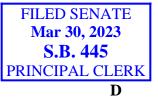
GENERAL ASSEMBLY OF NORTH CAROLINA SESSION 2023



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SENATE BILL DRS35157-MQ-77

Short Title:	Recording of Court-Filed Documents.	(Public)
Sponsors:	Senator Daniel (Primary Sponsor).	
Referred to:		

1		A BILL TO BE ENTITLED		
2	AN ACT TO AL	LOW CERTIFIED COPIES OF COURT-FILED DOCUMENTS TO BE		
3	RECORDED WITHOUT MEETING CERTAIN CONFORMING REQUIREMENTS OF			
4	THE REGISTE	ER OF DEEDS.		
5	The General Assen	nbly of North Carolina enacts:		
6	SECTI	ON 1. G.S. 161-14 reads as rewritten:		
7	"§ 161-14. Regista	ration of instruments.		
8	(a) After the	ne register of deeds has determined that all statutory and locally adopted		
9	prerequisites for re-	ecording have been met, the register of deeds shall immediately register all		
10	written instruments presented to him for registration. When an instrument is presented for			
11	registration, the register of deeds shall endorse upon it the day and hour on which it was			
12	presented. This endorsement forms a part of the registration of the instrument. All instruments			
13	shall be registered in the precise order in which they were presented for registration. Immediately			
14	after endorsing the day and hour of presentation upon an instrument, the register of deeds shall			
15	index and cross-index it in its proper sequence. The register of deeds shall then proceed to register			
16	it on the day that it is presented unless a temporary index has been established.			
17	The register of deeds may establish a temporary index in which all instruments presented for			
18	registration shall be indexed until they are registered and entered in the permanent indexes. A			
19	temporary index shall operate in all respects as the permanent index. All instruments presented			
20	for registration shall be registered and indexed and cross-indexed on the permanent indexes not			
21		after the date of presentation.		
22		ruments, except instruments conforming to the provisions of G.S. 25-9-521,		
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24	1 1	l of the following requirements:		
25		Be eight and one-half inches by eleven inches or eight and one-half inches by		
26		fourteen inches.		
27		Have a blank margin of three inches at the top of the first page and blank		
28		margins of at least one-half inches on the remaining sides of the first page and		
29		on all sides of subsequent pages.		
30		Be typed or printed in black on white paper in a legible font. A font size no		
31		smaller than 9 points shall be considered legible. Blanks in an instrument may		
32		be completed in pen and corrections to an instrument may be made in pen.		
33		Have text typed or printed on one side of a page only.		
34		State the type of instrument at the top of the first page.		
35	If an instrument does not meet these requirements, the register of deeds shall register the			
36	instrument after collecting the fee for nonstandard documents as required by G.S. 161-10(a)(18a)			



General Assembly Of North Carolina

1 in addition to all other applicable recording fees. However, if an instrument fails to meet the

requirements because it contains print in a font size smaller than 9 points, the register of deeds
may register the instrument without collecting the fee for nonstandard documents if, in the
discretion of the register of deeds, the instrument is legible.

(c) Repealed by Session Laws 2019-35, s. 4, effective June 21, 2019.

6 (d) For the purposes of this section, the term "instrument" means all of the following for 7 which a fee is collected under G.S. 161-10(a):

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- (1) Instruments in General.
- (2) Deeds of Trust, Mortgages, and Cancellation of Deeds of Trust and Mortgages.
 - (3) Uniform Commercial Code filings.
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 - (4) Torrens Registrations.(5) Master Forms.

14 (e) Notwithstanding subsection (a) of this section, the register of deeds shall immediately 15 register a written instrument presented to him or her for registration that meets the following 16 requirements: (i) the instrument is a portion of a map of a cemetery that was divided into sections 17 based upon race, (ii) the other portion of the map of a cemetery was properly registered in the 18 office of the register of deeds, and (iii) the unregistered portion of the map does not have the 19 surveyor's stamp or seal and original signature affixed."

20 **SECTION 2.** This act is effective when it becomes law and applies to instruments 21 presented for registration on or after that date.