



Delaware Entity Laws Compliance Checklist – 2026 Update

from CT Corporation

Topic Area	Summary of Changes	Effective Date/Comments
I. Corporations	Below is a summary of the amendments to the Delaware General Corporation Law (Title 8, Chapter 1 of the Delaware Code) made by House Bill 353 and House Bill 400. Please consult the full text of the bills summarized in this chart as well as the relevant sections of the General Corporation Law for more information.	
Amendment of Certificate of Incorporation Sec. 242	Sec. 242(d) is amended to confirm that if a certificate of incorporation includes a provision that “opts out” of the class vote specified in Sec. 242(b)(2) to increase or decrease the number of shares of a class of stock, that “opt out” will not be deemed an express provision that has the effect of “opting out” of the default provisions of Sec. 242(d). Instead, Sec. 242(d) will apply unless the Sec. 242(b)(2) “opt out” expressly states that the corporation is not governed by Sec. 242(d)(1) or (2), or the Sec. 242(b)(2) “opt out” provision specifies a greater or additional vote to increase or decrease the authorized number of shares of 1 or more classes of stock.	Enacted by HB 353, effective August 1, 2026.
Merger or consolidation of domestic and foreign corporations; service of process on surviving or resulting corporation Sec. 252	Sec. 252(d) is amended to provide that the fee paid by the plaintiff to the Secretary of State if the plaintiff is serving process on the Secretary of State under the section is the fee prescribed under Sec. 391(a)(29). (Formerly the section stated the fee was \$50)	Enacted by HB 400, effective August 1, 2026. The fee prescribed under Sec. 391(a)(29) is \$100.



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Merger or consolidation of domestic and foreign nonstock corporations; service of process on surviving or resulting corporation Sec. 256	Sec. 256(d) is amended to provide that the fee paid by the plaintiff to the Secretary of State if the plaintiff is serving process on the Secretary of State under the section is the fee prescribed under Sec. 391(a)(29). (Formerly the section stated the fee was \$50)	Enacted by HB 400, effective August 1, 2026. The fee prescribed under Sec. 391(a)(29) is \$100.
Merger or consolidation of domestic corporations and partnerships; service of process on surviving or resulting corporation or partnership Sec. 263	Sec. 263(d) is amended to provide that the fee paid by the plaintiff to the Secretary of State if the plaintiff is serving process on the Secretary of State under the section is the fee prescribed under Sec. 391(a)(29). (Formerly the section stated the fee was \$50)	Enacted by HB 400, effective August 1, 2026. The fee prescribed under Sec. 391(a)(29) is \$100.
Merger or consolidation of domestic corporations and limited liability companies; service of process on surviving or resulting corporation or limited liability company Sec. 264	Sec. 264(d) is amended to provide that the fee paid by the plaintiff to the Secretary of State if the plaintiff is serving process on the Secretary of State under the section is the fee prescribed under Sec. 391(a)(29). (Formerly the section stated the fee was \$50)	Enacted by HB 400, effective August 1, 2026. The fee prescribed under Sec. 391(a)(29) is \$100.
Conversion of a domestic corporation to other entities Sec. 266	Sec. 266(c)(6) is amended to provide that the fee paid by the plaintiff to the Secretary of State if the plaintiff is serving process on the Secretary of State under the section is the fee prescribed under Sec. 391(a)(29). (Formerly the section stated the fee was \$50)	Enacted by HB 400, effective August 1, 2026. The fee prescribed under Sec. 391(a)(29) is \$100.

