

HOUSE CONCURRENT RESOLUTION NO. 3011

Introduced by

Representatives Klemin, Kretschmar

Senators Hogue, Nething

1 A concurrent resolution directing the Legislative Management to continue its study of the
2 feasibility and desirability of adopting the Revised Uniform Limited Liability Company Act.

3 **WHEREAS**, in 2006 the National Conference of Commissioners on Uniform State Laws
4 approved and recommended for enactment in all states the Revised Uniform Limited Liability
5 Company Act, which revises the Uniform Limited Liability Company Act; and

6 **WHEREAS**, historically, North Dakota's business entity laws have been drafted with the
7 cooperation and input of interested persons, including the Secretary of State, and have taken
8 into account the business entity laws of Minnesota; and

9 **WHEREAS**, the North Dakota Commission on Uniform State Laws supports introduction of
10 the Revised Uniform Limited Liability Company Act; and

11 **WHEREAS**, during the 2009-10 interim, the Legislative Management's interim Judiciary
12 Committee studied the feasibility and desirability of adopting the Revised Uniform Limited
13 Liability Company Act; and

14 **WHEREAS**, in its study of the Revised Uniform Limited Liability Company Act, the interim
15 Judiciary Committee received information that due to implementation concerns that the revised
16 Act has raised in various states, the National Conference considered revisions to the Act during
17 its summer 2010 meeting, with final approval of those revisions scheduled for the summer of
18 2011; and

19 **WHEREAS**, based upon recommendations of the State Bar Association of North Dakota
20 and the Secretary of State, the interim Judiciary Committee recommended the continuation of
21 the study of the Revised Uniform Limited Liability Company Act during the 2011-12 interim;

22 **NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF**
23 **NORTH DAKOTA, THE SENATE CONCURRING THEREIN:**

24 That the Legislative Management continue its study of the feasibility and desirability of
25 adopting the Revised Uniform Limited Liability Company Act.

- 1 **BE IT FURTHER RESOLVED**, that the Legislative Management report its findings and
- 2 recommendations, together with any legislation required to implement the recommendations, to
- 3 the Sixty-third Legislative Assembly.