



700 NORTH STREET
POST OFFICE BOX 136
JACKSON, MISSISSIPPI 39205-0136

STATE OF MISSISSIPPI
SECRETARY OF STATE
DELBERT HOSEMANN

TELEPHONE (601) 359-1350
FACSIMILE (601) 359-1499

**TASK FORCE TO STUDY UNIFORMITY IN REAL
PROPERTY RECORDINGS**

House Bill No. 489

AGENDA

ORGANIZATIONAL MEETING

May 14, 2009

12:00 Noon

1. Introductions
2. Elect vice-chair
3. Determine what other officers, if any, will be needed and elected
4. General discussion of mission/objectives of task force: See Attachment
 - a. Survey of existing state and federal systems in place
 - b. What to include and exclude in the work of the task force
 - c. Members areas of specific interest for task force work
 - d. Resources for the task force available from the members
5. Next steps
6. Communication information from members (phone, cell, e-mail, address)
7. Availability of any private funding or grants to fund work of task force
8. Set date, time and locations for subsequent meetings
9. Adjourn



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House Bill No. 489**

OBJECTIVES

- I. Study the merits of—
 - a. Implementing a statewide uniform system of filing/recording documents
 - i. Uniform formatting standards for documents
 - ii. Uniform methods of indexing and retrieving filed documents
 1. Ownership identification information
 2. Parcel numbers
 3. Tax records
 4. Liens
 5. Other relevant information
 - iii. Feasibility and scope of filing signing and verification of documents by electronic means
 - iv. Internet access to indexed and recorded documents
- II. Review—
 - a. Best practices of other states
 - b. Federal District and Bankruptcy Courts that employ electronic systems for document management
- III. Report—
 - a. File report with Legislature by October 1, 2010
 - i. With recommendations for/against statewide uniform system
 - ii. Draft legislation (introduction 2011 regular session)



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IN REAL PROPERTY RECORDINGS**
House Bill No. 489

Names of Members as of May 14, 2009	City	
1 Secretary of State Delbert Hosemann	Jackson	
Appointee		Appointing Authority
2 Mr. Warren McKinnon		MS State Tax Commission
3 Sen Briggs Hopson	Vicksburg	Member of the MS Bar in the Senate
4		Member of the MS Bar in the House
5		Magnolia Bar Association
6 Sluggo Davis	Hernando	Governor Appointee
7 Mike King		MS Bankers Associaton
8 Parrish Fortenberry	Jackson	Commissioner of Insurance
9 John Praytor		MS Association of Realtors
10 Paula Sykes	Indianola	MS Association of Supervisors
11		MS Assessors and Collectors Association (2)
12		MS Assessors and Collectors Association (2)
13 Craig Orgeron		MS Department of Information Services
14 George R. Culpepper	Meridian	Mississippi Bar Association
15 Steve Amos	Hazlehurst	MS Chancery Clerk's Association (3)
16 Tommy O'Beirne	Nathez	MS Chancery Clerk's Association (3)
17 William "Bill" Benson	Tupelo	MS Chancery Clerk's Association (3)
18 Gerald McWhorter	Jackson	Secretary of State



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Task Force to Study Uniformity in Real Property Recordings

Secretary of State Contact information

Mailing Address:

Secretary of State's Office
PO Box 136
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Fax: 601-359-1499

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Secretary of State
601-359-6342
delbert.hosemann@sos.ms.gov

Gerald McWhorter -
Assistant Secretary of State
Public Lands Division
601-359-6374
pweaver@sos.state.ms.us

Cory Wilson –
Chief of Staff
MS Secretary of State's Office
601-359-5122
cory.wilson@sos.ms.gov

Pamela Weaver –
Communications Director
MS Secretary of State's Office
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Cheryn Baker –
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Division of Policy and Research
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Brian Bledsoe –
Special Counsel
MS Secretary of State's Office
601-359-5122
cory.wilson@sos.ms.gov