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Dissolution Sec. 275	Sec. 275 was amended as follows: • Subsection (h) was added to provide that the authority of the registered agent of a dissolved corporation terminates at the time of the effectiveness of the filing of the certificate of dissolution except with respect to process received by the registered agent before dissolution; • Subsection (i) was added to provide that the dissolving corporation shall agree to be served with process in Delaware in any proceeding for the enforcement of any of its obligations and shall irrevocably appoint the Secretary of State as its agent to accept service of process and shall specify the address to which a copy of process shall be sent by the Secretary of State. • Subsections (d) and (f) are added to require the certificate of dissolution to include the agreement required by subsection (i).	Enacted by HB 353, effective August 1, 2026 It is the plaintiff's duty to notify the Secretary of State that service is being effected pursuant to this subsection and pay the fee prescribed under Sec. 391(a)(29). (The fee is \$100).
Revival of certificate of incorporation Sec. 312	Sec. 312(j) is amended to delete reference to actions taken by members of a nonstock corporation who are entitled to vote on a dissolution of the corporation and to clarify that member action will be taken for a revival only if any member action is necessary.	Enacted by HB 353, effective August 1, 2026 Sec. 312(j) and (h) when read together, contemplate member action only to elect persons to the governing body of the corporation if there are no such persons then in office to revive the corporation. Because no action by members entitled to vote on a dissolution is required for revival, the reference to these members is being deleted. In addition, because no member action is required to revive a corporation if there are persons then serving on the governing body of the corporation, amended Sec. 312(j) also clarifies that member action will be taken for a revival only "if any" member action is necessary
Service of process Sec. 321	Sec. 321(b) is amended to provide that the fee paid by the plaintiff to the Secretary of State if the plaintiff is serving process on the Secretary of State under the section is the fee prescribed under Sec. 391(a)(29). (Formerly the section stated the fee was \$50)	Enacted by HB 400, effective August 1, 2026. The fee prescribed under Sec. 391(a)(29) is \$100.
Service of process on qualified foreign corporations Sec. 376	Sec. 376(b) is amended to provide that the fee paid by the plaintiff to the Secretary of State if the plaintiff is serving process on the Secretary of State under the section is the fee prescribed under Sec. 391(a)(29). (Formerly the section stated the fee was \$50)	Enacted by HB 400, effective August 1, 2026. The fee prescribed under Sec. 391(a)(29) is \$100.
Withdrawal of foreign corporations Sec. 381	Sec. 381(d) is amended to provide that the fee paid by the plaintiff to the Secretary of State if the plaintiff is serving process on the Secretary of State under the section is the fee prescribed under Sec. 391(a)(29). (Formerly the section stated the fee was \$50)	Enacted by HB 400, effective August 1, 2026. The fee prescribed under Sec. 391(a)(29) is \$100.

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Topic Area	Summary of Changes	Effective Date/Comments
Service of process on nonqualifying foreign corporations Sec. 382	Sec. 382(b) is amended to provide that the fee paid by the plaintiff to the Secretary of State if the plaintiff is serving process on the Secretary of State under the section is the fee prescribed under Sec. 391(a)(29). (Formerly the section stated the fee was \$50)	Enacted by HB 400, effective August 1, 2026. The fee prescribed under Sec. 391(a)(29) is \$100.
Fees Sec. 391	Sec. 391 is amended as follows: • Subsection (a)(5) is amended to increase the fee for the short form dissolution from \$10 to \$50; • Subsection (a)(8) is amended to increase the fee for the foreign corporation annual report from \$125 to \$250 and the penalty for failure to file from \$125 to \$200; • Subsection (a)(16) is amended to increase the fee for preparing and providing a written report of a record search from up to \$100 to up to \$200; • Subsection (a)(17) is amended to increase the fee for preclearance of a document from \$250 to \$350, with the exception of documents filed under Sec. 204 for which the fee is \$1,500; • Subsection (a)(29) is added to provide that the fee for accepting service of process is \$100; • Subsection (h) is amended to provide that an additional fee of up to \$10,000 (formerly \$7,500) may be charged for services completed within 30 minutes; a fee of up to \$1,000 (formerly \$2500) for services completed within 1 hour; a fee of up to \$1500 (formerly \$500) for services completed within 2 hours; a fee of up to \$500 (formerly \$300) for services completed on the same day; a fee of up to \$300 (formerly \$150) for services completed within a 24 hour period.	Enacted by HB 400, effective August 1, 2026. The fees specified in Subsection (h) are maximum amounts. The Secretary of State may establish a schedule setting forth the specific fees. Sec. 204 deals with the ratification of defective acts.
II. Limited Liability Companies		
Definitions Sec. 18-101	Sec. 18-101(2) is amended to define a “certificate of registered series” as the certificate referred to in Sec. 18-218 and the certificate as amended.	Enacted by HB 352, effective August 1, 2026. Sec. 18-218 requires the filing of a certificate of registered series in order to form a registered series.
Service of process on domestic limited liability companies and series thereof Sec. 18-105	Sec. 18-105(b) is amended to provide that the fee paid by the plaintiff to the Secretary of State if the plaintiff is serving process on the Secretary of State under the section is the fee prescribed under Sec. 18-1105(a)(13). (Formerly the section stated the fee was \$50)	Enacted by HB 400, effective August 1, 2026. The fee prescribed under Sec. 18-1105(a)(13) is \$100.

