



SPONSOR: Sen. Blevins & Rep. Mitchell

DELAWARE STATE SENATE  
148th GENERAL ASSEMBLY

SENATE BILL NO. 297

AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO COLLECTION OF RECORDING FEES.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

1           Section 1. Amend § 9607, Title 9 of the Delaware Code, by making deletions as shown by strike through and  
2 insertions as shown by underline as follows:

3           § 9607 Collection of recording fees; certain taxes; Housing Development Fund surcharge; Delaware Cultural  
4 Access Fund fee.

5           (b) The recorder of each county shall collect, for each document or paper recorded or filed, a surcharge of  
6 \$5.00 for the support of the Housing Development Fund and an additional \$25 fee for the support of the Delaware  
7 Cultural Access Fund. The surcharge of \$5.00 and the additional \$25 fee is included in the assessment fee  
8 collected by each county in accordance with § 103(c)(6) of Title 8. Any instrument for which an assessment fee is  
9 charged shall be considered 1 document for purposes of determining the surcharge of \$5.00 and the \$25 fee. If a  
10 county, by ordinance, waives county recording fees for common interest communities or civic associations, the  
11 recorder for that county shall not collect the surcharge of \$5.00 or fee of \$25 under this subsection for any  
12 document or paper recorded or filed by a common interest community or civic association.

SYNOPSIS

This bill prohibits a county recorder from collecting a recording or filing fee from any common interest community or civic association under subsection 9607(b) when its respective county has elected to waive county recording fees for common interest communities or civic association.

Author: Senator Blevins