

1 STATE OF OKLAHOMA

2 1st Session of the 58th Legislature (2021)

3 SENATE BILL 569

By: Newhouse

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5  
6 AS INTRODUCED

7 An Act relating to county clerks; amending 19 O.S.  
8 2011, Section 245, as last amended by Section 1,  
9 Chapter 48, O.S.L. 2019 (19 O.S. Supp. 2020, Section  
10 245), which relates to duties as to audited accounts;  
11 permitting certified copies to be made in accordance  
12 with the Uniform Real Property Electronic Recording  
13 Act; amending 19 O.S. 2011, Section 285, which relate  
14 to register of deeds; allowing exception in  
15 accordance with the Uniform Real Property Electronic  
16 Recording Act; making gender neutral; providing an  
17 effective date.

18 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

19 SECTION 1. AMENDATORY 19 O.S. 2011, Section 245, as last  
20 amended by Section 1, Chapter 48, O.S.L. 2019 (19 O.S. Supp. 2020,  
21 Section 245), is amended to read as follows:

22 Section 245. A. It shall be the duty of the county clerk to  
23 designate upon every account, which shall be audited and allowed by  
24 the board, the amount so allowed, and the clerk shall deliver to any  
25 person a copy certified or otherwise of any record in the clerk's  
26 office and any account on file thereon, upon receiving the fee  
27 allowed pursuant to the Oklahoma Open Records Act or the county

1 clerk fee schedule, Section 32 of Title 28 of the Oklahoma Statutes,  
2 for every page contained in the copy. Upon demand, the clerk shall  
3 furnish a certified copy in the form as it exists and at the  
4 preference of the requestor as provided by the Oklahoma Open Records  
5 Act or the county clerk fee schedule. Certified copies may be  
6 provided in paper or digital format in accordance with the Uniform  
7 Real Property Electronic Recording Act.

8 B. If the clerk provides records in an electronic format, the  
9 clerk may charge a reasonable fee for providing such records. For  
10 purposes of this section, "reasonable fee" shall mean the fee  
11 charged by the clerk shall not exceed twenty-five cents (\$0.25) per  
12 image or fifteen cents (\$0.15) per image for providing more than  
13 three thousand five hundred (3,500) images in an electronic format.  
14 All recording devices for providing records in an electronic format  
15 shall be supplied by the county clerk. News media obtaining records  
16 in an electronic format for a news purpose and licensed abstractors  
17 performing their duties pursuant to state law shall be exempt from  
18 the fees provided for in this subsection. Nothing in this section  
19 shall be construed to allow county clerks to provide all or part of  
20 a tract index for use in any commercial purpose.

21 SECTION 2. AMENDATORY 19 O.S. 2011, Section 285, is  
22 amended to read as follows:

23 Section 285. The register of deeds shall keep a seal, to be  
24 furnished by the county, which seal shall contain the name of the

1 county, the words "Oklahoma" and "Register of Deeds." He Except as  
2 provided in the Uniform Real Property Electronic Recording Act, he  
3 or she shall attach such seal to all instruments filed or recorded  
4 in ~~his~~ their office, together with ~~his~~ their signature and  
5 certificate to all certified copies of any instrument on file or of  
6 record in ~~his~~ their office, which he or she is required to issue.

7 SECTION 3. This act shall become effective November 1, 2021.  
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