

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 86th General Assembly
3 Regular Session, 2007

A Bill

HOUSE BILL 1299

4
5 By: Representatives Harrelson, Lowery, D. Johnson
6 By: Senators Steele, Broadway

For An Act To Be Entitled

10 AN ACT TO INCREASE THE RECORDING FEES CHARGED BY
11 COUNTY RECORDERS FOR CERTAIN WRITTEN INSTRUMENTS;
12 AND FOR OTHER PURPOSES.

Subtitle

15 TO INCREASE THE RECORDING FEES CHARGED
16 BY COUNTY RECORDERS FOR CERTAIN WRITTEN
17 INSTRUMENTS.

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19
20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

21
22 SECTION 1. Arkansas Code § 21-6-306 is amended to read as follows:
23 21-6-306. Recorders.

24 ~~(a)(1)~~ The uniform fees to be charged by the recorders in the
25 various counties in this state shall be as follows:

26 (A) For recording deeds, deeds of trust, mortgages,
27 release deeds, powers of attorney, plats, survey plats, notary bonds, foreign
28 judgments, writs of execution, writs of garnishment, materialman's liens, and
29 other recordable instruments, except as otherwise prescribed in this section,
30 ~~eight dollars (\$8.00)~~ fifteen dollars (\$15.00) for one (1) page, one (1) side
31 only, and ~~three dollars (\$3.00)~~ five dollars (\$5.00) for each additional
32 page; ~~and~~

33 (B) For recording mortgage assignments, mortgage releases,
34 and other instruments when multiple instruments are listed in a single
35 document, an additional fee of fifteen dollars (\$15.00) per instrument listed
36 shall be charged; and



1 ~~(2) For filing or recording all instruments other than those~~
2 ~~prescribed in subdivision (1) of this section that are normally placed on~~
3 ~~record in the recorder's office:~~

4 ~~(A) Plats: when measurements exceed 8 1/2" x 14"~~
5 ~~.....\$12.00~~

6 ~~(B) Survey plats: 8 1/2" x 14" or smaller~~
7 ~~.....8.00~~

8 ~~(C) Materialman's lien and certificate of assessment~~
9 ~~.....8.00~~

10 ~~(D) Notary bond~~
11 ~~.....8.00~~

12 ~~(E) Foreign judgments~~
13 ~~.....8.00~~

14 ~~(F) Writs of garnishment or execution of garnishment~~
15 ~~.....10.00~~

16 ~~(G) For entering satisfaction of record, marginal~~
17 ~~.....50~~

18 (C) Eight dollars (\$8.00) for filing or recording a
19 certificate of assessment or any other instrument not specified in this
20 subsection.

21 (2) If the recorder waives the requirements of § 14-15-402(b)(1)
22 for good cause, the instrument may be recorded for an additional fee of
23 twenty-five dollars (\$25.00).

24 (b)(1) All fees collected under this section shall be paid into the
25 county treasury to the credit of the fund to be known as the "county
26 recorder's cost fund".

27 (2) Moneys deposited in this fund shall be appropriated and
28 expended for the uses designated in this section by the quorum court at the
29 direction of the recorder.

30 (c)(1) All moneys collected by the recorder as a fee as provided in
31 this section shall be used by the recorder's office to offset administrative
32 costs.

33 (2)(A) At least twenty-five percent (25%) of the moneys
34 collected annually shall be used to purchase, maintain, and operate an
35 automated records system. The acquisition and update of software for the
36 automated records system shall be a permitted use of these funds.

1 (B) At the discretion of the recorder, any funds not
2 needed by the recorder for any of the purposes under this subdivision (c)(2)
3 may be transferred to the county general fund.

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