

1 HB782
2 118357-2
3 By Representative Hill (N & P)
4 RFD: Shelby County Legislation
5 First Read: 25-MAR-10

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2 ENROLLED, An Act,

3 Relating to Shelby County; to further amend Section
4 7 of Act 248, of the 1975 Regular Session (Acts 1975, p. 778),
5 as last amended by Act 93-496, 1993 Regular Session (Acts
6 1993, p. 835), relating to the installation and maintenance of
7 an improved system of recording title to property and other
8 documents recorded in the office of the judge of probate and
9 the collection and disposition of a special index fee
10 therefor, so as to further provide for the index fee and
11 distribution of the additional fee.

12 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

13 Section 1. Section 7 of Act 248 of the 1975 Regular
14 Session (Acts 1975, p. 778), as last amended by Act 93-496,
15 1993 Regular Session (Acts 1993, p. 835), is further amended
16 to read as follows:

17 "Section 7. Special Recording Fees. A special index
18 fee of six dollars (\$6) shall be paid to the county, and
19 collected by the judge of probate with respect to each real
20 property instrument and each personal property instrument
21 filed for record in the office of the judge of probate and for
22 the recording of other instruments and documents in the
23 probate office in the discretion of the governing body of the
24 county. After the effective date, no instrument shall be
25 recorded in the office of the judge of probate unless the

1 special index fee of six dollars (\$6) is paid. The special
2 index fee shall be in addition to all other fees, taxes, and
3 other charges required by law for recording any real property
4 instrument or personal property instrument, and for the
5 recording of other instruments and documents in the office of
6 the judge of probate in the discretion of the governing body
7 of the county. All special index fees collected shall be
8 deposited into the county treasury and credited to the account
9 of a special fund to be expended as follows:

10 "(1) Of the fee collected, four dollars (\$4) shall
11 be designated for payment of initial installation costs and
12 the cost as needed of additional equipment that may be added
13 to the probate office from time to time.

14 "(2) Of the fee collected, two dollars (\$2) shall be
15 designated for the operating expenses of the Shelby County
16 Constituents' Office. The fund shall be managed by the chair
17 of the Shelby County Legislative Delegation Office.

18 "Any sums deposited or collected in excess those
19 needed to implement this act, in the sole discretion of the
20 judge of probate, may be expended for the operations of the
21 office of the judge of probate."

22 Section 2. This act shall become effective on the
23 first day of the third month following its passage and
24 approval by the Governor, or its otherwise becoming law.

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Speaker of the House of Representatives

President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in
and was passed by the House 06-APR-10.

Greg Pappas
Clerk

Senate

13-APR-10

Passed