

46:15-10

LEGISLATIVE HISTORY CHECKLIST

MWSA 46:15-10 (Deeds and conveyances--recording - fees)

LAWS OF 1979 CHAPTER 293

Bill No. A1627

Sponsor(s) Burstein

Date Introduced Sept. 25, 1978

Committee: Assembly Judiciary, Law, Public Safety and Defense

Senate County and Municipal Government

Amended during passage Yes No

Date of Passage: Assembly April 23, 1979

Senate May 24, 1979

Date of approval Jan. 14, 1980

Following statements are attached if available:

Sponsor statement Yes Yes (Below)

Committee Statement: Assembly Yes No

Senate Yes Yes

Fiscal Note Yes No

Veto message Yes No

Message on signing Yes No

Following were printed:

Reports Yes No

Hearings Yes No

Sponsor's statement:

The purpose of this bill is to exempt real property transfers by an executor or administrator to a devisee of heir in order to effect the distribution of a decedent's estate in accordance with the decedent's will or intestate law of this State.

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ASSEMBLY, No. 1627

STATE OF NEW JERSEY

INTRODUCED SEPTEMBER 25, 1978

By Assemblyman BURSTEIN

Referred to Committee on Judiciary, Law, Public Safety and Defense

AN ACT to amend "An act fixing fees to be imposed upon the recording of deeds transferring title to real property and providing penalties for the violations thereof," approved June 3, 1968 (P. L. 1968, c. 49) (C. 46:15-5 et seq.).

1 BE IT ENACTED *by the Senate and General Assembly of the State*
2 *of New Jersey:*

1 1. Section 6 of P. L. 1968, c. 49 (C. 46:15-10) is amended to
2 read as follows:

3 6. The fee imposed by this act shall not apply to a deed:

4 (a) For a consideration, as defined in section 1 (c), of less than
5 \$100.00;

6 (b) By or to the United States of America, this State, or any
7 instrumentality, agency, or subdivision thereof;

8 (c) Solely in order to provide or release security for a debt or
9 obligation;

10 (d) Which confirms or corrects a deed previously recorded;

11 (e) On a sale for delinquent taxes or assessments;

12 (f) On partition;

13 (g) By a receiver, trustee in bankruptcy or liquidation, or
14 assignee for the benefit of creditors;

15 (h) Eligible to be recorded as an "ancient deed" pursuant to
16 R. S. 46:16-7;

17 (i) Acknowledged or proved on or before July 3, 1968;

18 (j) Between husband and wife, or parent and child;

19 (k) Conveying a cemetery lot or plot;

20 (l) In specific performance of a final judgment;

21 (m) Releasing a right of reversion;

22 (n) Previously recorded in another county and full realty
23 transfer fee paid or accounted for, as evidenced by written instru-
24 ment, attested by the grantee and acknowledged by the county
25 recording officer of the county of such prior recording, specifying

26 the county, book, page, date of prior recording, and amount of realty
27 transfer fee previously paid;

28 (o) *By an executor or administrator of a decedent to a devisee*
29 *or heir to effect distribution of the decedent's estate in accordance*
30 *with the provisions of the decedent's will or the intestate laws of*
31 *this State.*

1 2. This act shall take effect immediately.

STATEMENT

The purpose of this bill is to exempt real property transfers by an executor or administrator to a devisee or heir in order to effect the distribution of a decedent's estate in accordance with the decedent's will or intestate law of this State.

SENATE COUNTY AND MUNICIPAL GOVERNMENT
COMMITTEE

STATEMENT TO
ASSEMBLY, No. 1627

STATE OF NEW JERSEY

DATED: MAY 10, 1979

As the sponsor states, the purpose of Assembly Bill No. 1627 is to exempt real property transfers by an executor or administrator to a devisee or heir in order to effect the distribution of a decedent's estate in accordance with the decedent's will or interstate law of this State.

- executive director of the budget;
- executive director of purchasing;
- executive director of physical facilities;
- executive director of data processing;
- executive director of financial affairs;
- executive controller;
- executive director of internal audit and
- public information officer.

A-1323, sponsored by Assemblyman Chuck Hardwick (R-Union), which requires approved adoption agencies to provide prospective adoptive parents with all available information relevant to the health and development of the child under consideration for adoption.

This information will be collected on a standardized form to be prepared by the Commissioner of Human Services to insure statewide uniformity.

A-1627, sponsored by Assemblyman Albert Burstein (D-Bergen), which exempts from title transfer fees real property transfers by an executor or administrator in order to effect the distribution of a decendant's estate in accordance with the decendant's will.

A-3174, sponsored by Assemblywoman Barbara P. Berman (D-Camden), which eliminates the five free corporate information searches or lookups from the Secretary of State's Office. The bill imposes a \$1 fee for all searches, whether requested in person or by mail.

A-3585, sponsored by Assemblyman Robert E. Littell (R-Sussex), which validates certain proceedings for the issuance of bonds for school districts.

The only exceptions would be when the bond proposal would cause the school district debt limit to exceed the limitations imposed by N.J.S. 18A:24-19; or if the proposal did not properly disclose the effect on the borrowing margin of the municipality.

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