



SPONSOR: Rep. Gilligan & Rep. Schwartzkopf & Rep. Longhurst &
Sen. DeLuca & Sen. Adams & Sen. Cook & Sen. Blevins

HOUSE OF REPRESENTATIVES
145th GENERAL ASSEMBLY

HOUSE BILL NO. 262

AN ACT TO AMEND TITLE 9 AND TITLE 29 OF THE DELAWARE CODE RELATING TO GOVERNMENT
RECORDS MANAGEMENT.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE (Three-fifths of all members
elected to each house thereof concurring therein):

1 Section 1. Amend §9607, Title 9 by striking the words "Local Government Records Management Improvement"
2 in the section label and wherever they may appear and substituting in lieu thereof the words "Delaware Cultural Access",
3 by striking the figure "\$1" wherever it may appear and substituting in lieu thereof "\$25", by striking the figure "75%" and
4 substituting in lieu thereof "99%", and by striking the figure "25%" and substituting in lieu thereof "1%".

5 Section 2. Amend §525, Title 29 by striking the words "Local Government Records Management Improvement"
6 in the section label and "Delaware Local Government Records Management Improvement" in subsection (a) and
7 substituting in lieu thereof the words "Delaware Cultural Access".

8 Section 3. Strike §525 (b) in its entirety and replace it with the following: "These funds shall be used to promote,
9 preserve and protect the state's cultural assets and shall be used to fund services provided through the Delaware Public
10 Archives, Division of Libraries, Division of the Arts, and Division of Historical and Cultural Affairs."

11 Section 4. Amend §525 (c), Title 29 by deleting the words "Delaware Public Archives" and substituting in lieu
12 thereof the words "Secretary of State".

13 Section 5. This Act shall take effect on July 1, 2009.

SYNOPSIS

This Act increases the current State surcharge on each document or paper recorded or filed with the county
recorders from \$6 to \$30. Additional proceeds of \$24 per recordation or filing will supplement the Government Records
Management Improvement Fund, which is renamed by this Act as the Delaware Cultural Access Fund. Fund fees retained
by the State will be used to promote, preserve and protect Delaware's cultural assets. Fees for the Government Records
Management Improvement Fund have not been increased since 1991.