

Legislation Details (With Text)

File #: 110206 **Version:** 1 **Name:**

Type: Bill **Status:** ENACTED

File created: 3/17/2011 **In control:** Committee on Finance

On agenda: **Final action:** 6/2/2011

Title: Amending Section 10-1001 of The Philadelphia Code relating to fees charged by the Commissioner of Records by providing that certain fees imposed for the recording of deeds shall be waived with respect to a deed filed solely for the purpose of removing the name of a deceased spouse or life partner and re-titling the property in the name of the surviving spouse or life partner.

Sponsors: Councilmember Kenney, Councilmember DiCicco, Councilmember Greenlee

Indexes: FEES, RECORDING OF DEEDS

Code sections: 10-1001 - Fees of Commissioner of Records

Attachments: 1. CertifiedCopy11020601.pdf

Date	Ver.	Action By	Action	Result	Tally
6/15/2011	1	MAYOR	SIGNED		
6/2/2011	1	CITY COUNCIL	READ AND PASSED	Pass	17:0
5/26/2011	1	CITY COUNCIL	ORDERED PLACED ON THIS DAY'S FIRST READING CALENDAR		
5/26/2011	1	CITY COUNCIL	SUSPEND THE RULES OF THE COUNCIL	Pass	
5/23/2011	0	Committee on Finance	HEARING NOTICES SENT		
5/23/2011	0	Committee on Finance	HEARING HELD		
5/23/2011	0	Committee on Finance	AMENDED		
5/23/2011	1	Committee on Finance	REPORTED FAVORABLY, RULE SUSPENSION REQUESTED		
3/17/2011	0	CITY COUNCIL	Introduced and Referred	Pass	

Amending Section 10-1001 of The Philadelphia Code relating to fees charged by the Commissioner of Records by providing that certain fees imposed for the recording of deeds shall be waived with respect to a deed filed solely for the purpose of removing the name of a deceased spouse or life partner and re-titling the property in the name of the surviving spouse or life partner.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Section 10-1001 of The Philadelphia Code is hereby amended to read as follows:

§ 10-1001. Fees of Commissioner of Records.

(1) Unless otherwise specified by law, the fees to be charged and collected by the Commissioner of Records shall be as follows:

(a) [for] *For* recording deeds, \$204.00: \$102.00 to be placed in the General Fund; and \$102.00 to be placed in the Housing Trust Fund to be used for the purposes specified in Chapter 21-1600 of this

[Code;] *Code. Upon presentation of such proof as the Commissioner of Records may require, the fees imposed pursuant to this subsection (1)(a) shall be waived for recording any deed that transfers title from a deceased spouse or life partner, or the estate thereof, to the surviving spouse or life partner; or for recording any deed that confirms title in a surviving spouse or life partner.*

(b) [for] *For recording mortgages, \$174.00: \$87.00 to be placed in the General Fund; and \$87.00 to be placed in the Housing Trust Fund to be used for the purposes specified in Chapter 21-1600 of this [Code;] Code.*

(c) [for] *For recording mortgage satisfaction pieces and the release and assignment of mortgages, \$172.00: \$86.00 to be placed in the General Fund; and \$86.00 to be placed in the Housing Trust Fund, to be used for the purposes specified in Chapter 21-1600 of this [Code;] Code.*

(d) [for] *For notary public commissions, City, county, or special police officer commissions, powers of attorney, and any other instrument of writing, including filings under the Uniform Commercial Code, [\$86.00;] \$86.00.*

(e) [the] *The fees for recording documents not herein specifically provided for shall be the same as for similar documents, as nearly as can be practically ascertained.*

(2) All fees shall be exclusive of any tax or any fee payable to any state or federal government entity now or hereafter provided by law which the Commissioner of Records is or shall be required to collect.

SECTION 2. This Ordinance shall take effect in 60 days.

Explanation:

[Brackets] indicate matter deleted.

Italics indicate new matter added.