

**SUBSTITUTE FOR
SENATE BILL NO. 520**

A bill to amend 1962 PA 174, entitled
"Uniform commercial code,"
by amending section 9523 (MCL 440.9523), as added by 2000 PA 348.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 9523. (1) If a person that files a written record
2 requests an acknowledgment of the filing, the filing office shall
3 send to the person an image of the record showing the number
4 assigned to the record pursuant to section 9519(1)(a) and the date
5 and time of the filing of the record. However, if the person
6 furnishes a copy of the record to the filing office, the filing
7 office may instead do both of the following:
8 (a) Note upon the copy the number assigned to the record
9 pursuant to section 9519(1)(a) and the date and time of the filing
10 of the record.

1 (b) Send the copy to the person.

2 (2) If a person files a record other than a written record,
3 the filing office shall communicate to the person an acknowledgment
4 that provides all of the following:

5 (a) The information in the record.

6 (b) The number assigned to the record pursuant to section
7 9519(1)(a).

8 (c) The date and time of the filing of the record.

9 (3) The filing office shall communicate or otherwise make
10 available in a record 1 or more of the following information to any
11 person that requests it:

12 (a) Whether there is on file on a date and time specified by
13 the filing office, but not a date earlier than 3 business days
14 before the filing office receives the request, any financing
15 statement that meets all of the following:

16 (i) Designates a particular debtor or, if the request so
17 states, designates a particular debtor at the address specified in
18 the request.

19 (ii) Has not lapsed under section 9515 with respect to all
20 secured parties of record.

21 (iii) If the request so states, has lapsed under section 9515
22 and a record of which is maintained by the filing office under
23 section 9522(1).

24 (b) The date and time of filing of each financing statement.

25 (c) The information provided in each financing statement.

26 (4) In complying with its duty under subsection (3), the
27 filing office may communicate information in any medium. However,

1 if requested, the filing office shall communicate information by
2 issuing its written certificate or another record that can be
3 admitted into evidence in the courts of this state without
4 extrinsic evidence of its authenticity.

5 (5) The filing office shall perform the acts required by
6 subsections (1) through (4) at the time and in the manner
7 prescribed by filing-office rule, but, in the case of a filing
8 office described in section 9501(1)(b), not later than 2 business
9 days after the filing office receives the request.

10 ~~(6) At least weekly, at the per record rate under section~~
11 ~~9525, the filing office~~ **NOT LATER THAN JANUARY 1, 2018, THE**
12 **SECRETARY OF STATE** shall ~~offer to~~ sell or license to the public on
13 a nonexclusive basis, in bulk, ~~copies~~ **BY SUBSCRIPTION, IMAGES** of
14 all records filed in it under this part **EACH MONTH, OR BULK DATA**
15 **FROM THE FILED RECORDS, IN A FORMAT ESTABLISHED BY THE SECRETARY OF**
16 **STATE AND** ~~in every medium from time to time~~ **1 OR MORE MEDIUMS**
17 available to the ~~filing office~~. **SECRETARY OF STATE. THE SECRETARY OF**
18 **STATE SHALL CHARGE A SUBSCRIPTION FEE OF \$500.00 PER MONTH TO A**
19 **PERSON THAT SUBSCRIBES TO RECEIVE IMAGES OR DATA UNDER THIS**
20 **SUBSECTION.**