

NOTICE

OF PUBLIC HEARING ON ADMINISTRATIVE RULES

DATE: December 19, 2019

TIME: 10:00 a.m.

LOCATION: 17th Floor Training Room
22 North Fourth Street, Columbus, OH 43215

Pursuant to Chapter 119 of the Ohio Revised Code, the Ohio Secretary of State gives notice of a public hearing regarding the proposal of the following proposed amended administrative rules, which are being adopted pursuant to Ohio Revised Code Section 1309.526:

111: 1-3-01 Definitions. – to amend defined terms used in the rule to remove reference to the postal service and courier service filings in the term “remitter” and to remove unnecessary language from the term “UCC record.”

111: 1-3-02 Means to deliver UCC records; time of filing. – to amend the rule to eliminate the ability to deliver UCC records by personal delivery, courier delivery, postal service, electronic mail or tele facsimile, and permit for hardship delivery transmitted by means other than XML format and online format depending on the circumstances.

111: 1-3-04 Forms. – to amend the rule to include language stating paper based forms may be accepted in the case of hardship.

111: 1-3-07 Methods of payment. – to amend the rule to remove cash, check, or prepaid accounts as acceptable methods of payments our office accepts, and adds language permitting these payment methods in case of hardship.

111: 1-3-13 Grounds for refusal. – to amend the rule to add language to accurately describe the filing refusal of the online portal.

111: 1-3-14 Procedure upon refusal. – to amend the rule to describe how the online portal works.

111: 1-3-18 Primary data elements. – to amend the rule to list the data elements used in the UCC information management system, to amend language that references stamping or writing a financing statement number on a UCC record, and to state that the identification of the initial financing statement is associated with the record maintained for the UCC records in the UCC information management system.

111: 1-3-33 Data transfer. – to amend the rule to require that the filing office enter information exactly as it appears on the UCC record, and remove reference to data entry and only language regarding the data transfer remains.

111: 1-3-34 Verification of data. – to amend the rule to state that the customer is responsible for properly entering and verifying the data submitted on the UCC record, and that the filing office is not responsible for verifying the data.

111: 1-3-39 Search requests – optional information. – to amend the rule to change the mode of delivery for the results to only receive the result through the information management system.

The public hearing will take place at the date, time and location noted above. The complete text of the proposed rules is available at the Register of Ohio: <http://www.registerofohio.state.oh.us/>

For additional information, please contact SOS Legislative Director, Chris Oliveti at coliveti@ohiosos.gov