

**Hall of the House of Representatives**  
**83rd General Assembly - Regular Session, 2001**  
**Amendment Form**

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**Subtitle of House Bill No. 1147**

"AN ACT TO REVISE UCC CHAPTER 9 - SECURED TRANSACTIONS, AND TO MAKE  
CONFORMING AMENDMENTS TO OTHER CHAPTERS OF THE UNIFORM  
COMMERCIAL CODE."

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**Amendment No. 1 to House Bill No. 1147.**

Amend House Bill No. 1147 as originally introduced:

Page 12, delete line 19 and substitute the following:

"party from its obligation.

(69) 'Qualified intangible property' means a fully vested property right consisting of the irrevocable right of an electric utility or an assignee to charge, collect, receive, and be paid from collections of qualified intangible charges in the amount necessary to recover fully the qualified costs which are determined to be recoverable by the commission pursuant to the electric Consumer Choice Act of 1999 (§ 23-19-101 et seq.), all right, title, and interest of the electric utility or assignee in and to the qualified rate order pursuant to which such qualified intangible charges are authorized, including, without limitation, the right to obtain periodic adjustment of such qualified intangible charges pursuant to § 23-19-605(d), and all revenues, collections, claims, payments, money or proceeds of, or arising from, qualified intangible charges pursuant to such qualified rate order, whether or not the revenues and proceeds arising with respect thereto have accrued. Qualified intangible property shall constitute a contract right; it is not an account or general intangible."

AND

Page 12, line 20, delete "(69)" and substitute "(70)"

AND

Page 12, line 24, delete "(70)" and substitute "(71)"

AND

Page 12, line 28, delete "(71)" and substitute "(72)"

AND

Page 12, line 33, delete "(72)" and substitute "(73)"

AND

Page 13, line 10, delete "(73)" and substitute "(74)"

AND

Page 13, line 12, delete "(74)" and substitute "(75)"

AND

Page 13, line 20, delete "(75)" and substitute "(76)"

AND

Page 13, line 24, delete "(76)" and substitute "(77)"

AND

Page 13, line 27, delete "(77)" and substitute "(78)"

AND

Page 13, line 31, delete "(78)" and substitute "(79)"

AND

Page 13, line 34, delete "(79)" and substitute "(80)"

AND

Page 14, line 4, delete "(80)" and substitute "(81)"

AND

Page 19, line 27, delete "intangibles, or" and substitute "intangibles, qualified intangible property, or"

AND

Page 20, delete lines 2 through 11 and substitute the following:

"this chapter; or

(2) the rights of a transferee beneficiary or nominated person"

AND

Page 21, line 16, delete "or"

AND

Page 21, delete line 19, and substitute the following:

"proceeds; or

(14) a transfer by a government or governmental unit."

AND

Page 67, delete lines 29 and 30, and substitute the following:

"interest in:

(1) a right the assignment or transfer of which is prohibited or restricted by § 11-9-110(a).

(2) a claim or right to receive amounts (whether by suit or agreement and whether as lump sums or as periodic payments) as damages (other than punitive damages) on account of personal physical injuries or physical sickness.

(3) a claim or right to receive benefits under a special needs trust as described in 42 USC § 1396p(d)(4)."

AND

Page 70, delete lines 24 and 25 and substitute the following:

"in:

(1) a right the assignment or transfer of which is prohibited or restricted by § 11-9-110(a).

(2) a claim or right to receive amounts (whether by suit or agreement and whether as lump sums or as periodic payments) as damages (other than punitive damages) on account of personal physical injuries or physical sickness.

(3) a claim or right to receive benefits under a special needs trust as described on 42 USC § 1396p(d)(4)."

**The Amendment was read** \_\_\_\_\_

**By: Representative Napper**

**LH/MHF**

**MHF745**

\_\_\_\_\_  
**Chief Clerk**