**2009 Task Force to Study Uniformity in Real Property Recordings
HB 489**

Appointee	First Name	Last Name	Title	Address	City/State/Zip	Telephone No.	Appointee	Email	Appointee	Email	Phone	Cell Number	Address	City/State/Zip
MS State Tax Commission	Ed	Morgan	Commissioner of Revenue	P.O. Box 22828	Jackson, MS 39225	601-923-7400	Mr. Warren McKinnon	wmckinno@mstc.state.ms.us	Mr. Warren McKinnon	wmckinno@mstc.state.ms.us	601-923-7604			
MS Bar in Senate	The Honorable Phil	Bryant	Lieutenant Governor	315 New Capitol Building	Jackson, MS 39201	601-359-3200	Sen Briggs Hopson	bhopson@senate.ms.gov	Sen Briggs Hopson	bhopson@senate.ms.gov	601-636-6565	601-831-6565	405 Long Leaf Cove	Vicksburg, MS 39180
MS Bar in House	The Honorable William J.	McCoy	Speaker	P.O. Box 1018	Jackson, MS 39215-1018	601-359-3300								
Magnolia Bar Association	Gale Nelson	Walker	President	P.O. Box 648	Jackson, MS 39205	601-353-2540								
Governor Appointee	Paul	Hurst	Chief of Staff	550 High Street	Jackson, MS 39201	601-359-3150	Sluggo Davis	sluggo@desotocounty.ms.org	Sluggo Davis	sluggo@desotocounty.ms.org	662-429-1318	901-496-5411	P.O. Box 949	Hernando, MS 38632
MS Bankers Associaton	McKinley "Mac" W.	Deaver	President	P.O. Box 37	Jackson, MS 39205	601-948-6366	Mike King	mking@trustmark.com	Mike King	mking@trustmark.com	601-208-5089			
Commissioner of Insurance	Mike	Chaney	Commissioner	501 North West Street, Suite 301A	Jackson, MS 39201	601-359-3572	Parrish Fortenberry	pfortenberry@mvt.com	Parrish Fortenberry	pfortenberry@mvt.com	601-961-4853			
MS Association of Realtors	Angela	Cain	Executive Director	P.O. Box 321000	Jackson, MS 39232-1000	601-932-5241	John Praytor		John Praytor		601-918-1443			
MS Association of Supervisors	Derrick	Surrette	Executive Director	793 North President Street	Jackson, MS 39202	601-353-2741	Paula Sykes	psykes@co.sunflower.ms.us	Paula Sykes	psykes@co.sunflower.ms.us	662-887-4703		P.O. Box 988	Indianola, MS 38751
MS Assessors and Collectors Association (2)	Joey	Treadway	President	365 Loshier, Suite 100	Hernando, MS 38632	662-429-1341								
MS Department of Information Services	David	Litchlitter	Executive Director	301 N. Lamar Street, Suite 508	Jackson, MS 39205	601-359-1395	Craig Orgeron	craig.orgeron@its.ms.gov	Craig Orgeron	craig.orgeron@its.ms.gov	601-359-2689			
Mississippi Bar Association	Rodger	Wilder	President	P.O. Box 130	Gulfport, MS 39502	601-	George R. Culpepper	george@georgeculpepper.com	George R. Culpepper	george@georgeculpepper.com	601-693-2055		P.O. Box 1184	Meridian, MS 39302-1184
MS Chancery Clerk's Association (3)	Vickie	Walters	President	P.O. Box 198	New Augusta, MS 39462-0198	601-964-8398	Steve Amos	amos39083@aol.com	Steve Amos	amos39083@aol.com	601-894-3021		P.O. Box 507	Hazlehurst, MS 39083
"							Tommy O'Beirne	chanceryclerk@adamscountymms.gov	Tommy O'Beirne	chanceryclerk@adamscountymms.gov	601-446-6684		P.O. Box 1006	Natchez, MS 39121
"							William "Bill" Benson	bbenson@co.lee.ms.us	William "Bill" Benson	bbenson@co.lee.ms.us	662-841-9100		P.O. Box 7127	Tupelo, MS 38802
Secretary of State	Delbert	Hosemann	SOS	P.O. Box 136	Jackson, MS 39205	601-359-6342	Gerald McWhorter	gerald.mcwhorter@sos.ms.gov	Gerald McWhorter	gerald.mcwhorter@sos.ms.gov	601-359-6374			

By: Representative Snowden

To: Judiciary A

HOUSE BILL NO. 489
(As Sent to Governor)

1 AN ACT TO AMEND SECTION 1, CHAPTER 445, GENERAL LAWS OF 2008,
2 TO REVISE CERTAIN PROVISIONS RELATING TO THE TASK FORCE TO STUDY
3 UNIFORMITY IN REAL PROPERTY RECORDINGS; TO ADD THE SECRETARY OF
4 STATE AS A MEMBER OF THE TASK FORCE AND DESIGNATE HIM AS THE
5 CHAIRMAN; TO REVISE THE MEMBERSHIP OF THE TASK FORCE; TO DELAY
6 DATES SET FOR APPOINTMENTS TO THE TASK FORCE, ITS FIRST MEETING,
7 AND ITS REPORT TO THE MISSISSIPPI STATE LEGISLATURE, AND ITS
8 DISSOLUTION; AND FOR RELATED PURPOSES.