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Service of process on managers and liquidating trustees Sec. 18-109	Sec. 18-109(b) is amended to provide that the fee paid by the plaintiff to the Secretary of State if the plaintiff is serving process on the Secretary of State under the section is the fee prescribed under Sec. 18-1105(a)(13). (Formerly the section stated the fee was \$50)	Enacted by HB 400, effective August 1, 2026. The fee prescribed under Sec. 18-1105(a)(13) is \$100.
Merger and consolidation Sec. 18-209	Sec. 18-209(i) is amended to provide that the fee paid by the plaintiff to the Secretary of State if the plaintiff is serving process on the Secretary of State under the section is the fee prescribed under Sec. 18-1105(a)(13). (Formerly the section stated the fee was \$50)	Enacted by HB 400, effective August 1, 2026. The fee prescribed under Sec. 18-1105(a)(13) is \$100.
Series of members, managers, limited liability company interests or assets Sec. 18-215	Sec. 18-215(a) is amended to (a) confirm that no provision of Sec. 18-215 or Sec. 18-218 shall be construed to limit the establishment of a series that is not registered or protected and to (b) confirm that the limitation on merger, conversion and consolidation of a series in Sec. 18-215(a) does not restrict a limited liability company with series from merging, converting or consolidating pursuant to any section of the LLC Act or as otherwise permitted by law.	Enacted by HB 352, effective August 1, 2026.
Service of process on registered foreign limited liability companies Sec. 18-910	Sec. 18-910(b) is amended to provide that the fee paid by the plaintiff to the Secretary of State if the plaintiff is serving process on the Secretary of State under the section is the fee prescribed under Sec. 18-1105(a)(13). (Formerly the section stated the fee was \$50)	Enacted by HB 400, effective August 1, 2026. The fee prescribed under Sec. 18-1105(a)(13) is \$100.
Service of process on unregistered foreign limited liability companies Sec. 18-911	Sec. 18-911(c) is amended to provide that the fee paid by the plaintiff to the Secretary of State if the plaintiff is serving process on the Secretary of State under the section is the fee prescribed under Sec. 18-1105(a)(13). (Formerly the section stated the	Enacted by HB 400, effective August 1, 2026. The fee prescribed under Sec. 18-1105(a)(13) is \$100.
Fees Sec. 18-1105	Sec. 18-1105 is amended as follows: • Subsection (a)(8) is amended to increase the fee for preclearance of a document from \$250 to \$350; • Subsection (a)(9) is amended to increase the fee for preparing and providing a written report of a record search from up to \$100 to up to \$200; • Subsection (a)(13) is added to provide that the fee for accepting service of process is \$100; • Subsection (b) is amended to provide that an additional fee of up to \$10,000 (formerly \$7,500) may be charged for services completed within 30 minutes; a fee of up to \$1000 (formerly \$2,500) for services completed within 1 hour; a fee of up to \$1500 (formerly \$500) for services completed within 2 hours; a fee of up to \$500 (formerly \$300) for services completed on the same day; a fee of up to \$300 (formerly \$150) for services completed within a 24 hour period.	Enacted by HB 400, effective August 1, 2026. The fees specified in Subsection (b) are maximum amounts. The Secretary of State may establish a schedule setting forth the specific fees.

