

**17-78-603. Correcting filed document.** (a) A domestic or foreign entity may correct an instrument filed with the secretary of state if:

- (1) The document contains an inaccuracy; or
- (2) the document was defectively signed.

(b) An instrument is corrected by filing with the secretary of state a certificate of correction that:

- (1) Describes the instrument to be corrected and states its filing date or has attached a copy of the instrument;
- (2) specifies the inaccuracy or defect to be corrected; and
- (3) corrects the inaccuracy or defect.

(c) In lieu of filing a certificate of correction, the instrument may be corrected by filing with the secretary of state a corrected instrument. The corrected instrument shall be specifically designated as such in its heading, shall specify the inaccuracy or defect to be corrected, and shall set forth the entire instrument in corrected form.

(d) A correction is effective on the effective date of the instrument it corrects except as to persons relying on the uncorrected instrument and adversely affected by the correction. As to those persons, the correction is effective when filed.

**History:** L. 2009, ch. 47, § 37; July 1, 2010.