



THOMAS J. VILSACK
GOVERNOR

OFFICE OF THE GOVERNOR

SALLY J. PEDERSON
LT. GOVERNOR

May 11, 2004

The Honorable Chester Culver
Secretary of State
State Capitol Building
LOCAL

Dear Mr. Secretary:

I hereby transmit:

Senate File 443, an Act relating to criteria for community-based seed capital funds and providing retroactive applicability dates.

Senate File 2270, an Act relating to county records, including the fees for recorded and electronic transactions and the confidentiality of veterans' military records maintained by the county recorder and providing an effective date.

Senate File 2275, an Act relating to criminal sentencing practice and procedure.

The above Senate Files are hereby approved this date.

Sincerely,

A handwritten signature in black ink, appearing to read "T. Vilsack", written over the printed name.

Thomas J. Vilsack
Governor

TJV:jmc
cc: Secretary of the Senate
Chief Clerk of the House





SENATE FILE 2270

AN ACT

RELATING TO COUNTY RECORDS, INCLUDING THE FEES FOR RECORDED AND ELECTRONIC TRANSACTIONS AND THE CONFIDENTIALITY OF VETERANS' MILITARY RECORDS MAINTAINED BY THE COUNTY RECORDER AND PROVIDING AN EFFECTIVE DATE.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 331.605A, unnumbered paragraph 1, Code 2003, is amended to read as follows:

The recorder shall also collect a fee of one dollar for each recorded transaction for which a fee is paid pursuant to section 331.604 to be used exclusively for the purpose of preserving and maintaining public records. The treasurer, on behalf of the recorder, shall establish and maintain an interest-bearing-account a county recorder's records management fund into which all moneys collected pursuant to this section shall be deposited. Interest earned on moneys deposited in the fund shall be credited to the county recorder's records management fund. The recorder shall use the moneys deposited in the account fund to produce and maintain public records that meet archival standards, and to enhance the technological storage, retrieval, and transmission capabilities related to archival quality records. The recorder may cooperate with other entities, boards, and agencies to establish methods of records management, and participate in other joint ventures which further the purposes of this paragraph.

Sec. 2. Section 331.605C, subsections 2, 3, and 4, Code Supplement 2003, are amended to read as follows:

2. Beginning July 1, 2004, the recorder shall collect a fee of one dollar for each recorded transaction, regardless of the number of pages, for which a fee is paid pursuant to section 331.604 to be used for the purpose of ~~paying the county's ongoing costs of maintaining the systems developed and implemented under~~ set forth in subsection 4.

3. The county treasurer, on behalf of the recorder, shall establish and maintain ~~an interest-bearing account~~ a county recorder's electronic transaction fund into which all moneys collected pursuant to subsections 1 and 2 shall be deposited. Interest earned on moneys deposited in this fund shall be computed based on the average monthly balance in the fund and shall be credited to the county recorder's electronic transaction fund.

4. The local ~~electronic~~ government electronic transaction fund is established in the office of the treasurer of state under the control of the treasurer of state. Moneys deposited into the fund are not subject to section 8.33. Notwithstanding section 12C.7, interest or earnings on moneys in the local ~~electronic~~ government electronic transaction fund shall be credited to the fund. Moneys in the local ~~electronic~~ government electronic transaction fund are not subject to transfer, appropriation, or reversion to any other fund, or any other use except as provided in this subsection. ~~The treasurer of state shall enter into a contract with the Iowa state association of counties affiliate representing county recorders to hold the fund for the development, implementation, and maintenance of a statewide internet website for purposes of providing electronic access to records and information recorded or filed by county recorders.~~ On a monthly basis, the county treasurer shall pay ~~one dollar of~~ each fee collected pursuant to subsection 2 to the treasurer of state for deposit into the local ~~electronic~~ government electronic transaction fund. Moneys credited to the local ~~electronic~~ government electronic transaction fund are appropriated to the treasurer of state to be used for ~~contract costs~~ the purpose of paying the ongoing costs of maintaining the statewide internet website developed and implemented under subsection 1. ~~This subsection is repealed June 30, 2004.~~

Sec. 3. Section 331.605C, subsection 5, Code Supplement 2003, is amended by striking the subsection.

Sec. 4. Section 331.608, subsection 6, paragraph e, Code Supplement 2003, is amended to read as follows:

e. When otherwise required by a department or agency of the federal or state government or a political subdivision thereof. The recorder shall make these records available to the commission of veterans affairs. The commission and its employees shall be subject to the same state and federal confidentiality restrictions and requirements that are imposed on the recorder.

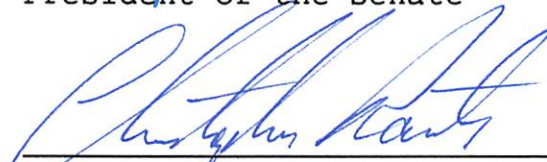
Sec. 5. Section 331.608, subsection 6, paragraph f, Code Supplement 2003, is amended by striking the paragraph.

Sec. 6. EFFECTIVE DATE. Sections 2 and 3 of this Act, being deemed of immediate importance, take effect upon enactment.



JEFFREY M. LAMBERTI

President of the Senate



CHRISTOPHER C. RANTS

Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2270, Eightieth General Assembly.



MICHAEL E. MARSHALL

Secretary of the Senate

Approved May 11, 2004



THOMAS J. VILSACK

Governor