

DISCLAIMER

Electronic versions of the exhibits in these minutes may not be complete.

This information is supplied as an informational service only and should not be relied upon as an official record.

Original exhibits are on file at the Legislative Counsel Bureau Research Library in Carson City.

Contact the Library at (775) 684-6827 or library@lcb.state.nv.us.

DEAN HELLER
Secretary of State

STATE OF NEVADA

CHARLES E. MOORE
Securities Administrator

RENEE L. PARKER
Chief Deputy Secretary
of State



SCOTT W. ANDERSON
Deputy Secretary
for Commercial Recordings

PAMELA A. ASHWORTH
Deputy Secretary for
Southern Nevada

SUSAN BILYEU
Deputy Secretary
for Elections

OFFICE OF THE
SECRETARY OF STATE

March 26, 2003

Senator Mark Amodei, Chair
Senate Judiciary Committee
Capitol Complex
Carson City, NV 89701

Re: Proposed Amendment to Senate Bill 298

Dear Senator Amodei,

As a follow-up to our testimony at the March 20, 2003 hearing on Senate Bill 298, we enclose proposed amendments to Senate Bill 298, which incorporate the changes we discussed during the hearing. We have discussed these amendments with Mr. Derek Rowley, President of the Nevada Resident Agents Association.

Specifically, if adopted, the amendments will diminish our concerns with respect to our ability to implement the proposed commercial recordings fee increases in a timely manner and will allow the Secretary of State more flexibility in the administration of the resident agent registration, resignation and change processes.

As discussed during our testimony, this bill will have a fiscal impact on our office. Therefore, we have prepared and are submitting to LCB Fiscal a fiscal note for this bill.

If you have any questions concerning the foregoing or require additional information, please do not hesitate to contact me at 684-5711. We remain available to answer any questions posed by the members of the Committee concerning the above.

Respectfully Submitted,

DEAN HELLER
Secretary of State

A handwritten signature in cursive script, appearing to read "Scott W. Anderson".

Scott W. Anderson
Deputy, Commercial Recordings Division

LAS VEGAS OFFICES
555 E. Washington Avenue
SECURITIES: SUITE 5200
Telephone (702) 486-2440
Fax (702) 486-2452
CORPORATIONS: SUITE 4000
Telephone (702) 486-2880
Fax (702) 486-2888

MAIN OFFICE
101 N. Carson Street, Suite 3
Carson City, Nevada 89701
Telephone (775) 684-5708
Fax (775) 684-5725

CORPORATE
SATELLITE OFFICE
202 N. Carson Street
Carson City, Nevada 89701
Telephone (775) 684-5708

PROPOSED AMENDMENT TO S.B. 298

OFFERED BY SECRETARY OF STATE DEAN HELLER

March 26, 2003

Amend Section 3, page 2 to provide the statement be on a form provided by the Secretary of State and add these provisions to Chapters 80, 82, 84, 86, 87, 88 and 88A. The effective date of implementation should be January 1, 2004.

Amend Sections 4, 16, 26, 36, 53, 63, 76, pages 3, 11, 17, 23, 31, 32, 38, and 45 by deleting the amendatory language in lines 3-31 – 3-37, 11-18 – 11-24, 17-5 – 17-11, 23-11 – 23-18, 31-44 – 32-5, 38-14 – 38-20 and 45-40 – 46-5 and adding “ For the purposes of this section, A Resident Agent whose name has changed as a result of a merger, conversion, exchange, sale, reorganization or amendment may change said name by filing with the secretary of state a certificate which sets forth:

1. The current name of the resident agent;
2. The new name of the resident agent;
3. The name and file number of each corporation (or other entity) the resident agent represents.

The fee for filing a statement of resident agent name change is \$100. The effective date of implementation should be January 1, 2004.

Amend NRS Chapters 80, 81, 82, 84, 86, 87, 88 and 88A to add the provisions of section 13 (8) of SB 298 to standardize the fee for filing a resignation of an officer, director or their equivalent in these other business entities.

Amend Section 14, page 10, line 18, restore the January 31 end date for the initial registration period for the resident agent list. Add language to allow the Secretary of State to add to this list at any time during the year, upon payment of the same fee as provided by the Section. Add provision to allow for the amendment of information contained in the list for a fee of \$50. Add language giving the Secretary of State regulatory authority as to the content, maintenance and presentation of the list.

Amend Section 23, Page 15, line 31, by striking [~~certificates of reinstatement~~] as the fee for reinstatement conflicts with that in Section 24 (3)(c).

Amend Section 80, page 48, subparagraph 1, lines 1 – 14 to conform to changes made in SB 112.

Amend Section 80, page 49, subparagraph 3(a), line 1 to strike \$50.00 and add \$62.50.

Amend the bill as a whole by adding new section as follows:

The Secretary of State is hereby authorized, without obtaining further approval, to hire 2 Grade 27, Administrative Assistant III positions and 2 Grade 25, Administrative Assistant II positions to carry out the requirements of this bill.