



STATE OF MICHIGAN

DEPARTMENT OF TECHNOLOGY, MANAGEMENT & BUDGET

LANSING

RICK SNYDER
GOVERNOR

DAVID B. BEHEN
DIRECTOR

MINUTES

Electronic Recording Commission

September 16, 2014

Records Management Services Building
3400 N. Grand River, Lansing, Michigan.

Board Members Present: Diane Adams, Chair Mary Hollinrake, Donna Krall, Christian Meyer, Thomas Richardson, Michele Stevenson, and Joyce Van Coevering (David Behen's designee).

Board Members Absent and Excused: Bambi Somerlott

Also in attendance: Jerome Czaja, Chief Deputy Register; Kent County; Scott Moore, Fidlar Technologies; and Deborah Stevens

I. CALL TO ORDER. The meeting was called to order by the Chair M. Hollinrake at 10:10 a.m. A quorum was present.

a. INTRODUCTION OF NEW MEMBERS

The Chair introduced the newest appointed members: Donna Krall from Flagstar Bank representing an individual involved in banking and Michelle Stevenson, Register of Deeds, Roscommon County.

II. APPROVAL OF MINUTES.

Motion: to approve the minutes of November 20, 2013.

Moved: D. Adams Second: C. Meyer

Passed: Unanimously

III. CURRENT TRENDS IN eRECORDING

Scott Moore, Fidlar Technologies, gave an overview of eRecording and promoted discussion on some of the real world issues. Nationally, eRecording is available in 32% of counties while in Michigan 23 counties eRecord; however, 73% of Michigan's population does not have that option.

Future changes in the industry include eNotary which applies an electronic notary stamp to documents and, in some cases, a tamper-evident seal and Model III eRecording. A video showed how Maricopa County was using a digital kiosk to eRecord. Some title companies are also getting involved in eRecording.

D. Krall noted that wet signatures are still required on some mortgage loans and admitted that some documents get out of synch.

Outside of the Commission's work, M. Hollinrake will try to form a work group of involved parties to work on reducing the number of rejections. Two challenges are the requirement that deeds go to the Treasurer before recording and a wary public sector.

IV. EFFORT TO CHANGE MEETING FREQUENCY

The DTMB legislative liaison has approached Rep. Ken Yonker who agreed to sponsor legislation to amend the Electronic Recording Act, PA 123 to change the meeting frequency from quarterly to at the call of the chair. C Meyer stated he would follow-up with Rep. Yonker's office.

- a. The scheduled November meeting was cancelled.
- b. The next meeting is expected to be held in the fall of 2015.

V. OTHER BUSINESS

T. Richardson gave a short update from the perspective of the American Land Title Association which is developing best practices in response to rules of the Consumer Financial Protection Board. The precision of consumer fees and refunds is a huge issue allowing no room for error with even a one cent error making the records nonqualifying. In response, Wisconsin has moved from a set to a variable fee while other states are discussing modifying the recording fee schedule to cover a range of number of pages. Another CFPB change will change the HUD disclosure form in 2015.

VI. ADJOURNMENT.

Moved: T. Richardson Second: D. Adams
Motion: to adjourn the commission meeting
Passed: Unanimously.

The commission meeting was adjourned at 11:35 a.m.

Respectfully submitted:



Deborah A. Stevens
Recording Secretary