## Local Mandate Fiscal Impact Estimate Kentucky Legislative Research Commission 2015 Regular Session

## **Part I: Measure Information**

Bill Request #: 233			
Bill #: HB 424 GA			
Bill Subject/Title:	AN ACT relating to pub	olic records.	
Sponsor: Representative Jim Wayne			
Unit of Government:	City	X County	X Urban-County Unified Local
	X Charter County	X Consolidated Local	
Office(s) Impacted:	County Clerks, fiscal	court	
Requirement: X	Mandatory Opt	ional	
Effect on Powers & Duties:	_ Modifies Existing	<b>X</b> Adds New El	iminates Existing

## **Part II: Purpose and Mechanics**

HB 424 requires a county clerk who keeps an electronic version of a conveyance cross-index file and who makes any correction to that electronic cross-index file to include a note of explanation including the time, date, and details of the correction made. Any correction to the electronic entries and explanation thereof shall remain part of the electronic version of the cross-index file.

## Part III: Fiscal Explanation, Bill Provisions, and Estimated Cost

HB 424 will only have an impact on those county clerk offices that use an electronic version of the cross-index of conveyances recorded in the office. The fiscal impact of this provision on those offices that do use electronic systems will vary depending on their computer software and how they conduct their business.

HB 424 requires that any correction made to an electronic conveyance cross-index file to become part of the electronic record including an explanation for those corrections. Offices run separate independent software and in some instances, do not store this data electronically. The individual county index systems are not tied together at the state level. For those offices that do store this data electronically, there will be computer

programming costs to accommodate this particular change. Each office is unique in regards to personnel and software.

The county clerk's official index, as maintained by paper or microfilm, is the statutory authorized and permanent record, and while many offices have electronic systems, there is currently not a statutory requirement to have an electronic system. Each office has the discretion to decide what indexing system is best for its county.

Additionally, there may be some county clerks and property valuation administrators (PVAs) that have linked systems. In this case, changes to the county clerk's index would have an impact on the county clerk's and the PVA's office, and would be a cost to fiscal court.

**Data Source(s):** LRC staff. Kentucky County Clerk's Association.

**Preparer:** Wendell F. Butler **Reviewer:** MCY **Date:** 2/24/15