

- 3** **Liability.** Establishes liability for a person who records, files, or enters into a private transfer fee obligation that benefits that person after the bill's effective date. The person would be liable for all damages resulting from the imposition of the transfer fee obligation, including the amount of transfer fee paid by a party to the transfer, and all attorney's fees, expenses, and costs incurred by a party to the transfer in an action related to the property's title. Immunity is provided for an agent acting on behalf of a principal who violates the prohibition.
- 4** **Notice requirements; existing transfer fee obligations.** Specifies notice procedures required to maintain the validity of private transfer fee obligations entered before the bill becomes effective. A person entitled to receive a fee must record or file the required notice prior to December 31, 2010. Failure to comply with the notice requirements, or failure to provide a written statement of the transfer fee payable within 30 days of a written request, permits the property to be conveyed without payment of the transfer fee, and the property is conveyed free and clear of the transfer fee and transfer fee obligation.
- 5** **Effective date; application.** Modifies an effective date contained in a bill enacted earlier in the 2010 legislative session (Laws 2010, Chapter 238 (SF 2562)). The effective date applies to a provision of law that would provide for a 20-year period during which an action to collect a child support judgment could be maintained, rather than the existing ten-year period provided in law. The effective date of this change is delayed by this section from January 1, 2011 to July 1, 2011.
- 6** **Effective date.** Provides that the bill is effective the day following final enactment.