

CHAPTER 69  
FORMERLY  
HOUSE BILL NO. 142

AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO THE CREATION, REGULATION, OPERATION AND DISSOLUTION OF DOMESTIC LIMITED PARTNERSHIPS AND THE REGISTRATION AND REGULATION OF FOREIGN LIMITED PARTNERSHIPS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

Section 1. Amend § 17-111, Chapter 17, Title 6 of the Delaware Code by inserting the words "or any provision of this chapter, or any other instrument, document, agreement or certificate contemplated by any provision of this chapter," immediately before the words "may be brought".

Section 2. Amend § 17-211(c) (4), Chapter 17, Title 6 of the Delaware Code by inserting the words ", registered office or registered agent" immediately after the words "to change its name".

Section 3. Amend § 17-211(g), Chapter 17, Title 6 of the Delaware Code by inserting the words "and shall be effective notwithstanding any provision of the partnership agreement relating to amendment or adoption of a new partnership agreement, other than a provision that by its terms applies to an amendment to the partnership agreement or the adoption of a new partnership agreement, in either case, in connection with a merger or consolidation" immediately before the "." in the second sentence thereof.

Section 4. Amend § 17-302(f), Chapter 17, Title 6 of the Delaware Code by inserting the words, ", including as permitted by § 17-211(g) of this title" immediately after the words "as otherwise permitted by law" in the first sentence thereof and by inserting the words ", including as permitted by § 17-211(g) of this title" immediately before the "." in the second sentence thereof.

Section 5. Amend § 17-1101, Chapter 17, Title 6 of the Delaware Code by inserting a new subsection (h) at the end of such section reading as follows:

“(h) Action validly taken pursuant to one provision of this chapter shall not be deemed invalid solely because it is identical or similar in substance to an action that could have been taken pursuant to some other provision of this chapter but fails to satisfy one or more requirements prescribed by such other provision.”

Section 6. This Act shall become effective August 1, 2009.

Approved June 26, 2009