



# ULC PROJECT LIST

Active Drafting and Study Committees as of January 2024

## Uniform Law Commission

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## Drafting Committees

- **Antitrust Pre-Merger Notification Act**

This committee will draft a uniform or model act requiring companies that submit a pre-merger notification filing pursuant to the federal Hart-Scott-Rodino Act to share their initial filing with the State Attorney General on request, subject to confidentiality protections equivalent to or stronger than under federal law. The act must balance the needs of state enforcers for information with the burdens and risks to filers. Within this mandate, the drafting committee must pay special attention to issues such as the circumstances that might permit a state to access the information (e.g., does the state have a substantial nexus to the transaction); the scope of the information that must be provided (subsequent HSR filings can be massive); the obligations imposed on states that receive the information (the state must act within a time limit like the federal government; the confidentiality protections must be at least as strong as federal law; if competitors can abuse the process via state FOIA provisions to access the confidential business data, the law may be counterproductive and anticompetitive); and the likelihood that the act might call for fees or an adverse fiscal statement that would make it unenactable. *This committee aims to finalize its work in July 2024. The committee's work is available [here](#).*

- **Assignment for Benefit of Creditors Act**

An assignment for benefit of creditors (ABC) is a voluntary, debtor-initiated state law alternative to the bankruptcy process, state receiverships, and voluntary workouts. Though initiated by the debtor, ABCs may provide benefits to creditors as well as debtors that alternative procedures do not. However, ABC statutes vary widely from state to state, as do custom and practice; thus, the use of ABCs varies across the country. The Study Committee on Assignment for Benefit of Creditors recommended that a drafting committee be formed to address (1) state ABC law's interaction with bankruptcy and other state and federal laws; (2) choice of law rules, including whether an ABC should be treated as a security interest; (3) court involvement in the ABC process; and (4) transparency, due process, conflicts of interest, and adequate notice procedures, particularly with respect to duties of assignees. This committee will draft a uniform or model act on the subject. *This committee first met in fall 2023. The committee's work is available [here](#).*

- **Commercial Financing Disclosure Act**

This committee will draft a uniform or model act addressing disclosure requirements in commercial financing transactions. Topics to be considered include which finance providers and transactions to cover, what information should be disclosed, and what the consequences of violations should be. *This committee was authorized in January 2024 and has not yet met.*

- **Conflict of Laws in Trusts and Estates Act**

This committee will draft a uniform or model act to address the problems of conflict of laws in trusts and estates. The committee will address trusts, wills, will substitutes, intestacy, estate administration, fiduciary powers and duties, powers of appointments, powers of attorneys, jurisdictional claims, and statutes of limitations. *This committee first met in spring 2022. The committee's work is available [here](#).*

- **Cybercrime Act**

This committee will draft a uniform or model act addressing the procedures for preserving and obtaining evidence needed to bring a cybercrime case in state court. Procedures in state law might include expedited preservation of stored computer data and/or traffic data; a uniform nationwide production order for data; search and seizure of stored computer data; real-time collection of traffic data; and interception of content data. *This committee was authorized in July 2023 and has not yet met.*

- **Judicial Interview Procedures for Children Act**

This committee will draft a uniform or model act addressing custody, visitation, parentage, and related proceedings in which other law permits or requires the child's views to be heard. The act should address (1) the factors to be considered when the law accords judicial discretion as to whether a child's views should be heard; and (2) the procedures to be used when either (a) the law requires or (b) a judge determines to permit a child's views to be heard. The procedures should explicitly address due process rights of parents, including access to the results of the interview. *This committee first met in fall 2023. The committee's work is available [here](#).*

- **Mortgage Modifications Act**

This committee will draft uniform or model state legislation on mortgage modifications. Topics to be addressed include the extent to which the modification of some of the terms of a mortgage loan require the execution and recordation of an instrument modifying the currently recorded mortgage document, as well as the extent to which the mortgage retains its priority to secure repayment of the debt as modified. *This committee aims to finalize its work in July 2024. The committee's work is available [here](#).*

- **Occupational Licenses of Servicemembers and Military Spouses Act**

This committee will develop a uniform or model act addressing state law changes needed to implement the federal mandate under Title VII of the Servicemembers Civil Relief Act as amended in January 2023, and other related issues. *This committee was authorized in January 2024 and has not yet met.*

- **Redaction of Personal Information from Public Records Act**

This committee will draft a uniform or model act concerning the ability of judicial officers, law enforcement personnel, and others who demonstrate a credible risk of harm to have their personal information redacted from real property records and other official public records. *This committee first met in fall 2023. The committee's work is available [here](#).*

