

1 **SENATE FLOOR VERSION**

2 February 25, 2025

3 COMMITTEE SUBSTITUTE  
4 FOR

5 SENATE BILL NO. 988

By: Reinhardt of the Senate

and

Pfeiffer of the House

6  
7  
8  
9 An Act relating to the Uniform Commercial Code;  
10 amending 12A O.S. 2021, Sections 1-9-320.2, 1-9-  
11 320.3, 1-9-320.4, 1-9-320.6, as amended by Section 1,  
12 Chapter 109, O.S.L. 2022, and 1-9-525 (12A O.S. Supp.  
13 2024, Section 1-9-320.6), which relate to secured  
14 transactions; transferring certain authority from  
15 Secretary of State to Oklahoma County Clerk;  
16 directing Oklahoma County Clerk to take certain  
17 actions; modifying certain filing procedures;  
18 amending 28 O.S. 2021, Section 111, as amended by  
19 Section 2, Chapter 109, O.S.L. 2022 (28 O.S. Supp.  
20 2024, Section 111), which relates to fees to be  
21 charged by Secretary of State; transferring certain  
22 fees from Secretary of State to Oklahoma County  
23 Clerk; updating statutory language; and providing a  
24 conditional effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 12A O.S. 2021, Section 1-9-320.2,

is amended to read as follows:

Section 1-9-320.2.

1 DEFINITIONS; REQUISITES OF AN  
2 EFFECTIVE FINANCING STATEMENT

3 As used in this section and Sections 1-9-320.1 through 1-9-320.7  
4 of this title:

5 (a) "Buyer in the ordinary course of business" means a  
6 person who, in the ordinary course of business, buys  
7 farm products from a person engaged in farming  
8 operations who is in the business of selling farm  
9 products.

10 (b) "Central filing system" means a system for filing  
11 effective financing statements on a statewide basis  
12 and which has been certified by the Secretary of the  
13 United States Department of Agriculture.

14 (c) "Commission merchant" means any person engaged in the  
15 business of receiving any farm product for sale, on  
16 commission, or for or on behalf of another person.

17 (d) "Effective financing statement" means a statement  
18 that:

19 (i) is an original or reproduced form consistent with  
20 the provisions of this act and approved by the  
21 ~~Secretary of State~~ Oklahoma County Clerk;

22 (ii) is signed and filed with the ~~Secretary of State~~  
23 Oklahoma County Clerk by the secured party;

24 (iii) ~~is signed by the debtor;~~

1           ~~(iv)~~ contains:

2           (A) the name and address of the secured party,

3           (B) the name and address of the person indebted  
4           to the secured party,

5           (C) the social security number of the debtor or,  
6           in the case of a debtor doing business other  
7           than as an individual, the Internal Revenue  
8           Service taxpayer identification number of  
9           such debtor,

10          (D) the farm product name,

11          (E) each county in this state where the farm  
12          product is produced or to be produced or a  
13          blanket code covering all 77 Oklahoma  
14          counties,

15          (F) a description of the farm products subject  
16          to the security interest only if needed to  
17          distinguish it from other such farm products  
18          owned by the same person or persons but not  
19          subject to the particular interest; and

20          (G) the crop year, unless every crop of the farm  
21          product in question, for the duration of the  
22          effective financing statement, is to be  
23          subject to the particular security interest.

24

1           ~~(v)~~ (iv)    must be amended in writing, within three  
2                           (3) months, similarly ~~signed and filed~~, to  
3                           reflect material changes;

4           ~~(vi)~~ (v)     remains effective for a period of five (5)  
5                           years from the date of filing, subject to  
6                           extensions for additional periods of five (5)  
7                           years each by refiling or filing a continuation  
8                           statement within six (6) months before the  
9                           expiration of the initial five-year period;

10          ~~(vii)~~ (vi)    is not removed from the public database but  
11                           is not reported as an active files file when the  
12                           statement lapses on the expiration of the  
13                           effective period of the statement or when a  
14                           termination statement from the secured party is  
15                           accepted, whichever occurs first;

16          ~~(viii)~~ (vii) is accompanied by the requisite filing fee  
17                           provided for in Section 111 of Title 28 of the  
18                           Oklahoma Statutes; and

19          ~~(ix)~~ (viii) substantially complies with the  
20                           requirements of this paragraph even though it  
21                           contains minor errors that are not seriously  
22                           misleading.

