

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for Senate Bill No. 114, Page 3, Section 50.1190, Lines 1-9,
2 by removing all of said section and lines; and

3
4 Further amend said bill, Page 4, Section 52.290, Line 27, by inserting immediately after all of said
5 section and line the following:

6
7 "59.800. 1. Beginning on July 1, 2001, notwithstanding any other condition precedent
8 required by law to the recording of any instrument specified in subdivisions (1) and (2) of
9 subsection 1 of section 59.330, an additional fee of [~~five~~] six dollars shall be charged and collected
10 by every recorder of deeds in this state on each instrument recorded. The additional fee shall be
11 distributed as follows:

12 (1) One dollar and twenty-five cents to the recorder's fund established pursuant to
13 subsection 1 of section 59.319, provided, however, that all funds received pursuant to this section
14 shall be used exclusively for the purchase, installation, upgrade and maintenance of modern
15 technology necessary to operate the recorder's office in an efficient manner;

16 (2) One dollar and seventy-five cents to the county general revenue fund; and

17 (3) [~~Two~~] Three dollars to the fund established in subsection 2 of this section.

18 2. (1) There is hereby established a revolving fund known as the "Statutory County
19 Recorder's Fund", which shall receive funds paid to the recorders of deeds of the counties of this
20 state pursuant to subdivision (3) of subsection 1 of this section. The director of the department of
21 revenue shall be custodian of the fund and shall make disbursements from the fund for the purpose
22 of subsidizing the fees collected by counties that hereafter elect or have heretofore elected to
23 separate the offices of clerk of the circuit court and recorder. The subsidy shall consist of the total
24 amount of moneys collected pursuant to subdivisions (1) and (2) of subsection 1 of this section
25 subtracted from fifty-five thousand dollars, except if the annual average of funds collected under
26 subsection 1 over the previous three-year period is insufficient to meet all obligations calculated in
27 this subdivision and in which case the provisions of subdivision (2) of this subsection shall apply.
28 The moneys paid to qualifying counties pursuant to this subsection shall be deposited in the county
29 general revenue fund. For purposes of this section a "qualified county" is a county that hereafter
30 elects or has heretofore elected to separate the offices of clerk of the circuit court and recorder and
31 in which the office of the recorder of deeds collects less than fifty-five thousand dollars in fees
32 pursuant to subdivisions (1) and (2) of subsection 1 of this section, on an annual basis. Moneys in
33 the statutory county recorder's fund shall not be considered state funds and shall be deemed nonstate
34 funds.

35 (2) If funds collected under subdivision (3) of subsection 1 of this section are insufficient to
36 meet obligations set out in subsection 1 of this section, the department of revenue shall calculate the

Action Taken _____ Date _____

1 projected shortfall that would otherwise be incurred using the formula set out above. If the fund
2 balance is greater than the annual average disbursement of the previous three years, then up to
3 thirty-three percent of such excess may be used to meet the obligation. If this amount is insufficient
4 or unavailable, the director of the department of revenue shall set a new requisite amount to
5 determine a qualified county under subdivision (1) of this subsection other than fifty-five thousand
6 dollars, which reflects the revenue collected under subdivision (3) of subsection 1 of this section
7 plus an additional thirty-three percent should the balance exist in the statutory recorder's fund."; and

8
9 Further amend said bill, Pages 18 and 19, Section 137.280, Lines 49-56, by deleting all of said lines
10 and inserting in lieu thereof the following:

11
12 "4. If annual waivers exceed forty percent then by February first of each year the assessor
13 shall transmit to the county employees' retirement fund an electronic or paper copy of the log
14 maintained under subsection 3 of section 50.1020 for the prior calendar year."; and

15
16 Further amend said bill by amending the title, enacting clause, and intersectional references
17 accordingly.