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FISCAL IMPACT REPORT

SPONSOR Egolf ORIGINAL DATE 02/14/15
 LAST UPDATED _____ HB 324

SHORT TITLE Public Record Instruments of Writing SB _____

ANALYST Daly

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY15	FY16	FY17	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total		NFI	NFI			

(Parenthesis () Indicate Expenditure Decreases)

SOURCES OF INFORMATION

LFC Files

Responses Received From

Administrative Office of the Courts (AOC)

Attorney General’s Office (AGO)

SUMMARY

Synopsis of Bill

House Bill 324 deletes a provision in existing law governing the recording of documents with county clerks’ offices which permitted notarized duplicates to be filed and recorded. It adds a new subsection to that law setting forth new requirements for filing a copy of a document, which requires the document be accompanied by a document stating: (1) the name, phone number and mailing address of the person filing and recording the copy; (2) the reason a copy is being filed and recorded in place of the original instrument; and (3) that the copy is a true copy of the original instrument. No additional fee may be charged for filing the explanatory document as an attachment to the copy.

FISCAL IMPLICATIONS

No fiscal impact on the State is anticipated.

SIGNIFICANT ISSUES

AGO comments that HB 324 appears to tighten the requirements for filing a duplicate written document when the original instrument of writing is not available. The information provided may help prevent improper filings.

MD/aml