23          ~~(x)~~ (ix)    may reflect multiple products or products  
24                           in multiple counties.

1 (e) "Farm product" means an agricultural commodity such as  
2 wheat, corn, soybeans, or a species of livestock such  
3 as cattle, hogs, sheep, horses, or poultry used or  
4 produced in farming operations, or a product of such  
5 crop or livestock in its unmanufactured state (such as  
6 ginned cotton, wool-clip, maple syrup, milk, and  
7 eggs), that is in the possession of a person engaged  
8 in farming operations.

9 (f) "Knows" or "knowledge" means actual knowledge.

10 (g) "Person" means any individual, partnership,  
11 corporation, limited liability company, trust, or any  
12 other business entity.

13 (h) "Security interest" means an interest in farm products  
14 that secures payment or performance of an obligation.

15 (i) "Selling agent" means any person, other than a  
16 commission merchant, who is engaged in the business of  
17 negotiating the sale and purchase of any farm product  
18 on behalf of a person engaged in farming operations.

19 ~~(2)~~ Unless otherwise provided for in this act, for purposes of  
20 this section and Sections 4 and 6 of this act, receipt of notice  
21 shall be presumed if notice is sent by first-class mail, postage  
22 prepaid.

23 SECTION 2. AMENDATORY 12A O.S. 2021, Section 1-9-320.3,  
24 is amended to read as follows:

1 Section 1-9-320.3.

2 FORMS; DUTY OF ~~SECRETARY OF STATE~~ OKLAHOMA COUNTY CLERK

3 The ~~Secretary of State~~ Oklahoma County Clerk shall develop and  
4 maintain a standard form for an effective financing statement and  
5 for a statement of continuation, partial release, amendment, or  
6 assignment thereof, which shall be consistent with the provisions of  
7 Sections 1-9-320.1 through 1-9-320.7 of this title.

8 SECTION 3. AMENDATORY 12A O.S. 2021, Section 1-9-320.4,  
9 is amended to read as follows:

10 Section 1-9-320.4.

11 PROTECTION OF BUYERS OF FARM PRODUCTS,

12 COMMISSION MERCHANTS AND SELLING AGENTS

13 A buyer of farm products, commission merchant, or selling agent  
14 who purchases or sells farm products in the ordinary course of  
15 business from or for a person engaged in farming operations takes  
16 subject to a security interest in the farm products if:

- 17 (a) (i) the buyer of the farm products, commission merchant,  
18 or selling agent has failed to register with the  
19 ~~Secretary of State~~ Oklahoma County Clerk prior to the  
20 purchase of the farm products and the secured party  
21 has filed an effective financing statement that covers  
22 the farm products being sold; or  
23 (ii) the buyer of farm products, commission merchant or  
24 selling agent receives from the ~~Secretary of State~~

1           Oklahoma County Clerk written notice as provided in  
2           paragraph (d) or (f) of subsection (4) of Section 1-9-  
3           320.6 of this title, and the buyer of farm products,  
4           commission merchant or selling agent does not secure a  
5           waiver or release of the security interest specified  
6           in an effective financing statement from the secured  
7           party by performing any payment obligation or  
8           otherwise; or

9           (b) the secured party or the seller provides written notice of  
10           the security interest pursuant to the provisions of Section  
11           1-9-320.7 of this title.

