

**16-6a-109 Correcting filed documents.**

- (1) A domestic or foreign nonprofit corporation may correct a document filed with the division if the document:
  - (a) contains an incorrect statement; or
  - (b) was defectively executed, attested, sealed, verified, or acknowledged.
- (2) A document is corrected by delivering to the division for filing articles of correction that:
  - (a)
    - (i) describe the document, including its filing date; or
    - (ii) have attached a copy of the document;
  - (b) specify:
    - (i)
      - (A) the incorrect statement; and
      - (B) the reason it is incorrect; or
    - (ii) the manner in which the execution, attestation, sealing, verification, or acknowledgment was defective; and
  - (c) correct:
    - (i) the incorrect statement; or
    - (ii) defective execution, attestation, sealing, verification, or acknowledgment.
- (3) Articles of correction may be executed by any person:
  - (a) designated in Subsection 16-6a-105(6); or
  - (b) who executed the document that is corrected.
- (4)
  - (a) Articles of correction are effective on the effective date of the document they correct except as to a person:
    - (i) relying on the uncorrected document; and
    - (ii) adversely affected by the correction.
  - (b) As to a person described in Subsection (4)(a), the articles of correction are effective when filed.

Enacted by Chapter 300, 2000 General Session