

HOUSE BILL No. 4639

April 30, 2013, Introduced by Reps. Lane and Pettalia and referred to the Committee on
Local Government.

A bill to amend 1846 RS 65, entitled

"Of alienation by deed, and the proof and recording of conveyances,
and the canceling of mortgages,"

by amending section 28 (MCL 565.28), as amended by 2008 PA 358.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 28. (1) Each register of deeds shall keep a general index
2 of instruments accepted for recording, after the instruments have
3 met all recording requirements, including the payment of fees, by
4 means of books or computerization or a combination of both. The
5 index shall include the following information:

6 (a) Liber and page, or other unique identifying number, which
7 shall be sequentially, not randomly, assigned.

8 (b) Instrument type.

9 (c) The name of each party to each instrument.

10 (d) Date processed, **AFTER** having met all recording

1 requirements, including payment of fees.

2 (e) Location of land: section, town and range, platted
3 description, or other description authorized by law.

4 (f) Other reference information as required.

5 (2) Each computerized index shall be maintained to allow for
6 an alphabetical search of the names of each party to each
7 instrument, **EXCEPT AS PROVIDED IN SECTION 1A(G) OF 1915 PA 123, MCL**
8 **565.451A**, recorded by the register of deeds.

9 (3) Each computerized index shall be secured by a duplicate
10 index maintained at a separate location from the primary index.

11 (4) The primary index shall be secured by a code, key, or
12 other system designed to prohibit an unauthorized person from
13 altering the index.

14 Enacting section 1. This amendatory act does not take effect
15 unless all of the following bills of the 97th Legislature are
16 enacted into law:

17 (a) Senate Bill No. ____ or House Bill No. 4638(request no.
18 1205'13).

19 (b) Senate Bill No. ____ or House Bill No. 4640(request no.
20 01205'13 a).