

**House File 328 - Introduced**

HOUSE FILE 328  
BY MOHR and NORDMAN

**A BILL FOR**

- 1 An Act relating to county recorder fees and land record
- 2 information systems management.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section 331.604, subsection 3, paragraph a, Code  
2 2025, is amended to read as follows:

3 a. Each county shall ~~participate in the county land record~~  
4 ~~information system and shall comply with the policies and~~  
5 ~~procedures established by the governing board of upload data~~  
6 ~~and images of recorded documents to the county land record~~  
7 ~~information system. The county land record information system~~  
8 ~~shall allow for uploading from each county's recording software~~  
9 ~~provider.~~

10 Sec. 2. Section 331.604, subsection 3, paragraph b,  
11 subparagraph (1), subparagraph divisions (a), (c), and (d), Code  
12 2025, are amended by striking the subparagraph divisions.

13 Sec. 3. Section 331.604, subsection 3, paragraph b,  
14 subparagraph (1), subparagraph division (b), Code 2025, is  
15 amended to read as follows:

16 (b) Maintaining the statewide internet site ~~and the county~~  
17 ~~land record information system dedicated to preserving and~~  
18 ~~maintaining public records.~~

19 Sec. 4. Section 331.604, subsection 3, paragraph d, Code  
20 2025, is amended to read as follows:

21 d. The local government electronic transaction fund is  
22 established in the office of the treasurer of state under  
23 the control of the treasurer of state. Moneys deposited into  
24 the fund are not subject to section 8.33. Notwithstanding  
25 section 12C.7, interest or earnings on moneys in the local  
26 government electronic transaction fund shall be credited to the  
27 fund. Moneys in the local government electronic transaction  
28 fund are not subject to transfer, appropriation, or reversion  
29 to any other fund, or any other use except as provided in this  
30 subsection. On a monthly basis, the county treasurer shall  
31 pay the fees deposited into the county recorder's electronic  
32 transaction fund to the treasurer of state for deposit into the  
33 local government electronic transaction fund. Moneys credited to  
34 the local government electronic transaction fund are appropriated  
35 to the treasurer of state for the payment of claims approved

1 by the governing board of the county land record information  
2 system. Except as otherwise provided in this subsection,  
3 expenditures from the fund shall be for the purpose of planning  
4 and implementing electronic recording and electronic transactions  
5 in each county, developing county and statewide internet sites to  
6 provide electronic access to records and information, and to pay  
7 the ongoing costs of integrating and maintaining the statewide  
8 internet site dedicated to preserving and maintaining public  
9 records.

10 Sec. 5. Section 331.604, Code 2025, is amended by adding the  
11 following new subsection:

12 NEW SUBSECTION. 5. A board of supervisors or other  
13 alternative form of county government may vote to adopt an  
14 additional fee, not to exceed ten dollars per transaction, to be  
15 paid to the recorder when filing or recording an instrument in  
16 the recorder's office pursuant to this section.

17 **EXPLANATION**

18 The inclusion of this explanation does not constitute agreement with  
19 the explanation's substance by the members of the general assembly.

20 Under current law, county recorders must participate in the  
21 county land record information system and must comply with the  
22 policies and procedures established by the governing board of the  
23 county land record information system. This bill requires county  
24 recorders to upload data and images of recorded documents to the  
25 county land record information system and removes the requirement  
26 for county recorders to comply with the policies and procedures  
27 established by the governing board of the county land record  
28 information system. The bill requires the county land record  
29 information system to allow for uploading from each county's  
30 recording software provider.

31 The bill provides that the \$1 fee paid on each recorded  
32 transaction for the purpose of maintaining the statewide  
33 internet site be for the statewide internet site dedicated to  
34 preserving and maintaining public records. The bill removes  
35 the following purposes for which the \$1 additional fee is to

1 be used: establishing and implementing standards for recording,  
2 processing, and archiving electronic documents and records;  
3 integrating information contained in documents and records  
4 maintained by the recorder and other land record information from  
5 other sources with the county land record information system; and  
6 implementing and maintaining a process for redacting personally  
7 identifiable information contained in electronic documents that  
8 are displayed for public access through an internet site or that  
9 are transferred to another person.

10 A board of supervisors or other alternative form of county  
11 government may vote to adopt an additional fee, not to exceed  
12 \$10 per transaction, to be paid to the recorder when filing or  
13 recording an instrument in the recorder's office pursuant to Code  
14 section 331.604.

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