

SESSION OF 2007

**SUPPLEMENTAL NOTE ON SENATE BILL NO. 73**

As Recommended by Senate Committee on  
Judiciary

**Brief\***

SB 73 would clarify the mortgage registration fee is due if a previously recorded mortgage is released prior to filing a new mortgage on the same real property.

**Background**

Current law does not require a mortgage registration fee to be paid on an additional mortgage for a property where the mortgage registration fee was previously paid. The bill would require the mortgage registration fee be paid if a previously recorded mortgage is released prior to filing a new mortgage on the same real property.

The proponents of the bill included Marilyn Nichols, Shawnee County Register of Deeds and Legislative Committee Chair of the Kansas Register of Deeds Association; and Marilyn Calhoun, Montgomery County Register of Deeds.

There was no testimony in opposition to the bill.

The fiscal note from the Division of Budget states that, according to the Kansas Real Estate Commission and the Kansas Association of Counties, the passage of the bill would have no fiscal effect.

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\*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>