



From the Office of Secretary of State

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Changes coming to UCC forms filed in Nebraska

LINCOLN – The process for filing UCC forms in Nebraska remains the same, but the look of those forms is about to undergo a change. Banks, agencies and other filers in Nebraska are being notified by the Secretary of State's office ahead of the July 1 effective date.

The change, adopted by Nebraska and many other states, relates to legislation passed in 2011.

Along with changing forms, the legislation (LB90) clarified the name of the debtor to be used when filing a UCC financing statement. "One of the key issues addressed had to do with confusion over the name of the individual debtor," explained Secretary of State John Gale. "Sometimes confusion or disagreement regarding the proper name to list for the debtor led to problems that had to be resolved in the courts."

The new forms will be available starting July 1, in a fill-in-the blank format on the Secretary of State's website.

Modifications to the online UCC filing system will be effective July 1 to accommodate the new forms. UCC financing statements and amendments can be filed online at: <http://www.sos.state.ne.us/business/ucc/index.html>.

"While we're in this transition, there will be a 30-day 'grace period' during which time our Business Services office will continue to accept the previously prescribed forms," said Gale. "However, starting August 1, all of the previously used forms will be rejected and will need to be resubmitted on the new form."

Additionally, users can now find sample forms on the Secretary of State's website. "The forms won't be available for actual use," said Gale. "However, they will be available to anyone who wants to familiarize themselves with the forms and the changes ahead of time."

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