Revenue
21 [DIRECTOR OF FINANCE], he shall immediately cause one of such
22 copies thereof to be forwarded by registered or certified
23 mail, addressed to the corporation at its principal office in
24 the state or country under the laws of which it is incorpo-
25 rated. Any service so had on the Commissioner of Revenue
26 [DIRECTOR OF FINANCE] shall be returnable in not less than
27 thirty days.

28 The Commissioner of Revenue [DIRECTOR OF FINANCE] shall
29 keep a record of all processes, notices or demands served

1 upon him under this section, and shall record therein the
2 time of such service and his action with reference thereto.

3 Nothing herein contained shall limit or affect the right
4 to serve any process, notice or demand, required or permitted
5 by law to be served upon a corporation in any other manner,
6 now or hereafter permitted by law.

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