

Effective 10/1/2026

16-1a-212 Annual report for division.

- (1) As used in this section, "anniversary month" means the calendar month in which:
 - (a) a domestic filing entity's formation becomes effective with the division; or
 - (b) a registered foreign entity's application for authority to conduct affairs in this state takes effect.
- (2) Each domestic filing entity and registered foreign entity shall file an annual report with the division that includes:
 - (a) the corporate name of the domestic filing entity or registered foreign entity;
 - (b) if a registered foreign entity, any assumed corporate name of the registered foreign entity;
 - (c) the jurisdiction under which law the domestic filing entity or registered foreign entity is organized or incorporated;
 - (d) the information required by Subsection 16-1a-404(1);
 - (e) the street address of the domestic filing entity's or the registered foreign entity's principal office; and
 - (f) the name and address of each director and principal officer of the domestic filing entity or the registered foreign entity.
- (3) The division shall:
 - (a) determine the form and process by which a domestic filing entity or registered foreign entity is required to file an annual report; and
 - (b) deliver a copy of the form described in Subsection (3)(a) to each domestic filing entity and registered foreign entity.
- (4) The domestic filing entity or registered foreign entity shall ensure that information in the annual report is current as of the date the domestic filing entity or registered foreign entity executes the report.
- (5)
 - (a) Unless the division specifies a different time period by rule made in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, a domestic filing entity or registered foreign entity:
 - (i) shall deliver an annual report to the division each calendar year on the last day of the anniversary month; and
 - (ii) may deliver the annual report up to 60 days before the last day of the anniversary month.
 - (b) A domestic filing entity or registered foreign entity does not violate the requirement to submit an annual report if the domestic filing entity or registered foreign entity provides evidence of the submission.
- (6) If an annual report contains the information required by this section, the division shall file the annual report.
- (7) The fact that an individual's name is signed on an annual report form is prima facie evidence for division purposes that the individual is authorized to certify the report on behalf of the domestic filing entity or registered foreign entity.
- (8) The division may design the annual report form the division prescribes to provide a simplified certification by the domestic filing entity or registered foreign entity if the domestic filing entity or registered foreign entity has not made changes to the required information from the last preceding report filed.
- (9) If an annual report contains the name or address of a registered agent that differs from the information contained in the records of the division immediately before the annual report becomes effective, the differing information in the annual report is considered a statement of change under Section 16-1a-407.

Enacted by Chapter 93, 2026 General Session