12           SECTION 4.           AMENDATORY           12A O.S. 2021, Section 1-9-320.6,  
13           as amended by Section 1, Chapter 109, O.S.L. 2022 (12A O.S. Supp.  
14           2024, Section 1-9-320.6), is amended to read as follows:

15           Section 1-9-320.6.

16           CENTRAL FILING SYSTEM RELATING TO FARM PRODUCTS

17           (1) The ~~Secretary of State~~ Oklahoma County Clerk shall be  
18           responsible for developing and ~~implementing~~ maintaining the central  
19           filing system. This responsibility shall include obtaining the  
20           necessary certification for the system from the United States  
21           Department of Agriculture ~~("USDA")~~ (USDA). The effective date for  
22           the implementation of the central filing system ~~was October 24, 1988~~  
23           shall be one hundred eighty (180) days from the certification of the  
24           central filing system by the USDA.

1           (2) ~~The Secretary of State~~ Oklahoma County Clerk may  
2 promulgate, in accordance with ~~the applicable provisions of the~~  
3 ~~Administrative Procedures Act,~~ laws governing business within its  
4 office, appropriate rules and practices of the filing office in  
5 harmony with the rules and practices of filing offices in other  
6 jurisdictions that enact substantially this part and to keep the  
7 technology used by the filing office compatible with the technology  
8 used by filing offices in other jurisdictions that enact  
9 substantially this part. The Oklahoma County Clerk, so far as is  
10 consistent with the purposes, policies, and provisions of this  
11 article in adopting, amending, and repealing filing office rules,  
12 shall:

- 13           (a) consult with filing offices in other jurisdictions  
14           that enact substantially this part,
- 15           (b) consult the International Association of Commercial  
16           Administrators or any successor organization, and
- 17           (c) take into consideration the rules and practices of,  
18           and the technology used by, filing offices in other  
19           jurisdictions that enact substantially this part, for  
20           the implementation and operation of the central filing  
21           system.

22           (3) ~~The Office of Management and Enterprise Services shall~~  
23 ~~assist the Secretary of State in developing and implementing the~~  
24 ~~central filing system.~~



1        ~~(4)~~ The central filing system shall conform to the following  
2 requirements:

3            (a) The ~~Secretary of State~~ Oklahoma County Clerk shall  
4 record the date ~~and,~~ hour, minute, and second of the  
5 filing of each effective financing statement;

6            (b) The ~~Secretary of State~~ Oklahoma County Clerk shall  
7 compile all effective financing statements into a  
8 master list:

9            (i) organized according to farm products;

10          (ii) arranged within each such product:

11            (A) in alphabetical order according to the last  
12 name of the individual debtors or, in the  
13 case of debtors doing business other than as  
14 individuals, the first word in the name of  
15 the debtors;

16            (B) in numerical order according to the Social  
17 Security number of the individual debtors  
18 or, in the case of debtors doing business  
19 other than as individuals, the Internal  
20 Revenue Service taxpayer identification  
21 number of the debtors;

22            (C) geographically by county produced; and

23            (D) by crop year; and  
24

1 (iii) containing the information provided for in  
2 subparagraph (iv) of paragraph (d) of Section 1-  
3 9-320.2 of this title;

4 ~~(iv) portions of the master list shall be available in~~  
5 ~~hard copy, electronic formats, or via Internet~~  
6 ~~download, and may be organized by other sorting~~  
7 ~~methods in addition to the methods listed above.~~

8 (c) The ~~Secretary of State~~ Oklahoma County Clerk shall  
9 maintain records of all buyers of farm products,  
10 commission merchants, selling agents and others who  
11 register with the Secretary of State, on a form  
12 containing:

13 (i) the name and address of each registrant;

14 (ii) the information on the farm product or products  
15 that the registrant is requesting;

16 (iii) the name of each county where the product is  
17 produced or to be produced, or a blanket code  
18 covering all seventy-seven (77) counties of this  
19 state; and

20 (iv) an authorized signature.

21 (d) (i) A copy of those portions of the master list  
22 covering the information requested by a  
23 registrant shall be distributed to such  
24 registrants by the ~~Secretary of State~~ Oklahoma

1           County Clerk on or before the last business day  
2 of each month and shall be presumed to have been  
3 received by the third business day of the  
4 following month.

5           (ii) Registrants shall be deemed to be registered only  
6 as to those portions of the master list for which  
7 they register, and shall be deemed to have failed  
8 to register and shall not be considered to be  
9 registrants as to those portions for which they  
10 do not register.

