

REPRINT

SUBSTITUTE FOR

HOUSE BILL NO. 6490

(As passed the House, December 4, 2002)

(As passed the Senate, December 13, 2002)

A bill to amend 1961 PA 236, entitled
"Revised judicature act of 1961,"
by amending section 2567a (MCL 600.2567a), as added by 1990 PA
346.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 2567a. (1) Except as otherwise provided in subsection
2 (4), the county register of deeds shall collect a fee ~~of \$2.00~~
3 for recording any instrument. BEFORE JANUARY 1, 2013, THE FEE
4 SHALL BE \$4.00. BEGINNING JANUARY 1, 2013, THE FEE SHALL BE
5 \$2.00. The fee shall be paid when the instrument is left for
6 record.
7 (2) The fee required by this section is in addition to any
8 ~~other~~ fees required in section 2567 or fees or charges
9 otherwise required by law for the recording of instruments.

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(3) The fees collected under this section shall be remitted to the state treasurer quarterly, and shall be deposited by the state treasurer in the survey and remonumentation fund created in section 11 of the state survey and remonumentation act, 1990 PA 345, MCL 54.271, except that a county may retain not more than 1-1/2% of each ~~-\$2.00-~~ fee collected UNDER SUBSECTION (1) to cover the costs of administering this section.

(4) IF, PURSUANT TO A CONTRACT UNDER SECTION 8(5) OF THE STATE SURVEY AND REMONUMENTATION ACT, 1990 PA 345, MCL 54.268, A COUNTY HAS EXPENDED FUNDS TO EXPEDITE THE COMPLETION OF ITS COUNTY PLAN, THE COUNTY MAY APPLY NOT MORE THAN 50% OF ITS ANNUAL GRANT REVENUE UNDER SECTION 12(1)(A) OF THE STATE SURVEY AND REMONUMENTATION ACT, 1990 PA 345, MCL 54.272, TO REIMBURSE ITSELF FOR THESE EXPENDITURES, UNTIL THESE EXPENDITURES HAVE BEEN FULLY REIMBURSED.

(5) ~~-(4)-~~ This section does not apply to any of the following:

(a) An agency of the state when filing or recording any instrument with the county register of deeds ~~pursuant to~~ UNDER either of the following:

(i) The state tax lien registration act, ~~Act No. 203 of the Public Acts of 1968, being sections 211.681 to 211.687 of the Michigan Compiled Laws~~ 1968 PA 203, MCL 211.681 TO 211.687.

(ii) Section 67a of the general property tax act, ~~Act No. 206 of the Public Acts of 1893, being section 211.67a of the Michigan Compiled Laws~~ 1893 PA 206, MCL 211.67A.

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1 (b) An individual or any public or private legal entity when
2 recording a lien or discharge of a lien with the county register
3 of deeds ~~pursuant to~~ UNDER section 15 of the Michigan employ-
4 ment security act, ~~Act No. 1 of the Extra Session of the Public~~
5 ~~Acts of 1936, being section 421.15 of the Michigan Compiled Laws~~
6 1936 (EX SESS) PA 1, MCL 421.15.

7 (c) An agency of the federal government when filing or
8 recording any instrument with the county register of deeds
9 ~~pursuant to~~ UNDER the uniform federal lien registration act,
10 ~~Act No. 102 of the Public Acts of 1983, being sections 211.661~~
11 ~~to 211.668 of the Michigan Compiled Laws~~ 1983 PA 102, MCL
12 211.661 TO 211.668.

13 (d) An individual or any public or private legal entity when
14 recording any instrument with the county register of deeds
15 ~~pursuant to~~ UNDER the uniform commercial code, ~~Act No. 174 of~~
16 ~~the Public Acts of 1962, being sections 440.1101 to 440.11102 of~~
17 ~~the Michigan Compiled Laws~~ 1962 PA 174, MCL 440.1101 TO
18 440.11102.

19 (E) A FORECLOSING GOVERNMENTAL UNIT WHEN RECORDING ANY
20 INSTRUMENT REQUIRED UNDER SECTIONS 78 TO 78P OF THE GENERAL PROP-
21 ERTY TAX ACT, 1893 PA 206, MCL 211.78 TO 211.78P.

22 (6) AS USED IN THIS SECTION, "COUNTY PLAN" MEANS A MONUMEN-
23 TATION AND REMONUMENTATION PLAN UNDER SECTION 8 OF THE STATE
24 SURVEY AND REMONUMENTATION ACT, 1990 PA 345, MCL 54.268.