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Secretary of State



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STATE OF KANSAS

March 13, 2012

The Honorable Tim Owens, Chairperson
Senate Judiciary Committee
Statehouse, 559-S
Topeka, KS 66612

Mr. Chairman, members of the Committee,

Thank you for the opportunity to address this committee concerning HB 2621. This bill was drafted by the Uniform Law Commission and is designed to go into effect simultaneously in all fifty states on July 1, 2013.

The most significant change for our office involves amendments that provide greater guidance as to the debtor name of a registered entity. The bill clarifies that correct name of the debtor should be the name given on the organic record on file in the Office of the Secretary of State, rather than the name given in the data base of the filing office.

To better facilitate this change, our office recently began a pilot project to provide free copies of Business Entity filings on our website. This change allows a borrowers and lenders to visually verify the correct legal name of a debtor by viewing the Articles and all amendments at their convenience.

Additionally, the amendment will require a minor change to our search report and to one of our forms. We don't anticipate any difficulty making those minor modifications.

Sincerely,

A handwritten signature in black ink, appearing to read "Kathy M. Sachs".

Kathy M. Sachs, Business Services
Deputy Assistant Secretary of State

Senate Judiciary
3-15-12
Attachment 6