11           (iii) Registrants are subject only to security  
12 interests shown on the portions of the master  
13 list which they receive as a consequence of  
14 registration with the ~~Secretary of State~~ Oklahoma  
15 County Clerk.

16           (iv) If a particular security interest is shown on the  
17 master list, but was included since the last  
18 regular distribution of portions of the master  
19 list to registrants, registrants shall not be  
20 subject to that security interest;

21           (e) The duration of the registration with the Secretary of  
22 State of a buyer of farm products, commission  
23 merchant, selling agent or other registrant shall be  
24 one (1) year from the effective date of the

1 registration with the ~~Secretary of State~~ Oklahoma  
2 County Clerk.

3 (f) (i) Upon request, within twenty-four (24) hours of  
4 any inquiry, for information, the ~~Secretary of~~  
5 ~~State~~ Oklahoma County Clerk shall provide ~~verbal~~  
6 confirmation of the existence or nonexistence of  
7 any effective financing statement on file. By  
8 the close of the business day following the day  
9 on which the request was received, written  
10 confirmation of the existence of an effective  
11 financing statement will be provided to buyers of  
12 farm products, commission merchants, and selling  
13 agents who have not registered, and others who  
14 request it.

15 (ii) The state or political subdivision shall not be  
16 liable if a loss or claim results from any  
17 confirmation of the existence or nonexistence of  
18 any effective financing statement on file in the  
19 ~~Office of the Secretary of State~~ Oklahoma County  
20 Clerk's office made in good faith by an employee  
21 of the ~~Office of the Secretary of State~~ Oklahoma  
22 County Clerk's office as required by the  
23 provisions of this section.

1       ~~(5)~~ (4) The filing in the office of the ~~Secretary of State~~  
2 Oklahoma County Clerk under this section shall be in addition to the  
3 filing requirements provided for in this article.

4       ~~(6)~~ (5) A financing or continuation statement covering farm  
5 products that has not lapsed and which was filed pursuant to this  
6 title between December 23, 1986, and October 24, 1988, inclusive,  
7 and for which no written notice was furnished as provided in Section  
8 1-9-320.7 of this title, shall become ineffective as to a buyer of  
9 farm products, commission merchant or selling agent, unless the  
10 secured party files an effective financing statement in the office  
11 of the ~~Secretary of State~~ Oklahoma County Clerk.

12       ~~(7)~~ (6) An effective financing statement shall not be deemed  
13 filed in accordance with the provisions of this section until all  
14 fees authorized by Section 111 of Title 28 of the Oklahoma Statutes  
15 relating to the filing of the statement are tendered to the  
16 ~~Secretary of State~~ Oklahoma County Clerk.

17       ~~(8)~~ (7) The secured party shall file a termination statement  
18 within twenty (20) days after there is no outstanding secured  
19 obligation or commitment to make advances, incur obligations or  
20 otherwise give value. The termination statement shall refer to the  
21 unique document ID number. The secured party shall not be required  
22 to file a termination statement if the debtor, in writing, addressed  
23 to the secured party, requests that a termination not be filed. The  
24 request shall be signed by the debtor or an authorized

1 representative and the request may be made at any time prior to the  
2 expiration date of an effective financing statement set forth  
3 herein. If the affected secured party fails to file a termination  
4 statement as required by this subsection, the party shall be liable  
5 to the ~~Secretary of State~~ Oklahoma County Clerk for Five Hundred  
6 Dollars (\$500.00). In addition the affected secured party shall be  
7 liable to the debtor for any loss caused to the debtor by the  
8 failure to terminate the effective financing statement.

