

ACT 107

An Act Amending Chapter 343 of the Revised Laws of Hawaii 1955 as Amended, Relating to the Bureau of Conveyances, Recording.

Be it Enacted by the Legislature of the State of Hawaii:

SECTION 1. The following words in chapter 343, Revised Laws of Hawaii 1955 are amended as follows:

a. All reference to "department of public lands" is amended to "department of land and natural resources."

b. All reference to the "commissioner" or "commissioner of public lands" is amended to read "board" or "board of land and natural resources."

SECTION 2. Section 343-4 of the Revised Laws of Hawaii 1955 is hereby amended to read as follows:

"Section 343-4. Entry record. The registrar shall make and keep in such form and manner as shall be prescribed by the board of land and natural resources a permanent record of the receipt of every deed and instrument left for record, every copy left as a caution, and every plan filed, and shall note on the record, in addition to a description sufficient to identify the document and the date and time of its receipt, such other facts as shall be prescribed by the board of land and natural resources. Every such document shall be considered as recorded at the time so noted."

SECTION 3. Section 343-5 of the Revised Laws of Hawaii 1955 is hereby repealed.

SECTION 4. Section 343-21 of the Revised Laws of Hawaii 1955 is hereby amended as follows:

a. By deleting in paragraph one the words "at the foot of the copy."

b. By deleting from said section 343-21 the last paragraph thereof and adding the following in its place:

"On all documents to be recorded the top two and one-half ($2\frac{1}{2}$) inches of the first page shall be reserved for recording information. The left-hand three and one-half ($3\frac{1}{2}$) inches of such space shall be reserved for information to the public to show the person requesting recordation and to whom the document should be returned. All instruments, papers or notices presented for recordation should be on a quality of paper that will reproduce legibly by photostatic or microfilm process."

SECTION 5. Section 343-54 of the Revised Laws of Hawaii 1955 is hereby amended to read as follows:

"Section 343-54. Copies of old records. The registrar shall prepare photostatic and/or microfilm copies of the records and record books in the bureau of conveyances which by reason of age, usage or otherwise are in such condition that they can no longer be conveniently used or consulted without danger of destruction thereof, and certify to the correctness of such copies. Such certified copies, and prints made from them and similarly certified, may be read in evidence with the same force and effect as the original instrument. The correctness of such copies shall not be conclusive but may be rebutted. All such records and record books from which such copies are made shall be deposited with the department of accounting and general services in its public archives."

SECTION 6. Except for sections 2, 3 and 4, this Act shall take effect upon its approval. Sections 2, 3 and 4 shall take effect January 1, 1964.

(Approved May 29, 1963.) **S.B. 78.**