

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

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9 A BILL
10 TO BE ENTITLED
11 AN ACT
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13 Relating to Shelby County; to further amend Section
14 7 of Act 248, of the 1975 Regular Session (Acts 1975, p. 778),
15 as last amended by Act 93-496, 1993 Regular Session (Acts
16 1993, p. 835), relating to the installation and maintenance of
17 an improved system of recording title to property and other
18 documents recorded in the office of the judge of probate and
19 the collection and disposition of a special index fee
20 therefor, so as to further provide for the index fee and
21 distribution of the additional fee.

22 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

23 Section 1. Section 7 of Act 248 of the 1975 Regular
24 Session (Acts 1975, p. 778), as last amended by Act 93-496,
25 1993 Regular Session (Acts 1993, p. 835), is further amended
26 to read as follows:

1 "Section 7. Special Recording Fees. A special index
2 fee of six dollars (\$6) shall be paid to the county, and
3 collected by the judge of probate with respect to each real
4 property instrument and each personal property instrument
5 filed for record in the office of the judge of probate and for
6 the recording of other instruments and documents in the
7 probate office in the discretion of the governing body of the
8 county. After the effective date, no instrument shall be
9 recorded in the office of the judge of probate unless the
10 special index fee of six dollars (\$6) is paid. The special
11 index fee shall be in addition to all other fees, taxes, and
12 other charges required by law for recording any real property
13 instrument or personal property instrument, and for the
14 recording of other instruments and documents in the office of
15 the judge of probate in the discretion of the governing body
16 of the county. All special index fees collected shall be
17 deposited into the county treasury and credited to the account
18 of a special fund to be expended as follows:

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

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

1 "Any sums deposited or collected in excess those
2 needed to implement this act, in the sole discretion of the
3 judge of probate, may be expended for the operations of the
4 office of the judge of probate."

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