

**Second Regular Session
Sixty-seventh General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 10-0395.01 Gregg Fraser

HOUSE BILL 10-1007

HOUSE SPONSORSHIP

Judd, Peniston, Roberts, Schafer S., Vaad

SENATE SPONSORSHIP

Brophy, Steadman

House Committees

State, Veterans, & Military Affairs

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING AN ADJUSTMENT OF FEES CHARGED BY A COUNTY CLERK**
102 **AND RECORDER FOR FILING A DOCUMENT WITH THE COUNTY.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)

Currently, a county clerk and recorder charges \$5 per page to file certain documents, with an additional fee for documents that require multiple entries in the grantor or grantee index. The bill would modify these fees by charging \$10 for the first page of a document and \$5 for each additional page and eliminating the additional fee for documents that

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
*Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.*

require multiple entries in the grantor or grantee index.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** 30-1-103 (1) and (4), Colorado Revised Statutes,
3 are amended, and the said 30-1-103 is further amended BY THE
4 ADDITION OF A NEW SUBSECTION, to read:

5 **30-1-103. Fees of county clerk and recorders.** (1) Fees
6 collected by county clerk and recorders shall be as follows: For filing or
7 recording each document for which a fee is not specifically provided,
8 except tax schedules and claims against the county, for which no fee shall
9 be allowed, in cities and counties and in counties of every class, ~~said~~ THE
10 clerk shall receive TEN DOLLARS FOR THE FIRST PAGE AND five dollars per
11 FOR EACH ADDITIONAL page.

12 (4) ~~Documents containing multiple grants, notices, assignments,~~
13 ~~or releases of leases, deeds of trust, mortgages, or liens, or other~~
14 ~~instruments that require multiple entries in the grantor or grantee index,~~
15 ~~shall incur an additional fee of five dollars for each such entry in excess~~
16 ~~of one per document.~~

17 (5) THE FEE DESCRIBED IN SUBSECTION (1) OF THIS SECTION SHALL
18 NOT BE COLLECTED ON ANY FILING RECEIVED BY THE COUNTY CLERK AND
19 RECORDER AS AN AUTHORIZED AGENT OF THE EXECUTIVE DIRECTOR OF
20 THE DEPARTMENT OF REVENUE PURSUANT TO SECTION 38-29-128 OR
21 42-6-121, C.R.S.

22 **SECTION 2. Applicability.** This act shall apply to documents
23 filed on or after July 1, 2010.

24 **SECTION 3. Safety clause.** The general assembly hereby finds,

- 1 determines, and declares that this act is necessary for the immediate
- 2 preservation of the public peace, health, and safety.