

**272A.16-070 Articles of merger -- Effective date.**

- (1) After each constituent entity has approved a merger, articles of merger shall be signed on behalf of each constituent entity by an authorized representative.
- (2) The articles of merger shall include:
  - (a) The name and form of each constituent entity and the jurisdiction of its governing statute;
  - (b) The name and form of the surviving entity, the jurisdiction of its governing statute, and, if the surviving entity is created by the merger, a statement to that effect;
  - (c) The date the merger is effective under the governing statute of the surviving entity;
  - (d) If the surviving entity is to be created by the merger, the limited cooperative association's articles of association;
  - (e) If the surviving entity is not created by the merger, any amendments provided for in the plan of merger to its articles of association;
  - (f) A statement as to each constituent entity that the merger was approved as required by the entity's governing statute; and
  - (g) Any additional information required by the governing statute of any constituent entity.
- (3) The limited cooperative association that is the surviving entity to a merger shall deliver the articles of merger to the Secretary of State for filing.
- (4) A merger becomes effective upon the articles of merger being effective as provided in KRS 14A.2-070.

**Effective:** July 12, 2012

**History:** Created 2012 Ky. Acts ch. 160, sec. 116, effective July 12, 2012.