

## ACT 57

S.B. NO. 521

A Bill for an Act Relating to Real Property.

*Be It Enacted by the Legislature of the State of Hawaii:*

SECTION 1. The purpose of this Act is to enable the counties to promptly track ownership, encumbrances, restrictions, uses, and sales prices of real property to enable more accurate real property tax assessments by requiring the registrar of the bureau of conveyances to provide, within ten days after each week and free of charge, an image and index of all instruments and documents that have been recorded in the registrar's office that week relating to regular system land in all the counties, to the county designated in a memorandum of understanding agreed upon by the counties to act as a central clearinghouse to deliver the images and index to the other counties without charge.

SECTION 2. Section 502-26, Hawaii Revised Statutes, is amended to read as follows:

**“§502-26 Copies of instruments, certificates.** (a) The registrar, when applied to, shall furnish an attested copy of any instrument or document recorded in the registrar's office, or of any fact appearing upon the registrar's records. The registrar may also issue nonattested portions of any instrument or document recorded in the registrar's office. The registrar may issue certificates of search or [~~encumbrance~~] encumbrance when personnel is available for the making of the certificate.

(b) Within ten days after the end of each week, the registrar shall deliver or forward by mail or electronic transmission, without charge, an image and index of all instruments or documents that have been recorded in the registrar's office during each week relating to land in all the counties, to the county designated to act as a central clearinghouse in a memorandum of understanding agreed upon by the counties. The central clearinghouse shall deliver the images and index to the other counties without charge. The index shall include the following for each instrument:

- (1) Document number;
- (2) Certificate number;
- (3) Date of the filing;
- (4) Type of document;
- (5) Names of grantor and grantee;
- (6) Current tax map key number; and
- (7) Location by island.”

SECTION 3. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

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

(Became law on May 7, 2009, without the Governor's signature, pursuant to Art. III, §16,

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State Constitution.)