

## CHAPTER 193

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**CONSUMER AND COMMERCIAL TRANSACTIONS**

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**HOUSE BILL 02-1014**

BY REPRESENTATIVE(S) Smith, Clapp, Fritz, Garcia, Kester, Plant, Romanoff, Tapia, Weddig, and Williams S.;  
also SENATOR(S) Fitz-Gerald, Hernandez, Lamborn, Nichol, and Phillips.

**AN ACT**

**CONCERNING THE REMOVAL BY THE SECRETARY OF STATE OF IDENTIFICATION NUMBERS FROM FINANCING STATEMENTS FILED BEFORE JULY 1, 2001, PURSUANT TO REPEALED PROVISIONS OF ARTICLE 9 OF THE "UNIFORM COMMERCIAL CODE", AND MAKING AN APPROPRIATION THEREFOR.**

*Be it enacted by the General Assembly of the State of Colorado:*

**SECTION 1.** Part 5 of article 9 of title 4, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

**4-9-531. Removal of social security numbers from financing statements in the custody of the secretary of state.** (a) AS SOON AS FEASIBLE, BUT NO LATER THAN JULY 1, 2003, THE SECRETARY OF STATE SHALL REMOVE SOCIAL SECURITY NUMBERS FROM THE PUBLICLY ACCESSIBLE ELECTRONIC RECORDS OF ALL FINANCING STATEMENTS IN THE CUSTODY OF THE SECRETARY THAT WERE FILED WITH A FILING OFFICE ON OR AFTER APRIL 6, 1989, AND BEFORE JULY 1, 2001, PURSUANT TO REPEALED PROVISIONS OF THIS ARTICLE THAT REQUIRED THAT ANY SUCH FINANCING STATEMENT CONTAIN A SOCIAL SECURITY NUMBER.

(b) A FINANCING STATEMENT FROM WHICH THE SECRETARY OF STATE REMOVES A SOCIAL SECURITY NUMBER PURSUANT TO SUBSECTION (a) OF THIS SECTION SHALL NOT BE RENDERED INSUFFICIENT OR INEFFECTIVE BY SUCH REMOVAL.

(c) THE SECRETARY OF STATE SHALL RETAIN AN ELECTRONIC RECORD OF A FINANCING STATEMENT THAT CONTAINS A SOCIAL SECURITY NUMBER, BUT SUCH A RECORD SHALL BE OPEN FOR INSPECTION, AND COPIES OR PRINTOUTS OF THE RECORD OR INFORMATION FROM THE RECORD SHALL BE FURNISHED ONLY UPON APPLICATION TO THE SECRETARY OF STATE AND ONLY FOR GOOD CAUSE SHOWN NOTWITHSTANDING ANY PROVISION OF PART 2 OF ARTICLE 72 OF TITLE 24, C.R.S., OR ANY OTHER

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*Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

## PROVISION OF LAW.

**SECTION 2. Appropriation.** In addition to any other appropriation, there is hereby appropriated to the department of state, out of any moneys in the central information system cash fund created in section 4-9.3-105, Colorado Revised Statutes, not otherwise appropriated, for the fiscal year beginning July 1, 2002, the sum of five hundred eighty-seven thousand seven hundred twenty-two dollars (\$587,722), or so much thereof as may be necessary, for the implementation of this act.

**SECTION 3. Safety clause.** The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: May 28, 2002