

2nd Sub. S.B. 93

UNIFORM COMMERCIAL CODE FILING AMENDMENTS

HOUSE COMMITTEE AMENDMENTS

AMENDMENT 1

FEBRUARY 23, 2015 7:18 AM

Representative **R. Curt Webb** proposes the following amendments:

1. *Page 5, Lines 128 through 132:*

128 information that the filing office considers appropriate. If the filing office concludes that the
129 record was ~~not authorized and was~~ caused to be communicated with the intent to harass or defraud the
affiant, the
130 filing office shall promptly file a termination statement under Subsection (3) that will be
131 effective immediately and send to the secured party of record the notice required by Subsection
132 (5). The secured party may thereafter file an action for reinstatement under Subsection (6), and

2. *Page 6, Line 179 through Page 7, Line 182:*

179 (3) ~~{The}~~ Except as provided in Section 70A-9a-513.5, the filing office ~~{, as defined in~~
Section 70A-9a-513.5,} has no duty to form a belief
180 as to whether a record was caused to be communicated with the intent to harass or defraud the
181 person identified as debtor or for another unlawful purpose and has no duty to investigate or
182 ascertain facts relevant to whether the intent or purpose was present.