

## Fiscal Estimate - 2009 Session

Original     
  Updated     
  Corrected     
  Supplemental

<b>LRB Number</b> <b>09-4239/1</b>	<b>Introduction Number</b> <b>AB-0727</b>	
<b>Description</b> Changing the fees collected by a register of deeds, the redaction of social security numbers from electronic documents, and changes to the land information program		
<b>Fiscal Effect</b>		
<b>State:</b> <input checked="" type="checkbox"/> No State Fiscal Effect <input type="checkbox"/> Indeterminate <input type="checkbox"/> Increase Existing Appropriations <input type="checkbox"/> Increase Existing Revenues <input type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <input type="checkbox"/> Decrease Existing Appropriations <input type="checkbox"/> Decrease Existing Revenues <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Create New Appropriations <input type="checkbox"/> Decrease Costs		
<b>Local:</b> <input type="checkbox"/> No Local Government Costs <input checked="" type="checkbox"/> Indeterminate 1. <input type="checkbox"/> Increase Costs                      3. <input type="checkbox"/> Increase Revenue <b>5. Types of Local Government Units Affected</b> <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <input type="checkbox"/> Towns <input type="checkbox"/> Village <input type="checkbox"/> Cities 2. <input type="checkbox"/> Decrease Costs                      4. <input type="checkbox"/> Decrease Revenue <input checked="" type="checkbox"/> Counties <input type="checkbox"/> Others <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts		
<b>Fund Sources Affected</b> <b>Affected Ch. 20 Appropriations</b> <input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS		
<b>Agency/Prepared By</b> DOR/ Daniel Huegel (608) 266-5705	<b>Authorized Signature</b> Paul Ziegler (608) 266-5773	<b>Date</b> 2/19/2010

## Fiscal Estimate Narratives

DOR 2/19/2010

LRB Number	09-4239/1	Introduction Number	AB-0727	Estimate Type	Original
<b>Description</b> Changing the fees collected by a register of deeds, the redaction of social security numbers from electronic documents, and changes to the land information program					

### Assumptions Used in Arriving at Fiscal Estimate

#### CURRENT LAW

The Department of Administration (DOA) administers a statewide land information program under which it provides assistance to other state agencies and local governments regarding their land information duties. DOA also provides counties with grants to assist in the modernization of their land records. These grants are funded from a share of the fees collected by county registers of deeds for recording certain documents.

The fee for recording most documents with the register of deeds is \$11 for the first page and \$2 for each additional page. Of the \$11 first page fee, \$7 is usually remitted to DOA. However, if a county has a land information office, a DOA-approved land records modernization plan, and uses the money for certain land records modernization purposes, the county retains \$5 of the fee otherwise payable to DOA, and remit only \$2 to DOA.

In addition, the county register of deeds also collects a \$25 fee for recording certain probate certificates and for preparing and mailing certain probate documents.

#### PROPOSED LAW

The fee for recording most documents with the register of deeds would be \$25, regardless of the number of pages in the document. Of the \$25 fee, \$10 would be remitted to DOA. However, if a county has a land information office, a DOA-approved land records modernization plan, uses the money for certain land records modernization purposes, and has established a land information council, the county may retain \$8 of the fee otherwise payable to DOA, and remit only \$2 to DOA.

In addition, the recording fee for documents, including certain probate documents, could temporarily be increased to \$30. The additional \$5 could only be used to redact social security numbers from certain electronic format records. The fee would revert to \$25 at the earlier of (a) when all social security numbers are redacted from affected electronic format records; (b) January 1, 2012, unless DOA has granted an extension of time to complete the redaction process, or (c) January 1, 2015.

The bill requires a county board that has created a land information office to also create a land information council. In addition, if a county has adopted a county assessor system (no county at this time) or maintains land records which include zoning information for individual parcels, this information must be included on the county's Internet land records.

#### FISCAL EFFECT

Information on county costs related to land records is not separately reported in the financial reports filed with the Department of Revenue (DOR). DOR is therefore unable to reasonably estimate the increase in land records costs that this bill could engender.

The financial reports filed by counties with the DOR also do not provide detailed information on fees collected by the register of deeds. DOR is therefore unable to reasonably estimate the effect the bill could have on register of deeds fees. DOR is also unable to estimate the potential impact on fees paid to the Department of Administration.

The bill imposes no costs on the DOR.

### Long-Range Fiscal Implications