9 ~~(9)~~ (8) The ~~Attorney General~~ Oklahoma County District Attorney  
10 shall be responsible for enforcing the provisions of subsection ~~(8)~~  
11 (7) of this section on behalf of the ~~Secretary of State~~ Oklahoma  
12 County Clerk and is authorized to take appropriate actions to  
13 collect any penalties owed to the ~~Secretary of State~~ Oklahoma County  
14 Clerk pursuant to subsection ~~(8)~~ (7) of this section. When  
15 collected, the Oklahoma County District ~~Attorney General~~ shall cause  
16 the penalty to be deposited into the ~~Central Filing System Revolving~~  
17 ~~Fund~~ Oklahoma County Clerk's Uniform Commercial Code Central Filing  
18 Fund created pursuant to ~~Section 276.3 of Title 62 of the Oklahoma~~  
19 ~~Statutes~~ Section 1-9-525.1 of Title 12A of the Oklahoma Statutes.

20 (9) As the purpose of an effective financing statement filing  
21 is to ensure that a joint check is made payable to the debtor and  
22 all applicable secured parties, there shall be no priority among  
23 filings. Filings shall be processed according to the order in which  
24 they were filed, as recorded in a timestamp within the filing.

1 (10) All active filings on the effective date of this act, as  
2 provided in paragraph (1) of this section, shall be filed with the  
3 Oklahoma County Clerk's office. Each active filing that is filed  
4 pursuant to the requirements of this paragraph shall be accompanied  
5 with a transition document that shall be provided by the Oklahoma  
6 County Clerk's office. The Oklahoma County Clerk's office shall  
7 charge no fee for active filings that are migrated to the system  
8 maintained by the Oklahoma County Clerk.

9 SECTION 5. AMENDATORY 12A O.S. 2021, Section 1-9-525, is  
10 amended to read as follows:

11 Section 1-9-525.

12 FEES

13 (a) Except as otherwise provided in subsection (e) of this  
14 section, the fee for filing and indexing a record under this part,  
15 other than an initial financing statement of the kind described in  
16 subsection (c) of Section 1-9-502 of this title, is:

17 (1) Ten Dollars (\$10.00) if the record is communicated in  
18 writing and consists of one to five pages, and an additional One  
19 Dollar (\$1.00) per page for each page exceeding five; and

20 (2) Ten Dollars (\$10.00) if the record is communicated by an  
21 electronic medium authorized by filing-office rule.

22 (b) The number of names required to be indexed does not affect  
23 the amount of the fee in subsection (a) of this section.

24

1 (c) The fee for responding to a request for information from  
2 the filing office in any medium designated by the filing office,  
3 including issuing a certificate showing whether there is on file any  
4 financing statement naming a particular debtor, is Ten Dollars  
5 (\$10.00) for each debtor.

6 (d) The fee for a copy of a record is One Dollar (\$1.00) per  
7 page regardless of the medium used.

8 (e) This section does not require a fee with respect to a  
9 record of a mortgage which is effective as a financing statement  
10 filed as a fixture filing or as a financing statement covering as-  
11 extracted collateral or timber to be cut under subsection (c) of  
12 Section 1-9-502 of this title. However, the recording and  
13 satisfaction fees that otherwise would be applicable to the record  
14 of the mortgage apply pursuant to paragraphs 1, 2, 4, 7, 11, 15 and  
15 16 of subsection A of Section 32 of Title 28 of the Oklahoma  
16 Statutes.

17 (f) The fee for providing certified copies shall be One Dollar  
18 (\$1.00) per page regardless of medium.

19 (g) The fee for providing bulk data of indexed records as  
20 described in subsection (f) of Section 1-9-523 of this title is as  
21 follows:

22 (1) Five Hundred Dollars (\$500.00) for the initial database  
23 history.

24 (2) Fifty Dollars (\$50.00) for weekly updates to the database.



1 (3) Four cents (\$0.04) per page for images of filed records.

