February 23, 2010

Mr. President:

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **H.B. 279**, COUNTY RECORDER AMENDMENTS, by Representative R. C. Webb, with the following amendments:

1. *Page 1, Lines 13 through 14*

    House Committee Amendments

    2-9-2010:

    13   {•   ~~permits a county recorder in certain circumstances to~~ Ĥ➔ [assign] require ←Ĥ a

    13a   ~~different name~~ Ĥ➔ [to] for ←Ĥ

    14   ~~a subdivision on a plat;~~ }

2. *Page 3, Lines 73 through 89*

    House Floor Amendments

    2-18-2010:

    73   (1) { (a) }   Unless exempt under Section 10-9a-605 or excluded from the definition of

    74   subdivision under Subsection 10-9a-103(50), whenever any land is laid out and platted, the

    75   owner of the land shall provide an accurate plat that describes or specifies:

76   **{ † }** **(a)** **{ † }**   **{ (i) }**   a <u>subdivision</u> name [or designation of the subdivision] that is distinct from any

77   <u>subdivision name on a</u> plat [already] recorded in the county recorder's office;

78   **{ † }** **(b)** **{ † }**   **{ (ii) }**   the boundaries, course, and dimensions of all of the parcels of ground divided,

79   by their boundaries, course, and extent, whether the owner proposes that any parcel of ground

80   is intended to be used as a street or for any other public use, and whether any such area is

81   reserved or proposed for dedication for a public purpose;

82   **{ † }** **(c)** **{ † }**   **{ (iii) }**   the lot or unit reference, block or building reference, street or site address,

83   street name or coordinate address, acreage or square footage for all parcels, units, or lots, and

84   length and width of the blocks and lots intended for sale; and

85   **{ † }** **(d)** **{ † }**   **{ (iv) }**   every existing right-of-way and easement grant of record for underground

86   facilities, as defined in Section 54-8a-2, and for other utility facilities.

87   **{ ~~(b) The county recorder may require a different name to a subdivision on a plat~~**

88   **~~submitted for recording if necessary to make the plat comply with the requirement of~~**

89   **~~Subsection (1)(a)(i).~~ }**

3. Page 17, Lines 506-507:   Delete lines 506 and 507, and renumber

accordingly.

4. Page 32a, Lines 966at through 966az

House Floor Amendments

2-18-2010

966at   (10) **<u>(a)</u>**   [~~Subject to federal bankruptcy law,~~] <u>Except as required by federal law, or by</u>

966au   <u>agreement between a borrower under the trust deed and a grantee under the trustee's deed,</u>   **<u>and subject to Subsection (10)(b),</u>**

966av   neither the recordation of an affidavit under Subsection (9) nor the reexecution and

966aw   rerecording of a document under Subsection (8):

966ax   {~~(a)~~}   __(i)__   divests a grantee of any real property interest;

966ay   {~~(b)~~}   __(ii)__   alters an interest in real property; or

966az   {~~(c)~~}   __(iii)__   returns to the grantor an interest in real property conveyed by

statute. ←Ĥ

__(b) A person who reexecutes and rerecords a document under Subsection (8),__
__or records an affidavit under Subsection (9), shall include with the document or__
__affidavit a notice containing the name and address to which real property valuation__
__and tax notices shall be mailed.__

Respectfully,

Peter C. Knudson
Committee Chair

Voting: 3-0-3
3 HB0279.SC1.WPD rnorth/RCN VA/JTW 2/23/10 8:45 am