

1 IN THE SENATE

BY KILCHER AND
POLLOCK

2 SENATE CONCURRENT RESOLUTION NO. 8

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTH LEGISLATURE - SECOND SESSION

5 Relating to a study of the kinds of re-
6 cording systems used for property trans-
7 actions, the types of recording indices,
8 their advantages and disadvantages, and
9 recommendations for legislation.

10 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:

11 WHEREAS a recording statute provides for an official record
12 of deeds, mortgages, bills of sale, chattel mortgages, etc.; and

13 WHEREAS the effect of the record is to give notice to
14 creditors, purchasers, incumbrancers and others of the interests
15 created by the recorded instrument; and

16 WHEREAS the recording system is the basis for the security
17 of most commercial transactions and for their just enforcement;
18 and

19 WHEREAS there can be either registration or recording of the
20 instruments of conveyance or registration of the ownership; and

21 WHEREAS there are several types of recording statutes, such
22 as the race, the notice, or the race-notice type; and

23 WHEREAS there are two main systems of indexing under a
24 recording statute popularly known as the grantor-grantee index
25 or the tract index;

26 BE IT RESOLVED that the Legislative Council is directed to
27 study and, if necessary, conduct public hearings on the need for
28 a statutory recording system and to consider laws relating to
29 registration or recording of the instruments of conveyance or

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1 ownership, the advantages or disadvantages of the notice, race,
2 or race-notice types of recording statutes and the systems of
3 indexing of instruments of conveyance, and to report its findings
4 and recommendations to the legislature.

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