

2020 Regular Session

SENATE BILL NO. 348

BY SENATOR JOHNS

CLERKS OF COURT. Provides relative to fees charged by clerks of court for real estate mortgage certificates and lien certificates. (2/3 - CA7s2.1(A)) (8/1/20)

1 AN ACT

2 To amend and reenact R.S. 13:844(A)(3), relative to fees charged by clerks of court; to  
3 provide for fees charges for real estate mortgage certificates and lien certificates, and  
4 to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 13:844(A)(3) is hereby amended and reenacted to read as follows:

7 §844. Fees of ex officio recorders

8 A. \* \* \*

9 (3) For certificate of real estate mortgage and lien certificate with seal, for  
10 each name in which search is made **for ten years**, and for one definable property  
11 only, ~~twenty~~ **thirty** dollars for the first name and ~~ten~~ **twenty** dollars for each  
12 additional name. **For certificate of real estate mortgage and lien certificate with**  
13 **seal, for each name in which search is made for twenty years, and for one**  
14 **definable property only, forty dollars for the first name and twenty dollars for**  
15 **each additional name. For certificate of real estate mortgage and lien certificate**  
16 **with seal, for each name in which search is made for thirty years, and for one**  
17 **definable property only, fifty dollars for the first name and twenty dollars for**

1 **each additional name. For certificate of real estate mortgage and lien certificate**  
 2 **with seal, for each name in which search is made for forty years or more, and**  
 3 **of one definable property only, sixty dollars for the first name and twenty**  
 4 **dollars for each additional name.** ~~There shall be an additional charge of one dollar~~  
 5 ~~per exception in the event that more than ten exceptions are contained on a~~  
 6 ~~certificate.~~

7 \* \* \*

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Jerry J. Guillot.

DIGEST

SB 348 Original                      2020 Regular Session                      Johns

Present law, relative to fees charged by clerks of court as ex officio recorders of mortgages, requires a fee for certificate of real estate mortgage and lien certificate with seal, for each name in which search is made, and for one definable property only, \$20 for the first name and \$10 for each additional name. Requires an additional charge of one dollar per exception in the event that more than 10 exceptions are contained on a certificate.

Proposed law provides:

- (1) For certificate of real estate mortgage and lien certificate with seal, for each name in which search is made for 10 years, and for one definable property only, \$30 for the first name and \$20 for each additional name.
- (2) For certificate of real estate mortgage and lien certificate with seal, for each name in which search is made for 20 years, and for one definable property only, \$40 for the first name and \$20 for each additional name.
- (3) For certificate of real estate mortgage and lien certificate with seal, for each name in which search is made for 30 years, and for one definable property only, \$50 for the first name and \$20 for each additional name.
- (4) For certificate of real estate mortgage and lien certificate with seal, for each name in which search is made for 40 years or more, and of one definable property only, \$60 for the first name and \$20 each additional name.

Proposed law deletes requirement of an additional charge of one dollar per exception in the event that more than 10 exceptions are contained on a certificate

Effective August 1, 2020.

(Amends R.S. 13:844(A)(3))