

§ 55A-11B-06. Articles of domestication; effective date.

(a) Articles of domestication shall be signed by the domesticating corporation and delivered to the Secretary of State for filing.

(b) The articles of domestication shall contain all of the following:

- (1) The name and governing jurisdiction of the domesticating corporation.
- (2) The name and governing jurisdiction of the domesticated corporation.
- (3) If the domesticating corporation is a domestic nonprofit corporation, a statement that the plan of domestication was approved in accordance with this Article or, if the domesticating corporation is a foreign nonprofit corporation, a statement that the domestication was approved in accordance with its law of jurisdiction.
- (4) If the domesticated corporation is a domestic nonprofit corporation, its articles of incorporation, as an attachment, except that provisions that would not be required to be included in restated articles of incorporation may be omitted from the articles of the domesticated corporation and the articles do not need to be signed.

(c) In addition to the requirements of subsection (b) of this section, articles of domestication may contain any other provision not prohibited by law.

(d) If the domesticated corporation is a domestic nonprofit corporation, the domestication becomes effective when the articles of domestication are effective. If the domesticated corporation is a foreign nonprofit corporation, the domestication becomes effective on the later of the following:

- (1) The date and time provided by the law of the jurisdiction of the domesticated corporation.
- (2) When the articles of domestication are effective. (2026-52, s. 3.1.)