

of the last filing, refiling or recording and the filing number, and further state that the original security agreement is still effective. Except as herein specified the provisions of Section 9-404(3) apply to such a continuation statement."

(15) Change section 10-103 to read as follows:

"Section 10-103. Inconsistent Laws: Which Law Governs.

"If any other provision of law is inconsistent with this Act, this Act shall govern unless this Act or such inconsistent provision of law specifically provides otherwise."

(16) Add the following additional subsection to section 10-104: "(2) This Act does not repeal the District of Columbia Uniform Act for Simplification of Fiduciary Security Transfers, approved July 5, 1960, 74 Stat. 322, being all of subchapter II of chapter 23 of Title 28 of the District of Columbia Code, 1961 Edition."

II

The Bar Association should support the enactment, simultaneously with the enactment of the code, of additional legislation, as follows:

(1) Reenact sections 42-102, 106 and 107, with appropriate modification of cross references contained in said sections, of the District of Columbia Code to apply to instruments under the UCC.

(2) Reenact that part of section 42-104, with appropriate modification of cross references therein, of the District of Columbia Code permitting the Recorder of Deeds to destroy void instruments.

(3) Modify section 45-701 of the District of Columbia Code to permit the filing with the Recorder of instruments under the UCC without acknowledgment or certification.

(4) Modify section 40-702 of the District of Columbia Code to refer to article 9 of the UCC instead of to title 42 of the District of Columbia Code.

(5) Delete in sections 40-704 and 708 of the District of Columbia Code the requirement of acknowledgment.

(6) Modify section 40-901(9) of the District of Columbia Code to include security agreements under the UCC.

(7) Modify section 29-908g(b) of the District of Columbia Code to refer to section 8-204 of the UCC instead of to section 28-2915 of the District of Columbia Code.

(8) Provide that section 12-201 of the District of Columbia Code shall be subject to sections 2-725 and 6-111 setting up statute of limitation periods for actions on contracts for sale of goods (4 years) and actions under the bulk sales article (6 months).

(9) Conform, to the UCC, District of Columbia Code sections 1-509 (regarding protest of bills and notes), 22-1209 (regarding embezzlement by chattel mortgagor), 22-1406 (regarding fraud by conditional vendee), and 38-205 (regarding lien for storage etc. for motor vehicles).

III

The report (expected in November 1962) of the permanent editorial board for the UCC with respect to recommended amendments should be reviewed with regard to incorporating such recommended amendments in the District of Columbia Uniform Commercial Code.

IV

This committee should be continued in existence until the enactment of the District of Columbia Commercial Code, charged with the responsibility of preparing or coordinating the preparation of drafts of bills in accordance with recommendations I and II of this report, and of recommending to the board of directors such modifications in those bills as may be deemed desirable pursuant to recommendation III or otherwise, or as may be recommended by members or other committees of the Association or by other interested persons and organizations.

V

This Bar Association should, during the period between the enactment and effective dates of the District of Columbia Uniform Commercial Code, undertake a program to educate District of Columbia lawyers and other interested persons concerning such code. An early and orderly effort of this kind will contribute substantially to the initial success of the code in the District.