

hbd-46

Bill No. HB 579, 1st Eng.

Amendment No. ____ (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

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Representative(s) Crow offered the following:

Amendment (with title amendment)

On page 194, between lines 23 and 24, of the bill

insert:

Section 29. Section 285.20, Florida Statutes, is created to read:

285.20 Tribal Secured Transactions Filing Offices.--

(1) If the governing body of the Seminole Tribe of Florida or the governing body of the Miccosukee Tribe of Indians adopts or enacts a law or ordinance governing secured transactions arising within or relating to the reservation of such tribe in this state, and if such tribal law or ordinance authorizes financing statements and other records relating to secured transactions to be filed:

(a) With the Department of State or such other central filing office as may be established from time to time under the Uniform Commercial Code of this state, then the Department of State or other central filing office, including any private secured transaction registry that may be designated as such in

hbd-46

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1 this state, shall accept and process such filings made under
2 the tribal secured transactions law in accordance with this
3 section and the provisions of chapter 679; or

4 (b) With the office of the clerk of circuit court in
5 any county of this state in which the tribal secured
6 transactions law requires a local filing, then such county
7 filing office shall accept and process such filings made under
8 such tribal law in accordance with this section and the
9 provisions of chapter 28.

10 (2) The filing office shall not be required to accept
11 any financing statements or other records communicated for
12 filing under a tribal secured transactions law unless they
13 satisfy the same filing requirements then applicable to
14 financing statements and other records communicated to that
15 filing office under the Uniform Commercial Code of this state,
16 including the payment of the same filing, processing, or
17 recording charges or fees then charged by that filing office
18 for filing or recording comparable financing statements and
19 other records under the Uniform Commercial Code of this state.

20 (3) The filing office shall maintain and index its
21 records of all financing statements or other records filing
22 with that filing office under the tribal secured transactions
23 law together with and in the same manner as its records of
24 financing statements and other records filed under the Uniform
25 Commerical Code of this state. The filing office shall not be
26 required to record or index separately, or otherwise segregate
27 in any manner, any such filings made under the tribal secured
28 transactions law from other filings made under the Uniform
29 Commerical Code of this state. In all respects, the filing
30 office shall have the same duties and responsibilities with
31 respect to filings made under the tribal secured transactions

hbd-46

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Amendment No. ____ (for drafter's use only)

1 law as with respect to filings made under the Uniform
2 Commercial Code of this state.

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5 ===== T I T L E A M E N D M E N T =====

6 And the title is amended as follows:

7 On page 5, line 14,

8

9 after the semicolon insert:

10 creating s. 285.20, F.S.; establishing the
11 Tribal Secured Transactions Filing Offices;

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