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Notice of Fee Increase - \$75

Effective January 1, 2018, California Government Code Section 27388.1 (SB2 – Building Homes and Jobs Act) requires that documents accepted for recording at the Kings County Recorder's Office be charged an additional seventy-five dollars (\$75) fee per title, unless exempted by statute.

The bill imposes a mandate on County Recorders to charge an additional \$75 at the time of recording every real estate instrument, paper, or notice required or permitted by law to be recorded, except those expressly exempted from payment of recording fees, per each transaction per title of real property, not to exceed \$225.

Only an expressly limited number of statutory exemptions exist regarding the collection of this fee. When an exemption is applicable, **a valid declaration of exemption must be placed on the face of each document, or on the cover page, prior to depositing with the Recorder**, otherwise the fee will be assessed and collected. Following are samples of applicable statutory exemptions to be used on the first page of each document:

- Document is subject to the imposition of documentary transfer tax and includes a declaration showing the amount of documentary transfer tax paid at the time of recording.
- Exempt from fee per GC 27388.1 (a) (2); recorded concurrently "in connection with" a transfer subject to imposition of documentary transfer tax
- Exempt from fee per GC 27388.1 (a) (2); Document represents a transfer of real property that is a residential dwelling to an owner-occupier
- Exempt from fee per GC 27388.1 (a) (2); recorded concurrently "in connection with" a transfer of real property that is a residential dwelling to an owner-occupier
- Exempt from fee per GC 27388.1 (a) (1); fee cap of \$225 reached
- Exempt from fee per GC 27388.1 (a) (1) Not related to real property

Failure to include a specified statutory exemption reason will result in the imposition of the \$75 Building Homes and Job Act Fee.

This fee is collected on behalf of the State of California and funds are deposited with the State of California and may not be available for refund. Our staff has no discretion to exempt documents from the fee except as specifically provided by Government Code Section 27388.1

Thank you for your understanding.