2 (h) The filing office may accept payment for fees by automated  
3 clearing house or by a nationally recognized debit or credit card.  
4 If payment is made by a credit or debit card, the filing office may  
5 add an amount equal to the amount of the service charge incurred for  
6 the acceptance of the payment. The filing office may enter into  
7 contracts for credit card processing services according to  
8 applicable county purchasing laws ~~or may enter into agreements with~~  
9 ~~the State Treasurer to participate in any credit card processing~~  
10 ~~agreements entered into by the State Treasurer.~~

11 (i) In addition to the other fees provided by law, the Oklahoma  
12 County Clerk shall, upon the effective date of the central filing  
13 system provided for in Section 1-9-320.6 of this title, collect the  
14 following fees:

15 (1) For filing an effective financing statement in the Oklahoma  
16 County Clerk's office pursuant to Section 1-9-320.6 of this title,  
17 Ten Dollars (\$10.00);

18 (2) For filing a continuation statement, partial release, or  
19 assignment of or amendment to an effective financing statement filed  
20 in the Oklahoma County Clerk's office pursuant to Section 1-9-320.6  
21 of this title, Ten Dollars (\$10.00);

22 (3) For filing a termination statement for an effective  
23 financing statement filed in the Oklahoma County Clerk's office  
24 pursuant to Section 1-9-320.6 of this title, Ten Dollars (\$10.00);

1       (4) For registering a buyer of farm products, commission  
2 merchant, selling agent, or other interested party as provided for  
3 in Section 1-9-320.6 of this title, Fifty Dollars (\$50.00) per year.  
4 The registration fee provided for in this paragraph shall not apply  
5 if the buyer of farm products, commission merchant, selling agent,  
6 or other interested party as provided for in Section 1-9-320.6 of  
7 this title accesses the master list through Internet download;

8       (5) For distributing a copy of the master list or portions  
9 thereof to registrants, as provided for in Section 1-9-320.6 of this  
10 title, in accordance with the following fee schedule. Such fees may  
11 be paid annually or semiannually:

12       (A) For information requested for five or fewer counties:

	<u>Number of Farm</u>	
	<u>Products</u>	<u>Paper</u>
(i)	<u>1 to 5 products .....</u>	<u>\$150 per year</u>
(ii)	<u>6 to 10 products .....</u>	<u>\$200 per year</u>
(iii)	<u>11 to 20 products .....</u>	<u>\$250 per year</u>
(iv)	<u>over 20 products .....</u>	<u>\$300 per year</u>

19       (B) For information requested for six to twenty-five  
20 counties:

	<u>Number of Farm</u>	
	<u>Products</u>	<u>Paper</u>
(i)	<u>1 to 10 products .....</u>	<u>\$200 per year</u>
(ii)	<u>11 to 20 products .....</u>	<u>\$250 per year</u>

1                    (iii) over 20 products .....\$300 per year

2                    (C) For information requested for twenty-six to fifty  
3                    counties:

4                                    Number of Farm

5    Products

5    Paper

6                    (i) 1 to 10 products .....\$250 per year

7                    (ii) 11 to 20 products .....\$300 per year

8                    (iii) over 20 products .....\$350 per year

9                    (D) For information requested for over fifty counties:

10                                    Number of Farm

11    Products

11    Paper

12                    (i) 1 to 10 products .....\$300 per year

13                    (ii) 11 to 20 products .....\$350 per year

14                    (iii) over 20 products .....\$400 per year;

15                    (6) (A) The Oklahoma County Clerk is authorized to provide for  
16                    the distribution of the master list or portions  
17                    thereof to those persons specified in paragraph 5 of  
18                    this subsection through Internet download, electronic  
19                    data equipment, or other communication media in such  
20                    form and manner as is specified by the Oklahoma County  
21                    Clerk. The Oklahoma County Clerk shall not collect a  
22                    fee for distribution of the master list or portions  
23                    thereof through Internet download.

1           (B) The Oklahoma County Clerk is authorized to establish a  
2           fee system for such transfer of information pursuant  
3           to this paragraph. Such fee shall not exceed the  
4           amount necessary to cover the costs of the Oklahoma  
5           County Clerk in providing such transfer of  
6           information.

7           (C) In providing for the transfer of the information  
8           specified by this paragraph, the Oklahoma County Clerk  
9           shall ensure the integrity of confidential information  
10           through data security measures, internal controls, and  
11           appropriate database management; and

12           (7) For issuing a written confirmation of the existence or  
13           nonexistence of active effective financing statements on file for a  
14           debtor in the Oklahoma County Clerk's office, Six Dollars (\$6.00).

