

Department of Legislative Services
Maryland General Assembly
2001 Session

FISCAL NOTE
Revised

House Bill 1035 (Delegates Barve and Brown)
Economic Matters

Finance

Uniform Commercial Code - Secured Transactions - Revisions

This bill: (1) makes various technical amendments to the revision of Article 9 of the Maryland Uniform Commercial Code (Md. UCC) and of Article 2 of Md. UCC; and (2) repeals an obsolete provision relating to recordation tax on Article 9 filings. The bill also amends sections of the Natural Resources and Transportation Articles regarding perfection of a lien on vessels and vehicles, respectively, to comply with the Article 9 revision.

The bill is effective on the effective date of the revision to Md. UCC Article 9, which is July 1, 2001 unless the date is otherwise amended.

Fiscal Summary

State Effect: The bill would not directly affect governmental operations or finances.

Local Effect: None.

Small Business Effect: Minimal.

Analysis

Current Law: Enacted as Chapter 282 of 1999, the revisions to Md. UCC Article 9 become effective July 1, 2001, unless the effective date is amended. The recordation tax on Md. UCC Article 9 filings with the Department of Assessments and Taxation was repealed by Chapter 679 of 2000.

Background: When Chapter 282 of 1999 was enacted, Maryland became the first state to adopt the revisions to Article 9 of the Uniform Commercial Code (UCC) as adopted by the National Conference of Commissioners on Uniform State Laws (NCCUSL) in 1998. Since the enactment of Chapter 282, NCCUSL has made various technical amendments to UCC Article 9. This bill embodies NCCUSL's amendments.

Additional Information

Prior Introductions: None.

Cross File: SB 610 (Senator Kelley) – Finance.

Information Source(s): Department of Assessments and Taxation, Office of the Attorney General, Department of Legislative Services

Fiscal Note History: First Reader – February 19, 2001
ncs/cr Revised – House Third Reader – March 19, 2001

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