- **Transfers to Minors Act**

This committee will develop targeted updates to the Uniform Transfers to Minors Act. Issues to be addressed include raising the termination age, revising the appointment process for successor custodians, clarifying UTMA use for support obligations, permitting distributions for qualified minors' trusts and 529 (and 529A ABLE) accounts, increasing monetary thresholds for court oversight, allowing joint custodians, specifically referencing certain property interests, and other similar issues. *This committee was authorized in January 2024 and has not yet met.*

- **Unincorporated Organization Acts**

This drafting committee will develop amendments to the Uniform Partnership Act, the Uniform Limited Partnership Act, and the Uniform Limited Liability Company Act, with the understanding that the update does not include wholesale policy revisions. *This committee aims to finalize its work in July 2024. The committee's work is available [here](#).*

- **Virtual Currency Customer Protection Act**

This committee will develop a new act to replace the Uniform Supplemental Commercial Law for the Uniform Regulation of Virtual Currency Business Act (USCL). The new Act will be a free-standing act, not linked to the Uniform Regulation of Virtual Currency Business Act as the USCL was, and will fit on top of whatever regime a state has in place or later adopts to regulate virtual currencies. In developing the new act, the committee will also make revisions and additions to USCL as it deems necessary to ensure the new act offers reasonable protections to customers who entrust their virtual currency to third parties and has reasonable prospects for enactment by states that choose to regulate virtual currencies. *This committee first met in fall 2023. The committee's work is available [here](#).*

### **Study Committees**

- **Deepfakes**

This committee will study the need for and feasibility of a uniform or model act addressing the specific issues of (1) non-consensual deepfake pornography and (2) election-related deepfakes. In considering the need for a uniform or model act, the study committee should analyze existing potential claims such as tort and copyright claims and assess the benefits of additional claims. The study committee should analyze the narrowly focused legislation that several states have already enacted related to those specific categories of deepfakes and should thoroughly analyze the extent to which the First Amendment, as well as Section 230 of the federal Communications Decency Act, would limit state legislation on the topic. *This committee was authorized in November 2022.*

- **Definition and Protection of a Child's Interest in the Child's Name, Image, Likeness, or other Intellectual Property**

This committee will study the need for and feasibility of an act addressing the definition and protection of a child's interest in the child's name, image, likeness, or other intellectual property. This study committee was proposed by the Joint Editorial Board for Uniform Family Law, based on concerns regarding the growing use of children as social media influencers (often referred to as "kidfluencers"). *This committee was authorized in January 2024.*

- **Hague Judgments Convention, Hague Convention on Choice of Court Agreements, and Final Non-Monetary Judgments**

This committee will recommend the most appropriate method or methods for implementing the Conventions in the United States and study the need for and feasibility of one or more uniform acts (including the Uniform Choice of Court Agreements Implementation Act and a possible revision of the Uniform Foreign-Country Money Judgments Recognition Act) on those topics. *This committee was authorized in May 2022.*

- **Indian Child Welfare Act Issues**

This committee will study the need for and feasibility of a uniform or model act addressing issues related to the Indian Child Welfare Act (ICWA) of 1978, a federal law that governs the removal and out-of-home placement of American Indian children. Some states have implemented statutes aimed at facilitating the application of the federal statute by state courts, but significant gaps remain. A uniform or model act could clarify or expand upon the protections provided in ICWA. *This committee was authorized in July 2022.*

- **Model Marketable Title Act**

This committee will study the need for and feasibility of updating the Model Marketable Title Act. The Model Act, which was derived from Article 3 of the Uniform Simplification of Land Transfers Act, was promulgated in 1990 and enacted in one state before being withdrawn as obsolete in 2015. However, about 20 states have marketable title statutes, some of which include provisions from the Model Act. *This committee was authorized in July 2022.*

- **Probate and Non-Probate Transfer Integration**

Many provisions of the Uniform Probate Code, including the provisions governing creditors' rights and the elective share of a surviving spouse, take into account the decedent's probate and non-probate transfers. So do the provisions of federal and state law imposing wealth transfer taxes. These provisions assume that someone is able to integrate the decedent's probate and non-probate estates. Yet the court-appointed personal representative of the decedent's probate estate often encounters great difficulty in gathering information about the decedent's non-probate transfers. This committee will study the need for and feasibility of a uniform or model act on the subject, including the possibility of revisions to the relevant portions of the Uniform Probate Code. *This committee was authorized in May 2023.*

- **Use of Artificial Intelligence by State Government**

This committee will study the need for and feasibility of an act addressing the use of artificial intelligence tools by state governments to carry out governmental services, including requirements for the procurement process; requirements for conducting and responding to audits; requirements for disclosure of a tool's capabilities; provisions designed to avoid bias or other harms; provisions addressing redress, appeal, reporting, and licensing transparency; and related issues. *This committee was authorized in July 2023.*