

House Study Bill 761 - Introduced

HOUSE FILE _____
BY (PROPOSED COMMITTEE ON WAYS
AND MEANS BILL BY CHAIRPERSON
NORDMAN)

A BILL FOR

1 An Act relating to a convenience fee for recording instruments in
2 a county by a person who is not a resident of the county.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

unofficial

1 Section 1. Section 331.604, subsection 1, Code 2026, is
2 amended to read as follows:

3 1. a. Except as otherwise provided by state law, paragraph
4 "b" of this subsection, subsection 4, or section 331.605, the
5 recorder shall collect a fee of five dollars for each page or
6 fraction of a page of an instrument ~~which~~ that is filed or
7 recorded in the recorder's office. If a page or fraction of
8 a page contains more than one transaction, the recorder shall
9 collect the fee for each transaction.

10 b. The recorder may also charge, in addition to any other fee
11 imposed by law, a convenience fee for the filing or recording of
12 an instrument for a person who is not a resident of the county,
13 unless that person pays property tax to the county and provides
14 proof of payment such as a receipt as provided in section 445.5,
15 subsection 6, or another form of proof as determined by the
16 county. The recorder shall not charge a convenience fee in
17 excess of ten dollars. All moneys collected pursuant to this
18 paragraph shall be deposited into the county recorder's records
19 management fund and used for the purposes described in subsection
20 2, paragraph "b".

21 EXPLANATION

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

24 This bill allows a county recorder to charge, in addition to
25 any other fee imposed by law, a convenience fee for the filing
26 or recording of an instrument for a person who is not a resident
27 of the county, unless that person pays property tax to the county
28 and provides proof of payment. The recorder shall not charge
29 a convenience fee in excess of \$10. Moneys collected from the
30 assessment of a convenience fee pursuant to the bill shall be
31 deposited in the county's county recorder's records management
32 fund and used for specified purposes.