

BEEN SUBSTANTIAL COMPLIANCE IN GOOD FAITH WITH THE REQUIREMENTS OF SUBSECTION (A) OF THIS SECTION.

REVISOR'S NOTE: This section presently appears as Art. 73, §2.

The requirement that the certificate be sworn to is deleted. Although the recording statutes require swearing, it is seldom done in actual practice. Consequently, the requirement that it be "acknowledged" is substituted; in this regard, see Title 1 of this article.

The only other changes are technical changes in punctuation.

Subsection (a) of this section requires a person to file the certificate of limited partnership for record with the "clerk of the court" (defined in Title 1 of this article), without indicating which county. This provision is vague and an Attorney General's Opinion of January 25, 1973 concludes that "filing in the county of the principal place of business, while not required, would appear to be the most logical procedure." The General Assembly may wish to consider amending this section to provide a mechanism for central filing of certificates of limited partnerships, either in lieu of or in addition to the present system of local filing. Central filing (provisions for which have been adopted in six of the jurisdictions which have enacted the Uniform Act) would enable persons to determine more readily whether a certificate has been filed.

10-103. BUSINESS WHICH MAY BE CARRIED ON.

A LIMITED PARTNERSHIP MAY CARRY ON ANY BUSINESS WHICH A PARTNERSHIP WITHOUT LIMITED PARTNERS MAY CARRY ON, EXCEPT MAKING INSURANCE.

REVISOR'S NOTE: This section presently appears as Art. 73, §3.

No changes are made.

10-104. CHARACTER OF LIMITED PARTNER'S CONTRIBUTION.

THE CONTRIBUTIONS OF A LIMITED PARTNER MAY BE CASH OR OTHER PROPERTY, BUT NOT SERVICES.