

Chapter DFI-CCS 6

OTHER LIEN NOTICES

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Note: Chapter DFI-CCS 6 was created as an emergency rule effective 10-24-01.

DFI-CCS 6.01 Purpose. This chapter describes records of liens maintained by the filing office created pursuant to statutes other than the UCC that are treated by the filing officer in a manner substantially similar to UCC documents and are included on a request with the reports described in s. DFI-CCS 5.05.

History: CR 01-122: cr. Register February 2002 No. 554, eff. 3-1-02.

DFI-CCS 6.02 Notice of federal tax lien. (1) FILING. Federal tax liens shall be filed in the same manner as initial financing statements.

(2) WHERE TO FILE. (a) Federal tax liens filed with the department under s. 779.97, Stats., shall be indexed by debtor name and shall be revealed by searches under s. DFI-CCS 5.05. Filings submitted under this section shall not be filed with a filing agent of the department.

(b) Federal tax liens filed with a register of deeds office shall be filed according to s. 779.97 (4), Stats.

(3) FEE FOR FILING. Fees for filing federal tax liens are set forth in s. 779.97 (5), Stats.

(4) DURATION. Federal tax liens are effective for 11 years and 60 days.

(5) MECHANICS OF SEARCH. (a) The fees for a search for federal tax liens shall be the same fee as set forth in s. DFI-CCS 1.10 (3).

(b) A search request made to the department shall specify whether it seeks all UCC filings, which shall include federal tax liens, or only federal tax liens.

History: CR 01-122: cr. Register February 2002 No. 554, eff. 3-1-02.

DFI-CCS 6.03 Wage claim liens. (1) FILING. Wage claim liens under s. 109.09 (2) (b) 2., Stats., shall be filed in the same manner as an initial financing statement and may use all forms and formats of communication permitted to be used in connection with initial financing statements. Wage claim liens shall be indexed by debtor name and shall be revealed by searches under s. DFI-CCS 5.05.

(2) WHERE TO FILE. Wage claim liens shall be filed with the department. Filings submitted under this section shall not be filed with a filing agent of the department.

(3) FEES. The filing fees for wage claim liens are set forth in s. DFI-CCS 1.10 (1) and (2). The fee for a search shall be the fee set forth in s. DFI-CCS 1.10 (3).

(4) DURATION. Wage claim liens are effective for 5 years.

(5) SEARCH. Wage claim liens shall be listed in the same manner as an initial financing statement and included with UCC searches.

History: CR 01-122: cr. Register February 2002 No. 554, eff. 3-1-02.

DFI-CCS 6.04 Railroad-related filings. (1) RAILROAD RELATED UCC FILINGS. UCC-filings to be filed as fixture filings and related to railroad property under s. 190.11, Stats., shall be filed in the same manner as an initial financing statement. Filings submitted under this section shall not be filed with a filing agent of the department or delivered by electronic means. Filings

submitted under this section shall be indexed by debtor name, revealed by searches under s. DFI-CCS 5.05, and entered into railroad real estate records as indicated under s. DFI-CCS 6.05.

(2) FILING IDENTIFICATION. In order to have a UCC filing processed as a railroad fixture filing the UCC-filing itself, or a separate writing to be filed as a part of the UCC-filing, shall bear a statement that indicates that it is a railroad fixture filing and names the railroad affected.

(3) FEE. The filing fees for railroad-related filings are set forth in s. DFI-CCS 1.10 (1) (g). The fee for a UCC railroad index search shall be the same fee as set forth in s. DFI-CCS 1.10 (3) (a).

(4) SEARCH. Railroad related UCC filings shall be listed in the same manner as an initial financing statement and included with UCC searches.

History: CR 01-122: cr. Register February 2002 No. 554, eff. 3-1-02.

DFI-CCS 6.05 Railroad real estate filings. (1) SEPARATE REGISTER. Mortgages filed to secure an interest in railroad real estate under s. 190.11, Stats., shall be filed in a separate railroad real estate register.

(2) WHERE TO FILE. Mortgages filed to secure an interest in railroad real estate under s. 190.11, Stats., shall be filed as follows:

(a) The filing may be hand delivered or sent by regular mail to the department. Filings submitted under this section shall not be filed with a filing agent of the department or delivered by electronic means.

Note: The address for these deliveries is UCC Section, Department of Financial Institutions, 4822 Madison Yards Way, North Tower, 4th Floor, Wisconsin 53705, and for mailings is UCC Section, Department of Financial Institutions, P.O. Box 7847, Madison, WI 53707-7847.

(b) Express or priority mailings, and all other deliveries for which a receipt or similar confirmation of arrival time is desired, shall be mailed or brought to the department.

Note: The address for these mailings and deliveries is UCC Section, Department of Financial Institutions, 4822 Madison Yards Way, North Tower, 4th Floor, Madison, Wisconsin 53705.

(3) RECEIPT. No railroad real estate-related document shall be considered received until it actually arrives in the filing office. Delivery to the post office box of the department shall not be considered actual arrival in the filing office.

(4) FILING IDENTIFICATION. In order to have a filing processed as a railroad filing, the filing shall indicate that it is a railroad real estate filing and name the railroad affected.

(5) FEE FOR FILING. The filing fees for railroad real estate filings are set forth in s. 190.11 (3), Stats.

(6) SEARCH MECHANICS. Searches of the railroad conveyances and other real estate related documents shall not be completed by the department. The railroad records are available to the public during regular office hours. Requests for copies railroad conveyances of real estate documents shall be addressed to the filing officer.

(7) FEES. Fees for copies are as follows:

(a) For individual copies of railroad real estate documents, \$0.50 per page.

(b) For certified copies of railroad real estate documents, \$5 per document.

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