

**HOUSE SUBSTITUTE FOR
SENATE BILL NO. 599**

A bill to amend 1961 PA 236, entitled
"Revised judicature act of 1961,"
by amending section 2567 (MCL 600.2567), as amended by 2004 PA 538.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 2567. (1) Except as provided in subsection (3), a
2 register of deeds is entitled to the following fees, which are not
3 taxable as costs except as indicated:

4 (a) For entering and recording a deed, mortgage, certified
5 copy of an attachment, notice of the pendency of a suit, or other
6 instrument, ~~\$8.00 for the first page and \$3.00 for each additional~~
7 ~~and succeeding page. The fee shall be paid when the deed, mortgage,~~
8 ~~certified copy of an attachment, notice of the pendency of a suit,~~

1 ~~or other instrument is left for record. The~~ **DOCUMENT, REGARDLESS OF**
 2 **THE NUMBER OF PAGES, \$30.00, WHICH INCLUDES THE FEE REQUIRED TO BE**
 3 **COLLECTED UNDER SECTION 2567A. IN ADDITION TO REMITTING A PORTION**
 4 **OF THE FEE TO SATISFY SECTION 2567A, THE** register of deeds shall
 5 deposit \$5.00 of the total fee collected for each recording into
 6 the automation fund ~~if a fund has been established under section~~
 7 2568.

8 (B) For ~~any~~ **A** document that assigns or discharges more than 1
 9 instrument, ~~\$3.00 shall be added to the recording fee~~ **IN ADDITION**
 10 **TO THE FEE UNDER SUBDIVISION (A), \$3.00** for each additional
 11 instrument assigned or discharged.

12 (C) ~~(b)~~ For copies of any records or papers, if required,
 13 \$1.00 per page, taxable as costs if otherwise allowed.

14 (D) ~~(c) For a seal to exemplification, \$1.00.~~ **TO CERTIFY A**
 15 **RECORDED DOCUMENT, \$5.00.**

16 (E) ~~(d)~~ For searching the records and files, on request, by
 17 the office of the register of deeds, 50 cents for each year for
 18 which grantor/grantee searches are made, with a minimum fee of
 19 \$5.00, except that the fee for tract index searches ~~shall~~ **MUST** be
 20 based ~~upon~~ **ON** the cost of establishing and maintaining a tract
 21 index.

22 (F) ~~(e)~~ For filing every other paper, and making an entry of
 23 it, if necessary, \$1.00, unless otherwise specifically provided
 24 for.

25 (G) ~~(f)~~ For searching for every other paper, on request, by
 26 the office of the register of deeds, \$1.00 for each paper examined.

27 ~~— (2) In addition to any other fees prescribed in subsection (1)~~

1 ~~or (3), a register of deeds shall collect a fee of \$2.00 for~~
2 ~~entering and recording a deed, mortgage, certified copy of an~~
3 ~~attachment, notice of the pendency of a suit, or other instrument.~~
4 ~~The fee shall be paid when the deed, mortgage, certified copy of an~~
5 ~~attachment, notice of the pendency of a suit, or other instrument~~
6 ~~is left for record.~~

7 (2) A FEE UNDER SUBSECTION (1) (A) OR (B) MUST BE PAID WHEN THE
8 DOCUMENT IS LEFT FOR RECORDING, UNLESS 1 OF THE FOLLOWING APPLIES:

9 (A) IF THE DOCUMENT IS A DOCUMENT AS THAT TERM IS DEFINED IN
10 SECTION 2 OF THE UNIFORM REAL PROPERTY ELECTRONIC RECORDING ACT,
11 2010 PA 123, MCL 565.842, THE REGISTER OF DEEDS ACCEPTS ELECTRONIC
12 DOCUMENTS FOR RECORDING, AND THE FEE IS PAID ELECTRONICALLY, THE
13 FEE MUST BE PAID WITHIN 1 BUSINESS DAY AFTER RECEIPT OF THE
14 ELECTRONIC DOCUMENT BY THE REGISTER OF DEEDS.

15 (B) IF THE DOCUMENT IS A DOCUMENT FILED BY A GOVERNMENTAL
16 ENTITY PURSUANT TO AN AGREEMENT BETWEEN THE GOVERNMENTAL ENTITY AND
17 THE REGISTER OF DEEDS THAT INCLUDES A PAYMENT SCHEDULE FOR THE FEE,
18 THE FEE MUST BE PAID PURSUANT TO THE PAYMENT SCHEDULE.

19 (C) IF THE DOCUMENT IS A FORFEITURE CERTIFICATE OR A
20 REDEMPTION CERTIFICATE FOR TAX DELINQUENT PROPERTY UNDER SECTION
21 78G OF THE GENERAL PROPERTY TAX ACT, 1893 PA 206, MCL 211.78G, THE
22 FEE MUST BE PAID WITHIN 30 DAYS AFTER REDEMPTION OF THE TAX
23 DELINQUENT PROPERTY OR BY AN ALTERNATIVE DATE UNDER AN AGREEMENT
24 BETWEEN THE REGISTER OF DEEDS AND THE FORECLOSING GOVERNMENTAL
25 UNIT.

26 (D) IF THE DOCUMENT IS A NOTICE OF JUDGMENT OF FORECLOSURE
27 UNDER SECTION 78K OF THE GENERAL PROPERTY TAX ACT, 1893 PA 206, MCL

1 211.78K, OR A DEED UNDER SECTION 78M OF THE GENERAL PROPERTY TAX
2 ACT, 1893 PA 206, MCL 211.78M, FOR TAX FORECLOSED PROPERTY, THE FEE
3 MUST BE PAID WITHIN 30 DAYS AFTER THE SALE OR TRANSFER OF THE
4 PROPERTY OR BY AN ALTERNATIVE DATE UNDER AN AGREEMENT BETWEEN THE
5 REGISTER OF DEEDS AND THE FORECLOSING GOVERNMENTAL UNIT.

6 (3) A charter county may impose a fee schedule by ordinance or
7 resolution with different amounts than the amounts prescribed by
8 subsection (1). A charter county shall not impose a fee that is
9 greater than the cost of the service for which the fee is charged.

10 (4) As used in this section, "page" means 1 side of a single
11 sheet of paper at least 8-1/2 inches by 11 inches in length and not
12 exceeding 8-1/2 inches by 14 inches in length and not less than 20-
13 pound weight.

14 Enacting section 1. This amendatory act takes effect October
15 1, 2016.

16 Enacting section 2. This amendatory act does not take effect
17 unless all of the following bills of the 98th Legislature are
18 enacted into law:

19 (a) Senate Bill No. 600.

20 (b) Senate Bill No. 601.

21 (c) Senate Bill No. 602.

22 (d) Senate Bill No. 603.

23 (e) Senate Bill No. 604.

24 (f) Senate Bill No. 737.

25 (g) House Bill No. 5164.

26 (h) House Bill No. 5165.