
DIGEST

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HB 549 Reengrossed

2016 Regular Session

Jackson

Abstract: Authorizes a schedule of fees to be collected for processing documents.

Present law authorizes the collection by clerks of district courts as ex officio recorders of fees for filing, recording, notarizing, copying, and indexing certain documents. Further provides for the collection of fees for certain other real estate transactions.

Proposed law provides for a schedule of fees, depending upon the size of the documents or the number of names associated with each document. Provides for specifications regarding the documents. Provides that if a document must be recorded and filed in both the mortgage and conveyance records, the proposed law fees shall be assessed separately for recording in the mortgage records and the conveyance records.

Proposed law provides for a \$50 filing fee for recording an act or affidavit to cancel a mortgage, lien or privilege.

Proposed law provides that the proposed law fees shall include the indexing of documents filed for record for up to 10 names, and shall include one clerk-certified copy of the recorded document without additional charge.

Proposed law provides for a schedule of fees to be charged by clerks as ex officio recorders and by ex officio notaries public.

Present law contains a recorder's fees for multiple indebtedness mortgages and requires the collection of charges and fees for the recordation of records and documents in the parish of Orleans on Jan. 1, 2009.

Proposed law repeals present law.

Effective Oct. 1, 2016.

(Amends R.S. 13:844; Adds R.S. 13:844.1; Repeals R.S. 9:5217 and R.S. 44:181.4)

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Judiciary to the original bill:

1. Adds a \$50 recordation fee for cancellation of a mortgage, lien, or privilege which includes one clerk-certified copy.
2. Deletes the proposed \$10 charge for cancelling a lien for paving or installing a sewerage system.
3. Deletes the provision that the clerk of the 24th JDC may collect additional fees not to exceed 25% of that found in proposed law to fund the payment of deputy clerks' salaries in Jefferson Parish.
4. Adds an effective date of Oct. 1, 2016.

The House Floor Amendments to the engrossed bill:

1. Changes the fee schedule for filing and recording documents.
2. Removes provisions regarding the noncompliance fee.
3. Authorizes ex officio notaries to charge the same fees charged by clerks as ex officio recorders.