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Taxation of limited liability companies and registered series Sec. 18-1107	Sec. 18-1107(b) is amended to increase the annual tax payable by domestic and foreign limited liability companies from \$300 to \$400 and to increase the annual tax for each registered series of a domestic limited liability company from \$75 to \$100 per registered series.	Enacted by HB 400, effective retroactively to January 1, 2026
III. Limited Partnerships Below are amendments to the Delaware Revised Uniform Limited Partnership Act (Title 6, Chapter 17 of the Delaware Code) made by House Bill 354 and House Bill 400. Consult the full text of the bill summarized in this chart and the relevant sections of the Delaware Revised Uniform Limited Partnership Act for more information.		
Definitions Sec. 17-101	Sec. 17-101(1) is amended to define a “certificate of registered series” as the certificate referred to in Sec. 17-221 and the certificate as amended.	Enacted by HB 354, effective August 1, 2026. Sec. 17-221(d) requires the filing of a certificate of registered series in order to form a registered series.
Service of process on domestic limited partnerships and series thereof Sec. 17-105	Sec. 17-105(b) is amended to provide that the fee paid by the plaintiff to the Secretary of State if the plaintiff is serving process on the Secretary of State under the section is the fee prescribed under Sec. 17-1107(a)(13). (Formerly the section stated	Enacted by HB 400, effective August 1, 2026. The fee prescribed under Sec. 17-1107(a)(13) is \$100.
Service of process on partners and liquidating trustees Sec. 17-109	Sec. 17-109(b) is amended to provide that the fee paid by the plaintiff to the Secretary of State if the plaintiff is serving process on the Secretary of State under the section is the fee prescribed under Sec. 17-1107(a)(13). (Formerly the section stated the fee was \$50)	Enacted by HB 400, effective August 1, 2026. The fee prescribed under Sec. 17-1107(a)(13) is \$100.
Amendment to Certificate of Limited Partnership Sec. 17-202	Sec. 17-202(d) is added to provide that if a person has ceased to be a general partner but is shown on the certificate of limited partnership as a general partner, that person may amend the certificate of limited partnership by filing a certificate of amendment that states only the name of the limited partnership and that the person has ceased to be a general partner.	Enacted by HB 354, effective August 1, 2026.
Execution Sec. 17-204	Sec. 17-204(a) is amended to clarify that the former general partner must execute a certificate of amendment authorized by new Sec. 17-202(d) or any certificate of correction that is correcting a certificate of amendment filed pursuant to Sec. 17-202(d) and that the former general partner must execute a certificate of amendment authorized by new Sec. 17-221(d)(6) or any certificate of correction that is correcting a certificate of amendment filed pursuant to Sec. 17-221(d)(6).	Enacted by HB 354, effective August 1, 2026.

