

State of Wisconsin



2009 Assembly Bill 565

Date of enactment: **May 5, 2010**
Date of publication*: **May 19, 2010**

2009 WISCONSIN ACT 237

AN ACT to create 178.43 (4), 178.43 (5), 178.43 (6), 178.48 (1) (e) and 179.046 of the statutes; **relating to:** changing the registered office or registered agent of a limited partnership or registered limited liability partnership (suggested as remedial legislation by the Department of Financial Institutions).

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 178.43 (4) of the statutes is created to read:

178.43 (4) A registered limited liability partnership or foreign registered limited liability partnership may change its registered office or registered agent, or both, by doing any of the following:

(a) Delivering to the department for filing a statement of change.

(b) Including the name of its registered agent and the street address of its registered office, as changed, in an amendment to its registration statement.

SECTION 2. 178.43 (5) of the statutes is created to read:

178.43 (5) Except as provided in sub. (6), a statement of change shall include all of the following information:

(a) The name of the registered limited liability partnership or foreign registered limited liability partnership and, if applicable, a statement that the registered limited liability partnership or foreign registered limited liability partnership is registered under this chapter.

(b) The name of its registered agent, as changed.

(c) The street address of its registered agent, as changed.

(d) A statement that, after the changes are made, the street addresses of its registered office and the business office of its registered agent will be identical.

SECTION 3. 178.43 (6) of the statutes is created to read:

178.43 (6) If the name of a registered agent changes or if the street address of a registered agent's business office changes, the registered agent may change the name of the registered agent or the street address of the registered office, or both, of any registered limited liability partnership or foreign registered limited liability partnership for which he, she, or it is the registered agent. To make a change under this subsection, the registered agent shall notify the registered limited liability partnership or foreign registered limited liability partnership in writing of the change and deliver to the department for filing a signed statement that complies with sub. (5) and recites that the registered limited liability partnership or foreign registered limited liability partnership has been notified of the change.

SECTION 4. 178.48 (1) (e) of the statutes is created to read:

178.48 (1) (e) Statement of change to registered office or registered agent or office, \$10.

SECTION 5. 179.046 of the statutes is created to read:

* Section 991.11, WISCONSIN STATUTES 2007-08 : Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].

179.046 (1) A limited partnership may change its registered office or registered agent, or both, by doing any of the following:

(a) Delivering to the department for filing a statement of change, together with a fee of \$10.

(b) Including the name of its registered agent and the street address of its registered office, as changed, in an amendment to its certificate of limited partnership.

(2) Except as provided in sub. (3), a statement of change under sub. (1) (a) shall include all of the following information:

(a) The name of the limited partnership.

(b) The name of its registered agent, as changed.

(c) The street address of its registered agent, as changed.

(d) A statement that, after the changes are made, the street addresses of its registered office and the business office of its registered agent will be identical.

(3) If the name of a registered agent changes or if the street address of a registered agent's business office changes, the registered agent may change the name of the registered agent or the street address of the registered office, or both, of any limited partnership for which he, she, or it is the registered agent. To make a change under this subsection, the registered agent shall notify the limited partnership in writing of the change and deliver to the department for filing a signed statement that complies with sub. (2) and recites that the limited partnership has been notified of the change, together with a fee of \$10.
