

RESOLUTION NO. 2014-13

A RESOLUTION SETTING A REFUND POLICY FOR THE
OVERPAYMENT OF FEES PAID TO THE REGISTER OF DEEDS
OFFICE

WHEREAS, pursuant to K.S.A. 19-101 the Board of County Commissioners (the Board) is authorized to do all acts in relation to the necessary exercise of its administrative powers and to exercise powers of home rule granted by K.S.A. 19-101a; and

WHEREAS, pursuant to K.S.A. 19-101a, the Board may perform all powers of local legislation and administration if deems appropriate; and

WHEREAS, the Register of Deeds is required to collect certain fees in connection with the filing and recording of documents pursuant to K.S.A. 28-115, and to pay those fees over to the County Treasurer for deposit into the general fund, however that statute does not direct the Register of Deeds on the handling of overpayment of fees; and

WHEREAS, the cost of processing refunds can exceed the amount of the overpayment;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS
OF NORTON COUNTY, KANSAS, THAT:

SECTION 1: PROCEDURE FOR HANDLING OVERPAYMENT OF FEES:


- A. Any overpayment of fees collected by the Register of Deeds pursuant to K.S.A. 28-115, and amendments thereto, which exceed \$5.01 shall be refunded to the person paying the fee. The Register of Deeds, upon determination of an overpayment in excess of \$5.01 shall prepare a check request and submit the same to the County Treasurer for payment.
- B. No refund shall be required if the overpayment is determined to be equal to or less than \$5.00, unless the person paying the fee requests that the refund be provided. Any request for refund must be submitted in writing to the Register of Deeds no later than thirty days following the date the document was submitted for filing or recording.


SECTION 2: EFFECTIVE DATE

This resolution shall take effect January 1, 2015

Dated this 17 day of November, 2014.

BOARD OF COUNTY COMMISSIONERS OF
NORTON COUNTY, KANSAS


Richard Thompson, Chairman

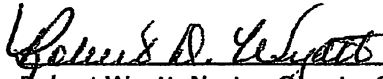

Charles W. Posson, Member


Dr. R. A. Peterson, Member



ROBERT D. WYATT
Norton County Clerk

ATTEST:


Robert Wyatt, Norton County, Clerk