

HCS SCS SB 1033 -- REAL PROPERTY TRANSFERS TO COUNTIES

SPONSOR: Griesheimer (Sutherland)

COMMITTEE ACTION: Voted "do pass by consent" by the Committee on Judiciary by a vote of 10 to 0.

This substitute prohibits water and sewer line easements from being considered as transfers of title of real property to counties; therefore, these easements will not need to be proved or acknowledged to be valid if authorized for recording by the county commission.

FISCAL NOTE: No impact on state funds in FY 2009, FY 2010, and FY 2011.

PROPOSERS: Supporters say that the bill repeals legislation passed in 2005 that authorized county commissioners to reject the transfer of real property from an owner to the county. The current statute creates a class of property that has no owner. The statute should be repealed so that a valid transfer of real property requires delivery and receipt, not just delivery and proof, by the transferor or acknowledgment by the transferee.

Testifying for the bill were Senator Griesheimer; Missouri Rural Water Association; and Missouri Land Title Association.

OPPOSERS: There was no opposition voiced to the committee.