



COUNTY COMMISSIONERS ASSOCIATION OF PENNSYLVANIA

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July 25, 2001

Mr. Robert E. Nyce
Executive Director
Independent Regulatory Review Commission
14th Floor Harrisburg 2
333 Market Street
Harrisburg, PA 17101

Dear Mr. Nyce:

Please accept this letter on behalf of the County Commissioner's Association of Pennsylvania on the final order, proposed rule related to Uniform Commercial Code fees (Department of State 16-27) as promulgated pursuant to Section 9525(d) of the Uniform Commercial Code Modernization Act of 2001, Act 18 of 2001 (13 Pa.C.S., 9525(d)).

The regulation amends the fee schedule for UCC filing fees charged by the Department of State and by the county recorder of deeds. It is our understanding that the purpose of the regulation is to ensure that budgetary needs are met and adequate funds are collected to equal previous revenue for the counties and the Commonwealth's general fund. However, the \$95 rate proposed in the regulation for filing a financing statement with the county recorder of deeds will result in a reduction of revenues for a majority of counties and therefore, we request that the proposed rate only be considered as an interim rate. Our figures show that for counties to become revenue neutral, the rate would need to be increased to about \$122. If the \$95 rate is adopted, we hope that the Department and the Commission are willing to review this matter again in the near future.

Thank you for your consideration of these comments. Please feel free to contact me with any questions at the number listed above.

Sincerely,

Rachel Hofstetter
Government Relations Specialist

cc: Leo Pandeladis, Counsel
Corporation Bureau