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Liability for false statements Sec. 17-207	Sec. 17-207 is amended to clarify that the section applies to any person who executed a certificate pursuant to subchapter IX (foreign limited partnerships) (whether or not such person is a general partner of the foreign limited partnership).	Enacted by HB 354, effective August 1, 2026.
Merger and consolidation Sec. 17-211	Sec. 17-211(l) is amended to provide that the fee paid by the plaintiff to the Secretary of State if the plaintiff is serving process on the Secretary of State under the section is the fee prescribed under Sec. 17-1107(a)(13). (Formerly the section stated the fee was \$50)	Enacted by HB 400, effective August 1, 2026. The fee prescribed under Sec. 17-1107(a)(13) is \$100.
Series of limited partners, general partners, partnership interests or assets Sec. 17-218	Sec. 17-218(a) is amended to (a) confirm that no provision of Sec. 17-218 or Sec. 17-221 shall be construed to limit the establishment of a series that is not registered or protected and to (b) confirm that the limitation on merger, conversion and consolidation of a series in Sec. 17-218(a) does not restrict a limited partnership with series from merging, converting or consolidating pursuant to any section of the LP Act or as otherwise permitted by law.	Enacted by HB 354, effective August 1, 2026.
Registered series of limited partners, general partners, partnership interests or assets Sec. 17-221	Sec. 17-221(d) is amended to provide that if a person has ceased to be a general partner associated with a registered series but is shown on the certificate of registered series as a general partner associated with the registered series, such person may amend the certificate of registered series by filing a certificate of amendment that states only the name of limited partnership, the name of the registered series, and that the person ceased to be a general partner associated with the registered series.	Enacted by HB 354, effective August 1, 2026.
Registration of foreign limited partnership Sec. 17-902	Sec. 17-902(1) is amended to provide that the statement required to be included in an application for registration as a foreign limited partnership shall be made by the person who signs the application (whether or not such person is a general partner of the foreign limited partnership).	Enacted by HB 354, effective August 1, 2026.
Service of process on registered foreign limited partnerships Sec. 17-910	Sec. 17-910(b) is amended to provide that the fee paid by the plaintiff to the Secretary of State if the plaintiff is serving process on the Secretary of State under the section is the fee prescribed under Sec. 17-1107(a)(13). (Formerly the section stated the fee was \$50)	Enacted by HB 400, effective August 1, 2026. The fee prescribed under Sec. 17-1107(a)(13) is \$100.
Service of process on unregistered foreign limited partnerships Sec. 17-911	Sec. 17-911(c) is amended to provide that the fee paid by the plaintiff to the Secretary of State if the plaintiff is serving process on the Secretary of State under the section is the fee prescribed under Sec. 17-1107(a)(13). (Formerly the section stated the fee was \$50)	Enacted by HB 400, effective August 1, 2026. The fee prescribed under Sec. 17-1107(a)(13) is \$100.

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Fees Sec. 17-1107	Sec. 17-1107 is amended as follows: • Subsection (a)(8) is amended to increase the fee for preclearance of a document from \$250 to \$350; • Subsection (a)(9) is amended to increase the fee for preparing and providing a written report of a record search from up to \$100 to up to \$200; • Subsection (a)(13) is added to provide that the fee for accepting service of process is \$100; • Subsection (b) is amended to provide that an additional fee of up to \$10,000 (formerly \$7,500) may be charged for services completed within 30 minutes; a fee of up to \$1,000 (formerly \$2,500) for services completed within 1 hour; a fee of up to \$1500 (formerly \$500) for services completed within 2 hours; a fee of up to \$500 (formerly \$300) for services completed on the same day; a fee of up to \$300 (formerly \$150) for services completed within a 24 hour period.	Enacted by HB 400, effective August 1, 2026. The fees specified in Subsection (b) are maximum amounts. The Secretary of State may establish a schedule setting forth the specific fees.
Annual Tax Sec. 17-1109	Sec. 17-1109(b) is amended to increase the annual tax payable by domestic and foreign limited partnerships from \$300 to \$400 and to increase the annual tax for each registered series of a domestic limited partnership from \$75 to \$100 per registered series.	Enacted by HB 400, effective retroactively to January 1, 2026
IV. Partnerships Below are amendments to the Delaware Revised Uniform Partnership Act (Title 6, Chapter 15 of the Delaware Code) made by House Bill 400. Consult the full text of the bill summarized in this chart and the relevant sections of the Delaware Revised Uniform Partnership Act for more information.		
Service of process on partnership filing a statement Sec. 15-112	Sec. 15-112(b) is amended to provide that the fee paid by the plaintiff to the Secretary of State if the plaintiff is serving process on the Secretary of State under the section is the fee prescribed under Sec. 15-1207(a)(12). (Formerly the section stated the fee was \$50)	Enacted by HB 400, effective August 1, 2026. The fee prescribed under Sec. 15-1207(a)(12) is \$100.
Service of process on partnership not filing a statement Sec. 15-113	Sec. 15-113(b) is amended to provide that the fee paid by the plaintiff to the Secretary of State if the plaintiff is serving process on the Secretary of State under the section is the fee prescribed under Sec. 15-1207(a)(12). (Formerly the section stated the fee was \$50)	Enacted by HB 400, effective August 1, 2026. The fee prescribed under Sec. 15-1207(a)(12) is \$100.