15           (j) All fees shall be properly accounted for and shall be paid  
16           to the Oklahoma County Clerk monthly. The fees generated by  
17           subsection (i) of this section shall be deposited to the credit of  
18           the Oklahoma County Clerk's Uniform Commercial Code Central Filing  
19           Fund created pursuant to Section 1-9-525.1 of this title.

20           SECTION 6.           AMENDATORY           28 O.S. 2021, Section 111, as  
21           amended by Section 2, Chapter 109, O.S.L. 2022 (28 O.S. Supp. 2024,  
22           Section 111), is amended to read as follows:

23           Section 111. A. In addition to other fees provided for by law,  
24           the Secretary of State shall collect the following fees:

- 1           1. For affixing the certificate of the Secretary of State and  
2 the seal of the State of Oklahoma, Ten Dollars (\$10.00);
- 3           2. For copying any paper or document, One Dollar (\$1.00) per  
4 page, provided the minimum charge shall not be less than Two Dollars  
5 (\$2.00);
- 6           3. For filing an effective financing statement in the Office of  
7 the Secretary of State pursuant to Section 1-9-320.6 of Title 12A of  
8 the Oklahoma Statutes, prior to the effective date of the central  
9 filing system provided in Section 1-9-320.6 of Title 12A of the  
10 Oklahoma Statutes, Ten Dollars (\$10.00);
- 11           4. For filing a continuation statement, partial release,  
12 assignment of or amendment to an effective financing statement filed  
13 in the Office of the Secretary of State pursuant to Section 1-9-  
14 320.6 of Title 12A of the Oklahoma Statutes, prior to the effective  
15 date of the central filing system provided in Section 1-9-320.6 of  
16 Title 12A of the Oklahoma Statutes, Ten Dollars (\$10.00);
- 17           5. For filing a termination statement for an effective  
18 financing statement filed in the Office of the Secretary of State  
19 pursuant to Section 1-9-320.6 of Title 12A of the Oklahoma Statutes,  
20 prior to the effective date of the central filing system provided in  
21 Section 1-9-320.6 of Title 12A of the Oklahoma Statutes, Ten Dollars  
22 (\$10.00);
- 23           6. For registering a buyer of farm products, commission  
24 merchant, selling agent or other interested party as provided for in

1 Section 1-9-320.6 of Title 12A of the Oklahoma Statutes, prior to  
2 the effective date of the central filing system provided in Section  
3 1-9-320.6 of Title 12A of the Oklahoma Statutes, Fifty Dollars  
4 (\$50.00) per year. The registration fee provided for in this  
5 paragraph shall not apply if the buyer of farm products, commission  
6 merchant, selling agent, or other interested party as provided for  
7 in Section 1-9-320.6 of Title 12A of the Oklahoma Statutes accesses  
8 the master list through Internet download;

9 7. For distributing a copy of the master list or portions  
10 thereof to registrants, as provided for in Section 1-9-320.6 of  
11 Title 12A of the Oklahoma Statutes, prior to the effective date of  
12 the central filing system provided in Section 1-9-320.6 of Title 12A  
13 of the Oklahoma Statutes, in accordance with the following fee  
14 schedule. Such fees may be paid annually or semiannually:

15 a. For information requested for five or less counties:

	Number of Farm	
	Products	Paper
18	(1) 1 to 5 products .....	\$150 per year
19	(2) 6 to 10 products .....	\$200 per year
20	(3) 11 to 20 products .....	\$250 per year
21	(4) over 20 products .....	\$300 per year

22 b. For information requested for six to twenty-five  
23 counties:

24 Number of Farm

	Products	Paper
1		
2	(1) 1 to 10 products .....	\$200 per year
3	(2) 11 to 20 products .....	\$250 per year
4	(3) over 20 products .....	\$300 per year

5 c. For information requested for twenty-six to fifty  
6 counties:

