

1                                   **LIABILITY INSURANCE FOR COUNTY**

2   **RECORDERS**

3   2005 GENERAL SESSION

4   STATE OF UTAH

5   **Sponsor: Stephen D. Clark**

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7 **LONG TITLE**

8 **General Description:**

9                   This bill modifies County provisions related to county recorders.

10 **Highlighted Provisions:**

11                   This bill:

12                   ▶ requires counties to provide liability insurance to cover claims of \$25,000 or less  
13 arising from negligent acts of county recorders and employees in the county  
14 recorder's office for which governmental immunity has been waived.

15 **Monies Appropriated in this Bill:**

16                   None

17 **Other Special Clauses:**

18                   None

19 **Utah Code Sections Affected:**

20 ENACTS:

21                   **17-21-26**, Utah Code Annotated 1953

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23 *Be it enacted by the Legislature of the state of Utah:*

24                   Section 1. Section **17-21-26** is enacted to read:

25                   **17-21-26. Liability insurance for certain claims.**

26                   Each county shall acquire and maintain liability insurance for all claims of \$25,000 or  
27 less arising from a negligent act of the county recorder or an employee in the county recorder's



28 office for which immunity has been waived under Title 63, Chapter 30d, Governmental  
29 Immunity Act of Utah.

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**Legislative Review Note**  
**as of 12-28-04 2:00 PM**

Based on a limited legal review, this legislation has not been determined to have a high probability of being held unconstitutional.

**Office of Legislative Research and General Counsel**

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**Fiscal Note**  
**Bill Number HB0087**

**Liability Insurance for County Recorders**

*26-Jan-05*

*7:25 AM*

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**State Impact**

No fiscal impact.

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**Individual and Business Impact**

No fiscal impact.

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**Office of the Legislative Fiscal Analyst**