

**DRAFT ONLY
NOT APPROVED FOR
INTRODUCTION**

HOUSE BILL NO. _____

Registered agents-commercial agent registration.

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

A BILL

for

1 AN ACT relating to registered agents; providing for
2 resignation of commercial registered agents; providing for
3 continued responsibilities of resigned commercial
4 registered agents; providing a timeline for renewal of
5 commercial registered agent registration; providing for
6 tiered late fees for renewal of commercial registered agent
7 registration; and providing for an effective date.

8

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

10

11 **Section 1.** W.S. 17-28-103(g) and 17-28-106(b) and (c)
12 are amended to read:

13

1 **17-28-103. Resignation of registered agent.**

2

3 (g) Failure of a commercial registered agent to
4 register pursuant to W.S. 17-28-105 or renew registration
5 pursuant to W.S. 17-28-106 shall ~~not~~ constitute a
6 resignation of the registered agent pursuant to this
7 section ~~and~~ for purposes of administrative dissolution,
8 revocation or forfeiture of the entities represented, but
9 the registered agent shall remain responsible for all the
10 requirements of this chapter with respect to each entity
11 represented until a new registered agent is appointed or
12 until the entity is administratively dissolved, revoked or
13 its authority to transact business is forfeited.

14

15 **17-28-106. Registration requirements.**

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17 (b) Every applicant for registration shall pay a
18 filing fee as set by rule adopted pursuant to this chapter.
19 The fee, other than the late filing fee provided in
20 subsection (c) of this section, shall be designed to
21 recover the cost of administering the provisions of this
22 chapter relating to registered agents. If an application

1 is withdrawn or denied, the secretary of state shall retain
2 the entire fee.

3

4 (c) Registration of a commercial registered agent
5 shall be valid for the calendar year of registration and
6 shall expire December 31 of each year. subject to following:

7

8 (i) Renewal of registration shall be made by
9 paying the annual registration fee by November 30 of each
10 calendar year;

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12 (ii) Any person acting as a commercial
13 registered agent who renews the registration between
14 December 1 and December 31 shall pay an additional late
15 registration fee equal to the annual filing fee;

16

17 (iii) Any person who acts as a commercial
18 registered agent after the expiration of his registration
19 on December 31 of each year and willfully or by neglect
20 fails to renew such registration as provided in this
21 subsection shall be acting in violation of this act.
22 Renewal of a commercial agent registration after December
23 31 shall be accompanied by a late renewal fee of five

1 hundred dollars (\$500.00) plus an administrative fee which
2 reflects the reasonable costs incurred by the secretary of
3 state for notification of the entities, represented by the
4 commercial registered agent, classified as delinquent
5 awaiting administrative dissolution, revocation or
6 forfeiture of its authority to transact business as
7 provided in W.S. 17-18-103(f);

8

9 (iv) All fees shall be paid in full prior to any
10 re-registration as a commercial registered agent.

11

12 **Section 2.** This act is effective July 1, 2012.

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14

(END)