Number of Farm

	Products	Paper
7		
8		
9	(1) 1 to 10 products .....	\$250 per year
10	(2) 11 to 20 products .....	\$300 per year
11	(3) over 20 products .....	\$350 per year

12 d. For information requested for over fifty counties:

Number of Farm

	Products	Paper
13		
14		
15	(1) 1 to 10 products .....	\$300 per year
16	(2) 11 to 20 products .....	\$350 per year
17	(3) over 20 products .....	\$400 per year;

18 8. a. The Secretary of State, prior to the effective date of  
19 the central filing system provided in Section 1-9-  
20 320.6 of Title 12A of the Oklahoma Statutes, is  
21 authorized to provide for the distribution of the  
22 master list or portions thereof to those persons  
23 specified in paragraph 7 of this subsection through  
24 Internet download, electronic data equipment, or other

1 communication media in such form and manner as is  
2 specified by the Secretary of State. The Secretary of  
3 State shall not collect a fee for distribution of the  
4 master list or portions thereof through Internet  
5 download.

6 b. The Secretary of State, prior to the effective date of  
7 the central filing system provided in Section 1-9-  
8 320.6 of Title 12A of the Oklahoma Statutes, is  
9 authorized to establish a fee system for such transfer  
10 of information pursuant to this paragraph. Such fee  
11 shall not exceed the amount necessary to cover the  
12 costs of the Secretary of State in providing such  
13 transfer of information.

14 c. In providing for the transfer of the information  
15 specified by this paragraph, the Secretary of State  
16 shall ensure the integrity of confidential information  
17 within the Office of the Secretary of State through  
18 data security measures, internal controls and  
19 appropriate data base management;

20 9. For issuing a written confirmation of the existence or  
21 nonexistence of active effective financing statements on file for a  
22 debtor in the Office of the Secretary of State, prior to the  
23 effective date of the central filing system provided in Section 1-9-  
24 320.6 of Title 12A of the Oklahoma Statutes, Six Dollars (\$6.00);



1           10. The Secretary of State shall collect a fee of Twenty-five  
2 Dollars (\$25.00) for every apostille issued. For the purposes of  
3 this paragraph, an apostille is a special certificate attached to a  
4 public record, as required by the 1961 Hague Convention, Fed. R.  
5 Civ. P. 44 (28 U.S.C.A.), to certify the authenticity of the  
6 signature, the capacity in which the person signing the document has  
7 acted and, where appropriate, the identity of the seal or stamp  
8 which it bears; provided, however, a fee of Ten Dollars (\$10.00)  
9 shall be collected for any apostille requested for an international  
10 adoption not to exceed One Hundred Dollars (\$100.00) for the  
11 adoption of each child; and

12           11. For each service rendered and not specified in this  
13 section, such fees as are allowed for similar services in other  
14 cases.

15           B. All fees shall be properly accounted for and shall be paid  
16 into the State Treasury monthly. The fees generated by paragraphs  
17 1, 2, 10 and 11 of subsection A of this section shall be deposited  
18 to the credit of the Revolving Fund for the Office of the Secretary  
19 of State created pursuant to Section 276.1 of Title 62 of the  
20 Oklahoma Statutes. The fees generated by paragraphs 3 through 9 of  
21 subsection A of this section and other fees collected by the central  
22 filing system shall be deposited to the credit of the Central Filing  
23 System Revolving Fund created pursuant to Section 276.3 of Title 62  
24 of the Oklahoma Statutes.

1 SECTION 7. This act shall become effective one hundred eighty  
2 (180) days from the certification of the central filing system by  
3 the USDA, pursuant to the implementation effective date set forth in  
4 Section 1-9-320.6 of Title 12A of the Oklahoma Statutes. Upon the  
5 occurrence of such implementation, the Oklahoma County Clerk shall  
6 issue a formal notification to the President Pro Tempore of the  
7 Senate, the Speaker of the House of Representatives, the Governor,  
8 and the Secretary of State indicating that the contingency has been  
9 met and the amendments shall take effect.

10 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY  
11 February 25, 2025 - DO PASS AS AMENDED BY CS  
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