



# Coming Attractions

## Preview of your 2006 IACA Conference in Incline Village, Nevada

### General Sessions:

**Personal Information vs. Public Records – The Redaction Case** – As constituents, legislative bodies and filing officers hear more and more regarding the accessibility of records with personally identifiable information such as tax identification numbers, some jurisdictions have acted or are being forced to act. Please come and participate in this moderated open forum session as we share information and concerns and discuss how some jurisdictions are reacting to answer these concerns.

### Secured Transactions Section:

Robert Lindsey, Virginia, Chair

**Bogus Filing Project Charter** – We will present the final version of Documents 2 -5 of the existing Joint Task Force Project Charter for “Bogus” UCC Documents. The documents that we will recommend replacing are as follows: Document 2 Expedited Judicial Process – Harassment, Document 3 Criminal Penalty – Harassment and Strawman, Document 4 Civil Penalty – Harassment and Document 5 Civil Penalty – Strawman. The recommended language was prepared by Steve Weise and Neil Cohen with significant input from the IACA Membership at the 2005 IACA Conference.

**UCC Forms** – Mary Jackson and Shelley Pitlick will discuss the need to replace the UCC National Forms with the IACA UCC Model Forms. Numerous changes of have been made to all but 1 National Form therefore it is necessary to recommend to NCCUSL that we replace the National Forms that currently reside in statute in most jurisdictions with the forms recommended by IACA.

**Model Administrative Rules (MAR’s)** – This session will be presented by a panel led by Darrell Pierce. We will discuss every section of the MAR’s during this session. The goal of this session is to develop MAR’s that reflect the membership’s position on each section and vote on the final draft in the closing business meeting.

**Search Logic/Indexing Rules** - This joint session with ITS will be presented by a panel led by Trevor Timmons. We have made significant progress regarding the topic of search logic/indexing rules since last year’s IACA Conference and STS/ITS Summit Meeting. A lot of the preliminary work for the upcoming Conference was performed at the STS/ITS Summit Meeting that was held in San Antonio last August. We look forward to discussing and making recommendations on both Standard and Non-standard search logic, Model Administrative Rules in regards to search logic, noise words, standardization in search reports and filing/indexing rules related to but not limited to special characters, punctuations and accents.

**Jurisdictions Guidelines for Accepting a UCC Record Presented for Filing Chart (Filing Chart) –**

It is time to revisit the Filing Chart and ensure that we have as many jurisdictions represented on the chart as possible. Although, we have added to the chart over the years we have not collectively revisited the information that was provided at the 2002 IACA Conference. We have learned a lot over the past 4 years and we need to validate the jurisdictional answers that we provided in 2002. Robert Lindsey will guide us through the Filing Chart so that we can ensure that we have the most accurate and current information on the Filing Chart.

**9-705(c)(2)** – This session will be a recap of the transition problem and IACA’s position regarding this difficult topic. We will discuss the volume of affected filing’s statistics that have been gathered from jurisdictions, the Special Notice and the notification of secured parties.

**IRS Electronic Filing** – We are currently working with the Ken Meyer of the IRS and Rina Levy of Mitre Corporation. They will provide us with an update on the e-Lien Project. This session will cover: an XML standard for federal tax liens, the Uniform Federal Lien Registration Act, and the progress of IRS e-LIEN initiative covering electronic filing of various federal tax lien certificates, electronic recording office acknowledgement and improved and automated billing.

**Information Technology Section:** Trevor Timmons, Colorado, Chair

**Search Logic/Indexing Rules** – See the description for this joint session with the Secured Transactions Section under that section of the agenda.

**Review of Updated Entity Laws** – See the description for this joint session with the Business Organizations Section under that section of the agenda.

**Disasters and Business Continuity in a Wired World – A case study of one state’s approach** – As jurisdictions and our customers come to increasingly rely on the accessibility of filing and searching via computers and networks, how are states reacting to the shift in service delivery? Colorado is taking one approach to this problem, and we’ll hear about their approach and the steps they took to gain support for the initiative.

**Records Management, Storage and Retention** – Topics for this session include electronic storage of document images, retention policies and approaches, and the management of the records maintained by filing offices. We’ve invited a representative of the internationally-recognized Washington State Digital Archives to present a part of this session.

**Digital Rights Management (tentative)** – As filing offices, customers and courts are using electronic documents more and more, what current and developing technologies exist to protect the security of such documents?

**Limitations on e-filing** – as we’re all moving toward accepting documents electronically, what challenges and concerns are keeping you up at night?

**Roundtable of Jurisdictions** – This session will highlight some of the current and future initiatives being pursued by your fellow filing offices in the areas of secured transactions and business organizations. This roundtable format will bring together representatives of jurisdictions as well as some of the software providers to filing offices. Attend this session to get a sneak peek at the next generation of filing office excellence!

## Business Organization Section:

Tim Poulin, Maine, Chair

**Review of Updated Entity Laws:** This session will be joint session with ITS and will focus filing issues for:

- **ULLCA II** – General overview (final reading at NCCSUL in July) and specific filing issues relating to the revised Uniform Limited Liability Act
- **Omnibus Business Code project** – What is this all about and a discussion of “entity rationalization”
- **Model Registered Agent Act** – Final review of the work done by the NCCUSL committee (actual work of the BOS RA Act Committee and Bill Clark). The goal of this review will bring this draft to a vote on at the closing business meeting.
- **NPCA** – Review of the newly promulgated Nonprofit Corporation Act and changes it will bring to our offices.
- **Uniform Statutory Trusts** – Get more information about this new NCCUSL project and its impact on the filing office.

**Foreign Filing Requirements.** This will be a joint session with the International Relations Section (IRS). The focus of the session will be hear about filing requirements from abroad, get first hand information from our colleagues from the International Relations Section and look at certificate of existence requirements as well.

**Homeland Security and the Filing Office.** Update on the GAO survey results and discussion with Federal Government officials from the DOJ and Treasury.

## International Relations Section:

Dick Shaw, Federal Government Canada, Chair

**Foreign Filing Requirements.** This will be a joint session with the BOS. See session description under BOS.

**Changing Role of International Members** – Review the proposed by-law changes in relation to the scope of the International Members' role within IACA.

**Dove Tailing on International Organizations** – Discussions on the possible benefits of entering into close relationships with the Corporate Registrars Forum (CRF) and the European Registrars Conference.

**Regulatory Reach Issues** – Looking at possible partnerships between jurisdictions such as the arrangement between Australia and New Zealand whereby a director of a company who is barred or prohibited in NZ would automatically be banned or prohibited in Australia and vice versa.

**Taxonomy of Terms** – Develop a common lexicon of terms within the IACA International Section (and maybe US and Canada). Most jurisdictions use such terms as "Annual Return or Annual License Fee". Looking at the possibility of a creating a document that would explain the different terms for those jurisdictions that may be unfamiliar with them and post this document on the IACA website.

**Compliance** – Looking at trends and themes as this subject is one that will be debated at the CRF in Hong Kong. There may be some good suggestions and lessons learnt flowing from these discussions.

**Other Possible Topics** – Romania has proposed to provide a short presentation on the "Romanian Secured Transaction System.