

SECTION .0200 – ACCEPTANCE AND REFUSAL OF RECORDS

18 NCAC 05B .0201 **ROLE OF FILING OFFICER**

The duties and responsibilities of the filing officer with respect to the administration of the UCC are ministerial. In accepting for filing or refusing to file a UCC record pursuant to the rules in this Subchapter, the filing officer shall do none of the following:

- (1) Determine the legal sufficiency or insufficiency of a record;
- (2) Determine that a security interest in collateral exists or does not exist;
- (3) Determine that information in the record is correct or incorrect, in whole or in part; and
- (4) Create a presumption that information in the record is correct or incorrect, in whole or in part.

History Note: *Authority G.S. 25-9-516; 25-9-526;*
Temporary Adoption Eff. July 2, 2001;
Eff. August 1, 2002;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. November
12, 2014.