

IAN 2 3 2009

A BILL FOR AN ACT

RELATING TO LAND COURT.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The purpose of the Act is to enable the
2 counties to promptly track property ownership, encumbrances,
3 restrictions, uses, and sales prices of real property for the
4 purposes of determining more accurate real property tax
5 assessments by requiring the assistant registrar of the land
6 court to provide, within ten days after each week and without
7 charge, the administrator of the real property assessment
8 division of the city and county of Honolulu an image and index
9 of all instruments, writs, or other process that have been
10 recorded in the assistant registrar's office relating to
11 registered land in all the counties. The real property
12 assessment division administrator will act as a central
13 clearinghouse and provide copies of the images to the real
14 property assessment administrators of the other counties.

15 SECTION 2. Section 501-107, Hawaii Revised Statutes, is
16 amended to read as follows:

17 "§501-107 Entry record; duplicates and certified copies.

18 The assistant registrar shall keep a record in which shall be



1 entered all deeds and other voluntary instruments, and all
2 copies of writs or other process filed or recorded with the
3 assistant registrar relating to registered land. The assistant
4 registrar shall note in the record the date of reception of all
5 instruments. The instruments shall be stamped with the date,
6 hour, and minute of reception and shall be regarded as
7 registered from the date and time so noted, and the memorandum
8 of each instrument when made on the certificate of title to
9 which it refers shall bear the same date.

10 Every deed or other instrument, whether voluntary or
11 involuntary, so filed or recorded with the registrar or
12 assistant registrar shall be numbered and indexed, and indorsed
13 with a reference to the proper certificate of title. All
14 records relating to registered land in the office of the
15 registrar or of the assistant registrar shall be open to the
16 public in the same manner as probate records are open, subject
17 to such reasonable regulations as the registrar, under the
18 direction of the court, may make.

19 Certified copies of all instruments filed or recorded and
20 registered may also be obtained at any time on payment of the
21 assistant registrar's fees.



1 Within ten days after the end of each week, the assistant
2 registrar shall deliver or forward by mail or electronic
3 transmission, and without charge, to the real property
4 assessment administrator of the city and county of Honolulu an
5 image and index of all deeds and other voluntary instruments,
6 writs, or other process that have been filed or recorded with
7 the assistant registrar during each week relating to registered
8 land in all the counties. The index shall include but not
9 limited to the following for each instrument:

- 10 (1) Document number;
- 11 (2) Certificate number;
- 12 (3) Date of the filing;
- 13 (4) Type of document;
- 14 (5) Grantor and grantee;
- 15 (6) Current tax map key number; and
- 16 (7) Location by island.

17 The real property assessment administrator of the city and
18 county of Honolulu shall provide copies of the images, without
19 charge, to the real property assessment administrators of the
20 other counties."

21 SECTION 3. New statutory material is underscored.



1 SECTION 4. This Act shall take effect upon its approval.

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INTRODUCED BY:

 Deborah H. Bell
By Request



Report Title:

Land Court; Counties; Recorded Instruments

Description:

Requires the assistant registrar of the land court to provide, within 10 days and free of charge, an image and index of all instruments that contain real property transactions each week to the administrator of the city and county of Honolulu's real property assessment division.