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

10 **SECTION 1.** Section 1, Chapter 445, General Laws of 2008, is
11 amended as follows:

12 Section 1. (1) The Task Force to Study Uniformity in Real
13 Property Recordings is created to study and make recommendations
14 to the Mississippi Legislature regarding the merits of creating a
15 statewide uniform system of filing and recording documents and
16 instruments associated with real property and related legal
17 transactions. Members of the task force shall be composed of the
18 following:

19 (a) One (1) person who represents the State Tax
20 Commission, to be appointed by the executive director of the
21 commission;

22 (b) One (1) person who is a member of The Mississippi
23 Bar serving in the Mississippi House of Representatives, appointed
24 by the Speaker of the House;

25 (c) One (1) person who is a member of The Mississippi
26 Bar serving in the Mississippi State Senate, appointed by the
27 Lieutenant Governor;



28 (d) One (1) person who is a member of the Real Property
29 Section of The Mississippi Bar, appointed by the president of The
30 Mississippi Bar;

31 (e) One (1) person who is a member of the Magnolia Bar,
32 appointed by the president of the Magnolia Bar;

33 (f) Three (3) persons who are members of the
34 Mississippi Chancery Clerks' Association, appointed by the
35 president of the association;

36 (g) One (1) person who is an expert in computer
37 technology, appointed by the Executive Director of the State
38 Department of Information Services;

39 (h) One (1) person who is employed by a financial
40 institution in the business of making home mortgage loans,
41 appointed by the president of the Mississippi Bankers Association;

42 (i) One (1) person who is employed by a company
43 licensed to sell and selling title insurance in the State of
44 Mississippi, appointed by the State Commissioner of Insurance;

45 (j) The Secretary of State and one (1) person who is
46 employed in the Public Lands Division of the Secretary of State's
47 office, appointed by the Secretary;

48 (k) One (1) person appointed by the Governor;

49 (l) One (1) person who is a licensed realtor appointed
50 by the president of the Mississippi Association of Realtors;

51 (m) The Executive Director of the Mississippi
52 Association of Supervisors, or his designee; and

53 (n) One (1) person who is a tax assessor and one (1)
54 person who is a tax collector, both appointed by the president of
55 the Mississippi Assessors and Collectors Association.

56 (2) The task force shall:

57 (a) Study the merits of imposing a statewide uniform
58 system of recording documents pertaining to real property and
59 transactions related thereto, including:



60 (i) Uniform formatting standards for documents
61 related to real property that are filed with the clerks of the
62 chancery courts of the state;

63 (ii) Uniform methods of indexing and retrieving
64 those documents, both in the conventional paper medium and in the
65 electronic medium, along with any identifying ownership
66 information, parcel numbers, tax records, liens or any other
67 relevant information ascribed to the real property;

68 (iii) The feasibility and scope of authorizing the
69 filing, signing and verification of those documents by electronic
70 means; and

71 (iv) Access to all forms of recording and indexing
72 those documents by means of the Internet.

73 (b) Review the best practices of other states with
74 regard to the implementation of a statewide uniform system of
75 recording documents pertaining to real property and transactions
76 related thereto.

77 (c) Review the practices of any federal district or
78 bankruptcy courts that employ uniform or electronic systems of
79 filing and recording documents or pleadings with the court.

80 (d) File a report with the Mississippi State
81 Legislature, not later than October 1, 2010, recommending whether
82 or not a statewide uniform system of filing and recording
83 documents and instruments associated with real property and
84 related legal transactions should be implemented in the chancery
85 courts of the state. The report shall include specific
86 recommendations in the form of a draft of legislation to be
87 introduced during the 2011 Regular Session of the Legislature.

88 (3) Appointments to the task force shall be made before May
89 1, 2009. The Secretary of State shall serve as the chairman of
90 the task force. The task force shall hold its first meeting
91 before June 1, 2009, with the date, time and location of the
92 meeting to be designated by the Secretary of State. At that first



93 meeting, the task force shall elect from among its membership
94 a * * * vice chairman and any other officers determined to be
95 necessary, and shall set the date, time and locations of its
96 subsequent meetings.

97 (4) Members of the task force shall serve without
98 compensation for their services, and the task force shall perform
99 its duties without the legislative appropriation or use of any
100 state funds for that purpose; however, the task force, by approval
101 of a majority of the appointed members of the task force, is
102 authorized to accept funds that may be donated or provided in the
103 form of financial grants from public or private sources. Further,
104 any department, agency or court of the state, at the request of
105 the chairman, shall provide to the task force the staff and other
106 support necessary for the task force to perform its duties.

107 (5) * * * The task force will be dissolved on May 1, 2011.

108 **SECTION 2.** This act shall take effect and be in force from
109 and after its passage.

