

House _____ Amendment NO. _____

Offered By _____

1 AMEND Senate Bill No. 503, Page 1, Section A, Line 2, by inserting after all of said section and line the
2 following:

3
4 "59.800. 1. Beginning on July 1, 2001, notwithstanding any other condition precedent required by
5 law to the recording of any instrument specified in subdivisions (1) and (2) of subsection 1 of section 59.330,
6 an additional fee of [~~five~~] six dollars shall be charged and collected by every recorder of deeds in this state on
7 each instrument recorded. The additional fee shall be distributed as follows:

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

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

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

14 2. (1) There is hereby established a revolving fund known as the "Statutory County Recorder's
15 Fund", which shall receive funds paid to the recorders of deeds of the counties of this state pursuant to
16 subdivision (3) of subsection 1 of this section. The director of the department of revenue shall be custodian
17 of the fund and shall make disbursements from the fund for the purpose of subsidizing the fees collected by
18 counties that hereafter elect or have heretofore elected to separate the offices of clerk of the circuit court and
19 recorder. The subsidy shall consist of the total amount of moneys collected pursuant to subdivisions (1) and
20 (2) of subsection 1 of this section subtracted from fifty-five thousand dollars, except if the annual average of
21 funds collected under subsection 1 over the previous three-year period is insufficient to meet all obligations
22 calculated in this subdivision and in which case the provisions of subdivision (2) of this subsection shall
23 apply. The moneys paid to qualifying counties pursuant to this subsection shall be deposited in the county
24 general revenue fund. For purposes of this section a "qualified county" is a county that hereafter elects or has
25 heretofore elected to separate the offices of clerk of the circuit court and recorder and in which the office of
26 the recorder of deeds collects less than fifty-five thousand dollars in fees pursuant to subdivisions (1) and (2)
27 of subsection 1 of this section, on an annual basis. Moneys in the statutory county recorder's fund shall not
28 be considered state funds and shall be deemed nonstate funds.

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

38
39 Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Action Taken _____ Date _____