

By the Committee on Judiciary

308-542-99

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A bill to be entitled
An act relating to filing of records; amending
s. 28.07, F.S.; authorizing filing of official
records at branch offices of the clerk of the
circuit court; amending s. 28.222, F.S.;
providing for time of filing of official
records and availability of Official Records
register; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Section 28.07, Florida Statutes, is amended
to read:

28.07 Place of office.--The clerk of the circuit court
shall keep his or her office at the county seat. If the clerk
finds a need for branch offices, they may be located in the
county at places other than the county seat. Instruments
presented for recording in the Official Records may be
accepted and filed for that purpose at any branch office
designated by the governing body of the county for the
recording of instruments pursuant to s. 1, Art. VIII of the
State Constitution.One or more deputy clerks authorized to
issue process may be employed for such branch offices. The
Official Records ~~books~~ of the county, and all ~~must be kept at~~
~~the county seat.~~other records and books, must be kept within
the county but need not be kept at the county seat.

Section 2. Subsections (2) and (6) of section 28.222,
Florida Statutes, are amended to read:

28.222 Clerk to be county recorder.--

(2) The clerk of the circuit court shall record all
instruments in one general series of ~~books~~ called "Official

1 Records." He or she shall keep a register in which he or she
2 shall enter at the time of filing the filing number of each
3 instrument filed for record, the date and hour of filing, the
4 kind of instrument, and the names of the parties to the
5 instrument. The clerk shall maintain a general alphabetical
6 index, direct and inverse, of all instruments filed for
7 record. The register of Official Records must be available in
8 each office where official records may be filed.

9 (6) All instruments recorded in the Official Records
10 ~~books~~ shall always be open to the public, under the
11 supervision of the clerk, for the purpose of inspection
12 thereof and of making extracts therefrom; but the clerk shall
13 not be required to perform any service in connection with such
14 inspection or making of extracts without payment of service
15 charges as provided in s. 28.24.

16 Section 3. This act shall take effect upon becoming a
17 law.

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20 SENATE SUMMARY

21 Authorizes the filing of official records at branch
22 offices of the clerk of the circuit court. Provides that
23 the register of Official Records must be available in
24 each office where official records may be filed.
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