



Nevada Registered Agent Service

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IMPORTANT

Changes to State of Nevada Compliance Legislation

On October 1, 2015, the State of Nevada enacted new legislation that changes the compliance requirements for business entities and registered agents. This legislation, entitled Senate Bill 39 (SB39), requires each business entity to designate a Communications Contact and makes changes to the record keeping requirements for business entities.

Communications Contact:

Pursuant to Nevada law, every domestic and qualified foreign business entity that has a registered agent, must provide to its registered agent, and update from time to time as necessary, the name and street address of a **natural person** who is authorized to receive communications from the registered agent.

Record Keeping Requirements:

As of October 1, 2015, recordkeeping laws have changed for corporations, limited liability companies, limited partnerships, limited liability limited partnerships and business trusts. Instead of the registered agent being required to keep business entity records, the business entity must maintain its records either in the state of Nevada or with a designated Custodian of Records. Full details of the requirements may be found at: https://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB39_EN.pdf.

If the customer chooses to maintain its records with a Custodian of Records, then they must submit to its registered agent a document designating the name and street address of a **natural person** who shall serve in such capacity.

Registered agents are sending letters to existing customers requesting confirmation that the Recipient of Communications on our records will serve in this capacity. If not, then the customer is required to return the Nevada Custodian of Records Contact Form to us by October 31, 2015.

In addition to the record keeping requirements in SB39, there remain certain other record keeping requirements you need to be aware of to remain in compliance. The following briefly outlines the continuing requirements and options:

Domestic Limited Liability Company – N.R.S. §86.246

- o **Requirement:** A limited-liability company shall maintain at its registered office or principal place of business in this State a statement indicating where the list required pursuant to paragraph (a) of subsection 1 of NRS 86.241 is maintained.
 - o *If your domestic limited liability company does not have a principal office in Nevada, your registered agent will consent to keeping the statement.*
 - o *If we do not receive written communication from the customer by October 31, 2015, then it is presumed that it is maintaining the information required at its principal place of business in Nevada.*

Domestic Limited Partnership (ULPA) – N.R.S. §88.3355

- o **Requirement:** A limited partnership shall maintain at its registered office or principal place of business in this State a statement indicating where the list required pursuant to paragraph (a) of subsection 1 of NRS 88.335 is maintained.
 - o *If your domestic limited partnership does not have a principal office in Nevada, your registered agent will consent to keeping the statement.*
 - o *If we do not receive written communication from the client by October 31, 2015, then it is presumed that it is maintaining the information required at its principal place of business in Nevada.*

Domestic Limited Liability Limited Partnership (ULPA 2001) – N.R.S. §87A.640

- o **Requirement:** A registered limited-liability limited partnership shall maintain at its registered office or principal place of business in this State either (a) a current list of each general partner; or (b) a statement indicating where such a list is maintained.
 - o *If your domestic limited liability limited partnership does not have a principal office in Nevada, the registered agent will consent to keeping the statement.*
 - o *If we do not receive written communication from the client by October 31, 2015, then it is presumed that it is maintaining the information required at its principal place of business in Nevada.*

Foreign Business Trust – N.R.S. §88A.7345

- o **Requirement:** A foreign business trust shall maintain at its registered office: (a) a current list of its beneficial owners; or (b) a statement indicating where such a list is maintained.
 - o *Clients must submit the form titled Foreign Business Trust Statement by October 31, 2015.*

Please contact your Resident Agent if you have any questions. We are happy to advise how to best bring your Nevada company into compliance with these new statutes!