



**CLERK – RECORDER – REGISTRAR
COUNTY OF MONO**

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MEMORANDUM

To: All Recording Customers
From: Shannon Kendall, Mono County Clerk-Recorder
RE: Building Homes and Jobs Act Fee – New Recording Fee
Date: January 1, 2018; Updated March 21, 2018

In September 2017, the State enacted the Building Homes and Jobs Act (“Act”). This state law imposes, beginning January 1, 2018, a new \$75 fee on the recording of “every real estate instrument, paper, or notice...per each single transaction per parcel of real property.” (Gov. Code, § 27388.1(a)(1).) The total amount of the fee will vary per transaction based on the number of instruments, papers, and notices requested for recording for each parcel involved in each transaction. In no event, however, shall the total amount of the fee for a given transaction exceed \$225. The new fee is in addition to any other fees that apply to the recording of an instrument, paper, or notice. (Gov. Code, § 27388.1(a)(1).) All fees collected are remitted to the State. (Gov. Code, § 27388.1(b).)

The Clerk-Recorder will collect the new fee unless the recording of an instrument, paper, or notice is expressly excepted by the Act or is exempt from the payment of recording fees by another provision of law. (Gov. Code, § 27388.1(a)(1), (2).) Under the Act, the recording of an instrument, paper, or notice is excepted from the fee requirement if it is (1) recorded “in connection with” a transfer subject to the imposition of a documentary transfer tax; (2) recorded “in connection with” a transfer of real property that is a residential dwelling to an owner-occupier; (3) requested by a qualifying agency or agent of the federal government; or (4) requested by the state or any of its agencies or any county, municipality, or other political subdivision of the state. (Gov. Code, § 27388.1(a)(2).)

Payment of the new fee is the responsibility of the recording customer. Beginning January 1, 2018, all requests to record must include on the face of each instrument, paper, or notice, or as a separate cover sheet, a statement indicating whether an exemption applies. Failure to include the cover sheet or statement will result in either the customer being charged the fee or the instrument, paper, or notice being rejected and returned to the customer.

The Clerk-Recorder has prepared and will make available upon request a sample cover sheet for use by customers. For more information regarding the Clerk-Recorder’s implementation of the Act and collection of the new fee, please contact the Mono County Clerk-Recorder-Registrar’s Office at 74 School Street, Annex 1, P.O. Box 237, Bridgeport, CA 93517 or (760) 932-5530.