

1 SB419  
2 150138-1  
3 By Senator Bedford (N & P)  
4 RFD: Local Legislation No. 1  
5 First Read: 11-APR-13

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9 A BILL  
10 TO BE ENTITLED  
11 AN ACT  
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13 Relating to Lamar County; to amend Section 7 of Act  
14 93-491 of the 1993 Regular Session (Acts 1993, p. 785), to  
15 increase the special recording and indexing fee and to provide  
16 for additional filings upon which the judge of probate shall  
17 collect the fee.

18 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

19 Section 1. Section 7 of Act 93-491 of the 1993  
20 Regular Session (Acts 1993, p. 785), is hereby amended to read  
21 as follows:

22 "Section 7. A special recording and indexing fee of  
23 ten dollars (\$10) shall be paid to the county and collected by  
24 the judge of probate with respect to each case filed in the  
25 probate court, real property interest instrument, personal  
26 property instrument, incorporation, notary bond, marriage  
27 license issued by, or marriage ceremony performed by, the

1 judge of probate, or name change filed for record in the  
2 office of the judge of probate. After the effective date of  
3 the act adding this provision, no case may be filed in the  
4 probate court, no real property instrument, personal property  
5 instrument, incorporation, notary bond, or name change may be  
6 filed for record in the office of judge of probate, and no  
7 marriage license may be issued by or marriage ceremony  
8 performed by the judge of probate unless the special recording  
9 and indexing fee is paid. The special recording and indexing  
10 fee is in addition to all other fees, taxes, and other charges  
11 required to be paid upon the filings and services covered by  
12 this section. All special recording and indexing fees  
13 collected under this section shall be deposited by the judge  
14 of probate in any bank in Lamar County and expended by the  
15 judge of probate at his or her discretion for an improved  
16 recording and indexing system and the purchase and maintenance  
17 of the necessary equipment, the purchase or improvement of  
18 other equipment and facilities, and for personnel and  
19 operations of the probate office. The fees collected from this  
20 subsection shall be subjected to audit by the Department of  
21 Examiners of Public Accounts."

22 Section 2. This act shall become effective on the  
23 first day of the third month following its passage and  
24 approval by the Governor, or its otherwise becoming law.