

2012 -- S 2508

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LC01189
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2012

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A N A C T

RELATING TO PROPERTY -- RECORDING OF INSTRUMENTS

Introduced By: Senators Crowley, Nesselbush, DeVall, McCaffrey, and Miller

Date Introduced: February 16, 2012

Referred To: Senate Judiciary

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 34-13-7 of the General Laws in Chapter 34-13 entitled "Recording
2 Of Instruments" is hereby amended to read as follows:

3 **34-13-7. General recording fees.** -- (a) The fees to the recording officers for recording
4 the following described instruments relating to real estate shall be as follows:

5	Warranty deed	\$80.00
6	Quitclaim deed	80.00
7	Deed of executor, administrator, trustee, conservator, receiver, or	
8	commissioner	80.00
9	Mortgage	60.00
10	Partial release of mortgage	45.00
11	Assignment of mortgage	45.00
12	Foreclosure deed under power of sale with affidavit	80.00
13	Lease	60.00
14	General assignment	45.00
15	Discharge of mortgage	45.00
16	Discharge of attachment or execution	45.00
17	Any other instrument not otherwise expressly provided for by statute	45.00
18	Lien - Federal tax	7.25
19	Lien - Federal tax, discharge of	7.25

1	Maps, plats, surveys, drawings (not attached to or a part of another	
2	recordable instrument)	45.00
3	Bill of sale	45.00
4	Power of attorney	45.00
5	Lis pendens	80.00
6	<u>Writ of attachment or execution affecting title to real estate</u>	<u>10.00</u>
7	<u>Writ of attachment or lien affecting title to mobile and manufactured homes</u>	<u>2.00</u>
8	<u>Notice of intention under the mechanics' lien law</u>	<u>8.00</u>
9	<u>Account under mechanics' lien law</u>	<u>10.00</u>

10 (b) The recording officers shall be allowed to charge a rate of one dollar (\$1.00) for each
11 additional page or fraction over. (c) Ten percent (10%) of the recording fees provided for in this
12 section shall be utilized by each city or town for the purposes of document preservation and
13 technological upgrades. (d) Notwithstanding the foregoing, the recording fee for lis pendens
14 and/or bail property liens recorded by bailbondsmen and the recording fee to discharge lis
15 pendens and/or bail property liens recorded by bailbondsmen shall be ten dollars (\$10.00).

16 SECTION 2. Section 34-13-8 of the General Laws in Chapter 34-13 entitled "Recording
17 Of Instruments" is hereby repealed.

18 ~~34-13-8. Fees for attachments, executions, and mechanics' lien accounts. -- The fees~~
19 ~~allowed to recording officers for receiving and filing the following described instruments shall be~~
20 ~~as follows:~~

21	Writ of attachment or execution affecting title to real estate-	\$10.00
22	Account under mechanics' lien law-	10.00
23	Writ of attachment or lien affecting title to mobile and manufactured homes-	2.00

24 SECTION 3. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
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- 1 This act would move the fees for attachments, executions and mechanics' lien accounts
- 2 into the general law section regarding general recording fees, and would also provide that the
- 3 recording fee for notices of intention under the mechanics' lien law be eight dollars (\$8.00).
- 4 This act would take effect upon passage.

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