

AN ACT relating to the amendment of recorded mortgages by affidavit.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

➔Section 1. KRS 382.297 is amended to read as follows:

A recorded mortgage may be amended by an affidavit of amendment prepared by an attorney to correct clerical errors or omitted information. An amendment ~~shall~~^{may} not change any term, dollar amount, or interest rate in the mortgage, unless signed by the mortgagor and secured party. ***An amendment shall not alter the parties or the collateral of a recorded mortgage.*** The attorney preparing the affidavit shall certify in the affidavit that notice of filing the amendment has been given to the mortgagor by mailing a copy of the amendment to the mortgagor at the address shown on the original mortgage. A subsequent release of the mortgage releases any amendments to the original mortgage.