

HB

35

January 15, 1979

Speaker of the House
Alaska State Legislature
Juneau, Alaska 99811

Dear Mr. Speaker:

Under the authority of art. III, sec. 18 of the Alaska Constitution, I am transmitting a bill which would transfer the responsibility for prescribing uniform filing fees under art. 9 (secured transactions) of the Uniform Commercial Code (U.C.C.) from the administrative director of the courts to the Department of Commerce and Economic Development. This transfer has the approval of the administrative director of courts.

This bill is offered in conjunction with an executive order transferring the recording function and the U.C.C. filing function from the Department of Administration to the Department of Commerce and Economic Development.

Historically, the real property records have been maintained by the court system in this state, and the Uniform Commercial Code filing system for secured transactions has been administered by the Department of Administration. In 1976, the responsibility for maintaining the real property records was transferred to the Department of Administration by ch. 118 SLA 1976. The Department of Administration in 1978 transferred the handling of U.C.C. filing to the Department of Commerce and Economic Development, Division of Banking and Securities, under a reimbursable services agreement. It is the view of the Department of Administration and the Department of Commerce and Economic Development that these record-keeping functions more logically come within the latter's area of responsibility for supervising and regulating commercial activities in this state. The executive order I am also submitting accomplishes this transfer of functions.

It is felt that the agency supervising and administering the U.C.C. should be able to prescribe the appropriate fees for the various U.C.C. filings. It is also felt that, because the administrative director of the courts

THE LEGISLATURE OF THE STATE OF ALASKA
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB 35
Title Recording Functions and UCC Filing Functions
Requested by Governor's Office Date 12/13/78

II. FISCAL DETAIL

Agency Affected Administration and Commerce
Program Category Affected Public Protection
Budget Request Unit(s) Affected State Recorder/ Banking and Securities

EXPENDITURES (Thousands of Dollars)

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	0	0	0	0	0	0

FUNDING (Thousands of Dollars)

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
GENERAL FUND	0	0	0	0	0	0
FEDERAL FUNDS						
OTHER (Specify)						

POSITIONS

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
FULL TIME	0	0	0	0	0	0
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

IV. DATE 1/3/79

PREPARED BY Kellus N. Seweli / Lois Cook
AGENCY Administration / Commerce
PHONE 465-2200 / 2501

Original: Legislative Finance
cc: Budget and Management
Prime Sponsor (First Legislator Named) Governor Hammond (Atten. Carla)
Commissioner Allen

ALASKA STATE LEGISLATURE

ELEVENTH Legislature FIRST Session

HOUSE BILL NO. 35.....

By THE RULES COMMITTEE BY.....
REQUEST OF THE GOVERNOR.

"An Act relating to filing fees and miscellaneous amendments to the Uniform Commercial Code; and providing for an effective date."

Uniform Commercial Code

Introduced in the House 1-24-1979.....

HISTORY IN THE HOUSE

1979

Jan. 24

Read first time and referred to Committee on Commerce and Judiciary

Reported back with recommendation that

Read second time and

Read third time and

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused

Reconsideration

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused

Reported correctly engrossed
Signed by Speaker
Sent to Senate

CHIEF CLERK OF THE HOUSE

HISTORY IN THE SENATE

19

Read first time and referred to Committee on

Reported back with recommendation that

Read second time and

Read third time and

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused

Reconsideration

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused

Reported correctly engrossed
Signed by President
Returned to House

SECRETARY OF THE SENATE

HISTORY IN THE HOUSE

19

Received from Senate

Concurred in Senate amendment thus adopting:
VOTE

Failed to concur in Senate amendment; asked Senate to recede
VOTE

Senate receded from amendment
VOTE

Senate failed to recede from amendment
VOTE

CC appointed by House

CC appointed by Senate

CC adopted by House
VOTE

CC adopted by Senate
VOTE

To enrolling
Reported correctly enrolled
Sent to Governor

..... by Governor

Filed with Lt. Governor

Chapter No.