

Hall of the House of Representatives
88th General Assembly - Regular Session, 2011
Amendment Form

Subtitle of House Bill No. 1767

TO AUTHORIZE THE ESTABLISHMENT OF ALTERNATIVE REAL ESTATE TRANSFER TAX
DOCUMENTARY SYMBOLS AND ELECTRONIC AFFIDAVITS OF COMPLIANCE.

Amendment No. 1 to House Bill No. 1767

Amend House Bill No. 1767 as originally introduced:

Page 1, delete lines 26 and 27 and substitute the following:

“shall design a “Real Property Transfer Tax Affidavit of Compliance”
form ~~which shall be in triplicate.~~”

AND

Page 1, delete lines 30 and 31 and substitute the following:

“(B) The affidavit portion of the form shall provide ~~space~~
~~for:~~”

AND

Page 2, delete line 19 and substitute the following:

“shall be included ~~in a space provided~~ on the affidavit and be
presented with”

AND

Page 2, delete line 21 and substitute the following:

“(2) The director shall furnish ~~a supply of~~ the “Real Property”

AND

Page 3, delete Lines 10 through 24 and substitute the following:

~~“(d)(1)(A) On receipt and recordation of the instrument, the county
recorder will retain two (2) copies of the affidavit.~~

~~– (B)(i) One (1) copy will be held for the director who will pick
up the copies at reasonable intervals.~~

~~– (ii) The second copy will be held for the county assessor
who will pick up the copies at reasonable intervals.~~

~~– (iii) The third copy shall be returned to the party filing
the instrument for record.~~



~~(2)(A)~~ The affidavits in the files of the director ~~will be~~ are public records governed by the same rules ~~and regulations~~ as are applied to the disclosure of motor vehicle titling and registration information.

~~(B)(2)~~ The copies of the affidavit in the hands of the county assessor ~~shall be~~ are public records subject to the same laws regarding disclosure as all other taxpayer records of the county assessor.”

AND

Page 3, delete Line 36 and substitute the following:

“with electronic signatures.”

AND

Page 4, delete lines 5 and 6 and substitute the following:

“(C) If an investigation is undertaken, the director shall complete the investigation by July 1, 2012; and”

AND

Page 4, delete line 36 and substitute the following:

“the paper documentary stamps presently used”

AND

Page 5, delete lines 2-3 and substitute the following:

“proofs of payment, including without limitation ink-based or computer-generated symbols to be placed on instruments evidencing a transfer of real property.”

AND

Page 5, delete lines 6-9 and substitute the following:

“parties to recommend possible alternative methods of providing proof of payment of the real property transfer tax.

(C) If an investigation is undertaken, the director shall complete the investigation by July 1, 2012; and”

AND

Page 5, delete line 11 and substitute the following:

“providing proof of payment of the real property transfer tax that ensure”

The Amendment was read
By: Representative Barnett
MAG/CDS - 03/08/11 09:10
MAG279

Chief Clerk