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Service of process on a partner and liquidating trustee Sec. 15-114	Sec. 15-114(b) is amended to provide that the fee paid by the plaintiff to the Secretary of State if the plaintiff is serving process on the Secretary of State under the section is the fee prescribed under Sec. 15-1207(a)(12). (Formerly the section stated the fee was \$50)	Enacted by HB 400, effective August 1, 2026. The fee prescribed under Sec. 15-1207(a)(12) is \$100.
Merger or consolidation Sec. 15-902	Sec. 15-902(m) is amended to provide that the fee paid by the plaintiff to the Secretary of State if the plaintiff is serving process on the Secretary of State under the section is the fee prescribed under Sec. 15-1207(a)(12). (Formerly the section stated the fee was \$50)	Enacted by HB 400, effective August 1, 2026. The fee prescribed under Sec. 15-1207(a)(12) is \$100.
Fees Sec. 15-1207	Sec. 15-1207 is amended as follows: • Subsection (a)(3) is amended to increase the fee for filing a statement of qualification, a statement of foreign qualification, and an annual report for a limited liability partnership or foreign limited liability partnership from \$200 to \$300 per partner, with a maximum fee of \$180,000 (formerly \$120,000); • Subsection (a)(7) is amended to increase the fee for preclearance of a document from \$250 to \$350; • Subsection (a)(8) is amended to increase the fee for preparing and providing a written report of a record search from up to \$100 to up to \$200; • Subsection (a)(12) is added to provide that the fee for accepting service of process is \$100; • Subsection (b) is amended to provide that an additional fee of up to \$10,000 (formerly \$7,500) may be charged for services completed within 30 minutes; a fee of up to \$1,000 (formerly \$2,500) for services completed within 1 hour; a fee of up to \$1500 (formerly \$500) for services completed within 2 hours; a fee of up to \$500 (formerly \$300) for services completed on the same day; a fee of up to \$300 (formerly \$150) for services completed within a 24 hour period.	Enacted by HB 400, effective August 1, 2026. The fees specified in Subsection (b) are maximum amounts. The Secretary of State may establish a schedule setting forth the specific fees.
Annual Tax of partnership Sec. 15-1208	Sec. 15-1208(a) is amended to increase the annual tax payable by a partnership that filed a statement of partnership existence from \$300 to \$400.	Enacted by HB 400, effective retroactively to January 1, 2026

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V. Statutory Trusts	Below are amendments to the Delaware Statutory Trust Act (Title 12, Chapter 38 of the Delaware Code) made by House Bill 400 and highlights of some of the most significant amendments made by House Bill 298. Consult the full text of the bills summarized in this chart and the relevant sections of the Delaware Statutory Trust Act for more information. In particular consult the full text of House Bill 298 to see all of the sections amended by that bill.	
Contributions by beneficial owners Sec. 3802	Sec. 3802 is amended to add subsection (d) to clarify that a subscription for a beneficial interest is irrevocable if the subscription states that it is irrevocable to the extent provided by the terms of the subscription.	Enacted by House Bill 298, effective August 1, 2026.
Liability of beneficial owners and trustees Sec. 3803	Sec. 3803(c) is amended to provide that advisers, as defined in Title 12, Sec. 3313, shall receive the same liability protections as officers, employees, managers and other persons acting pursuant to Sec. 3806(b) (7) or Sec. 3806(i) of the Statutory Trust Act.	Enacted by House Bill 298, effective August 1, 2026.
Trustee in state; registered agent Sec. 3807	Sec. 3807 is amended to add subsection (i)(2) that a registered agent may not perform its duties or functions solely through the use of a virtual office, the retention by the agent of a mail forwarding service, or both.	Enacted by House Bill 298, effective August 1, 2026. “Virtual office” is defined as the performance of duties or functions solely through the internet or solely through other means of remote communication.
Existence of statutory trust Sec. 3808	Sec. 3808 regarding dissolution is amended as follows: - Subsection (c) is amended to confirm and clarify that the references in the section to dissolution effected by the approval of persons other than beneficial owners refers to persons whose approval is required for such dissolution pursuant to the governing instrument. - Sec. 3808(f) is amended to permit revocation of dissolution of a series prior to the completion of the winding up of the series.	Enacted by House Bill 298, effective August 1, 2026.
Certificate of Trust; amendment, restatement, cancellation Sec. 3810	Sec. 3810(d) and (e) are amended to provide that a certificate of correction may nullify a previously filed certificate.	Enacted by House Bill 298, effective August 1, 2026.

