

**271B.1-250 Filing duty of Secretary of State. (Repealed, effective January 1, 2011)**

- (1) If a document delivered to the office of the Secretary of State for filing satisfies the requirements of KRS 271B.1-200, the Secretary of State shall file it.
- (2) The Secretary of State files a document by recording it as filed on the date and time of receipt. After filing a document, except as provided in KRS 271B.5-030 and 271B.15-090, the Secretary of State shall deliver to the domestic or foreign corporation or its representative a copy of the document with an acknowledgment of the date and time of filing.
- (3) If the Secretary of State refuses to file a document, if filed by paper, the Secretary of State shall return it to the domestic or foreign corporation or its representative within five (5) days after the document was delivered, together with a brief, written explanation of the reason for the refusal. If the document was filed electronically, the Secretary of State's brief explanation of the reason for the refusal may be returned electronically.
- (4) The Secretary of State's duty to file documents under this section shall be ministerial. The filing or refusal to file a document shall not:
  - (a) Affect the validity or invalidity of the document in whole or part;
  - (b) Relate to the correctness or incorrectness of information contained in the document; or
  - (c) Create a presumption that the document is valid or invalid or that information contained in the document is correct or incorrect.

**Effective:** July 15, 2010

**History:** Repealed and reenacted 2010 Ky. Acts ch. 51, sec. 49, effective July 15, 2010; and repealed ch. 151, sec. 151, effective January 1, 2011. -- Amended 2007 Ky. Acts ch. 137, sec. 49, effective June 26, 2007. -- Amended 2002 Ky. Acts ch. 102, sec. 4, effective July 15, 2002. -- Created 1988 Ky. Acts ch. 23, sec. 6, effective January 1, 1989.

**Legislative Research Commission Note** (7/15/2010). 2010 Ky. Acts ch. 51, sec. 183, provides, "The specific textual provisions of Sections 1 to 178 of this Act which reflect amendments made to those sections by 2007 Ky. Acts ch. 137 shall be deemed effective as of June 26, 2007, and those provisions are hereby made expressly retroactive to that date, with the remainder of the text of those sections being unaffected by the provisions of this section."

**Legislative Research Commission Note** (1/1/2011). 2010 Ky. Acts ch. 151, sec. 151, has repealed this statute effective January 1, 2011.