

Delaware Tribe of Indians Tribal Regulations

Business Corporation Regulation 2013-1

R-1. Authority

This regulation is promulgated pursuant to the general rule-making authority granted the Registrar by the Business Corporation Act.

R-2. Purpose and Scope

The purpose of this regulation is to set forth the businesses that are authorized under the Business Corporation Act.

R-3. Businesses Authorized

The following businesses may be incorporated under the Business Corporation Act:

1. The business of issuing insurance as authorized under the Insurance Company Act.
2. The business of assuming or ceding reinsurance as authorized under the Insurance Company Act.
3. The business of administering any aspect of the formation, operation, or regulation of insurance or reinsurance companies licensed under the Insurance Company Act.

R-4. Agent for Service of Process

1. A corporation must name the corporation's agent for receiving service of process, notice, or demand required or permitted by law to be served on the corporation under the laws of the Tribe.
2. The following individuals may be named as the corporation's agent of these purposes:
 - a. The Registrar can be named by any corporation
 - b. The Insurance Commissioner can be named if the corporation is authorized as an insurer or reinsurer under the Insurance Company Act.
 - c. The corporation's Resident Agent, if any, can be named by any corporation.

R-5. Resident Agent

1. No corporation is required to have a Resident Agent.
2. Any general corporation may name a Resident Agent to fulfill the requirements of R-4 or any other general business purpose.
3. The named Resident Agent must be approved by the Registrar.
4. The Registrar will maintain and publish a list of approved Resident Agents.
5. A corporation authorized as an insurer or reinsurer under the Insurance Company Act may name a Resident Agent for insurance business purposes, such as issuing insurance policies from the Tribal jurisdiction regarding risks located outside the Tribal jurisdiction.
 - a. A Resident Agent appointed for insurance business purposes must also be approved by the Insurance Commissioner.
 - b. The Insurance Commissioner will maintain and publish a list of resident agents approved for insurance business purposes.