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Fees Sec. 3813	Sec. 3813 is amended as follows: • Subsection (a)(7) is amended to increase the fee for preparing and providing a written report of a record search from up to \$100 to up to \$200; • Subsection (a)(8) is added to provide that the fee for accepting service of process is \$100; • Subsection (a)(9) is added to provide that the fee for preclearance of a document is \$350; • Subsection (b) is amended to provide that an additional fee of up to \$10,000 (formerly, \$7,500) may be charged for services completed within 30 minutes; a fee of up to \$1,000 (formerly \$2,500) for services completed within 1 hour; a fee of up to \$1,500 (formerly, \$500) for services completed within 2 hours; a fee of up to \$500 (formerly, \$300) for services completed on the same day; a fee of up to \$300 (formerly \$150) for services completed within a 24 hour period.	Enacted by HB 400, effective August 1, 2026. The fees specified in Subsection (b) are maximum amounts. The Secretary of State may establish a schedule setting forth the specific fees.
Secs. 3804 (legal proceedings), 3815 (merger and consolidation)	Secs. 3804(c) and 3815(b) are amended to provide that the fee paid by the plaintiff to the Secretary of State if the plaintiff is serving process on the Secretary of State under the sections is the fee prescribed under Sec. 3813(a)(8). (Formerly the section stated the fee was \$50)	Enacted by HB 400, effective August 1, 2026. The fee prescribed under Sec. 3813(a)(8) is \$100.
Merger and consolidation Sec. 3815	Sec. 3815(b) is amended to provide that a certificate of merger may set forth any amendments to the certificate of trust of a surviving domestic statutory trust and to provide that a certificate of trust must be attached to the certificate of consolidation of a resulting domestic statutory trust.	Enacted by House Bill 298, effective August 1, 2026. Previously the certificate of merger could set forth an amendment to change the name or registered agent or registered office.
Division of statutory trust Sec. 3825	Sec. 3825(h) is amended to provide for the filing of a certificate of amendment to a certificate of division.	Enacted by House Bill 298, effective August 1, 2026.
Service of process Sec. 3860 (registered foreign statutory trusts); Sec. 3861 (unregistered foreign statutory trusts)	Secs. 3860(b) and 3861(c) are amended to provide that the fee paid by the plaintiff to the Secretary of State if the plaintiff is serving process on the Secretary of State under the sections is the fee prescribed under Sec. 3862(3). (Formerly the section stated the fee was \$50)	Enacted by HB 400, effective August 1, 2026. The fee prescribed under Sec. 3862(3) is \$100.
Fees (foreign statutory trusts) Sec. 3862	Sec. 3862 was amended to add subsection (3) providing that the fee for accepting service of process is \$100.	Enacted by HB 400, effective August 1, 2026.

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Control beneficial interest acquisition definitions Sec. 3881	Sec. 3881 is amended to revise the definition of various terms including “associate”, “control beneficial interest acquisition”, “control beneficial interests”, and “interested beneficial interests”.	Enacted by House Bill 298, effective August 1, 2026.
Disclosure of control beneficial interest acquisitions and related information Sec. 3888	Sec. 3888(b), (c) and (d) are amended to expand the categories of information that a holder of beneficial interests or an associate must disclose upon request relating to control beneficial interests and to authorize the trustees to adopt procedures to determine whether the voting of control beneficial interests will be or have been voted in violation of subchapter III of the Statutory Trust Act.	Enacted by House Bill 298, effective August 1, 2026.

The full text of the legislation addressed by this checklist can be accessed here:



- [House Bill 400](#)
- [House Bill 352](#)
- [House Bill 353](#)
- [House Bill 354](#)
- [House Bill 298](#)

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This chart is not intended as legal advice and is accurate as of the publication date. State and local statute should be consulted for specific language and information.