

April 10, 2001

H 1073. REGISTER OF DEEDS-FEES/INSTRUMENT STANDARDS. TO CREATE AN AUTOMATION ENHANCEMENT AND PRESERVATION FUND AND EXPAND THE UNIFORM FEES FOR SERVICES CHARGED BY REGISTERS OF DEEDS AND TO ENHANCE THE STANDARDS FOR INSTRUMENTS TO BE REGISTERED IN THE OFFICE OF THE REGISTER OF DEEDS. Amends GS 161-10 to increase various fees. Enacts new GS 161-11.3 requiring each county to set aside each year 5% of fees collected by register of deeds pursuant to GS 161-10 in nonreverting Automation Enhancement and Preservation Fund, proceeds of which must be spent on computer and imaging technology in office of register of deeds and other county land records offices.

Rewrites GS 161-14, modifying standards for instruments to be recorded in office of register of deeds, in manner identical to S 813, introduced 4/3/01. Effective Jan. 1, 2002.

Intro. by Culpepper.

Ref. to Finance	GS 47, 65, 161
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June 11, 2001

H 1073. REGISTER OF DEEDS-FEES/INSTRUMENT STANDARDS. Intro. 4/10/01. House committee substitute makes the following changes to 1st edition. Amends GS 161-10(a) to provide filing fee of \$12 (was \$14) for first page and \$3 (was \$4) for each additional page for deeds of trust, mortgages, and cancellation of same and for all instruments without a specified fee. Sets additional fee of \$25 to record nonstandard document. Amends GS 161-11.3 to increase the portion of filing fees retained by a county that are required to be placed in a Automation Enhancement and Preservation Fund to 10% (was 5%) and removes authorization to expend such funds in county land record offices other than the office of the register of deeds. Amends GS 161-14(b) regarding standards for registration of instruments to allow filing of eight and one-half by fourteen inch documents and to allow filing of documents not meeting specified standards (subject to payment of additional fee). Makes increased fee paid by state for recording right of way plats effective retroactively to Jan. 1, 2001, and makes change in standards for recorded documents effective July 1, 2002. Makes other technical and conforming amendments.

June 13, 2001

H 1073. REGISTER OF DEEDS-FEES/INSTRUMENT STANDARDS. Intro. 4/10/01. House amendment makes the following changes to 2nd edition. Makes Section 5 of the act (document standards) effective with respect to instruments executed on or after July 1, 2002.

August 2, 2001

H 1073. REGISTER OF DEEDS/BUSINESS REINSTATEMENT. Intro. 4/10/01. Senate committee substitute makes the following changes to 3rd edition. Changes title to *AN ACT TO CREATE AN AUTOMATION ENHANCEMENT AND PRESERVATION FUND AND EXPAND THE UNIFORM FEES FOR SERVICES CHARGED BY REGISTERS OF DEEDS, TO ENHANCE THE STANDARDS FOR INSTRUMENTS TO BE REGISTERED IN THE OFFICE OF THE REGISTER OF DEEDS, AND TO ALLOW THE SECRETARY OF STATE TO REINSTATE BUSINESS ENTITIES ADMINISTRATIVELY DISSOLVED BY THE SECRETARY.* Amends various sections of GS Ch. 55, 55A, 57C and 59 to delete time limitation on the period in which a corporate entity dissolved by action of the Secretary of State may apply for reinstatement (now must be done no later than five years after the effective date of dissolution.) If at time of application, the name to be used by entity is not distinguishable from that of an already established entity, applicant for reinstatement must choose new name. Provides that no new entity may use the name of an administratively dissolved entity for five years. New provisions effective when they become law and apply retroactively to any applications for reinstatement after Dec. 1, 1999.

August 8, 2001

H 1073. REGISTER OF DEEDS/BUSINESS REINSTATEMENT. Intro. 4/10/01. Senate amendment makes the following changes to 4th edition. Amends GS 161-14((b) to provide if instrument fails to meet requirements because it contains print in font size smaller than 10 points,

register of deeds may register instrument without collecting fee for nonstandard documents, if, in discretion of register of deeds, instrument is legible. Adds new GS 161-14(d) to define "instrument" as all of following for which fee is collected under GS 161-10(a): (1) instruments in general; (2) deeds of trust, mortgages, and cancellation of deeds of trust and mortgages; (3) UCC filings; (4) Torrens registrations; and (5) master forms. Effective Jan. 1, 2002, rewrites GS 55D-21(b), as enacted by H 385 of 2001 session and amended by Sec. 163 of S 842 of 2001 session, to rewrite subdivision (2) to read as follows: in case of administrative dissolution or revocation of registration as limited liability partnership, expiration of five years after effective date of administrative dissolution or revocation.