

# HOUSE BILL 148

P1

3lr0942

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By: **Delegates McConkey, Costa, Hubbard, Ivey, Nathan–Pulliam, Oaks,  
Pena–Melnik, Sophocleus, and V. Turner**

Introduced and read first time: January 17, 2013

Assigned to: Health and Government Operations

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## A BILL ENTITLED

1 AN ACT concerning

2 **State Government – Refund of Fees – Policy**

3 FOR the purpose of stating the policy of the State regarding the refund of fees paid to  
4 a unit; defining a certain term; and generally relating to the policy of the State  
5 regarding the refund of fees.

6 BY adding to

7 Article – State Government

8 Section 1–102

9 Annotated Code of Maryland

10 (2009 Replacement Volume and 2012 Supplement)

11 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
12 MARYLAND, That the Laws of Maryland read as follows:

13 **Article – State Government**

14 **1–102.**

15 **(A) (1) IN THIS SECTION, “UNIT” MEANS A DEPARTMENT, AGENCY,  
16 BOARD, OFFICE, COMMISSION, OR OTHER BODY IN STATE GOVERNMENT THAT:**

17 **(I) IS CREATED UNDER STATE LAW; AND**

18 **(II) IS AUTHORIZED TO CHARGE A PERSON A FEE FOR A  
19 LICENSE, PERMIT, OR OTHER SERVICE.**

20 **(2) “UNIT” INCLUDES THE SHERIFF OF EACH COUNTY AND THE  
21 SHERIFF’S DEPUTIES.**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           **(B) IT IS THE POLICY OF THE STATE THAT A UNIT, TO THE EXTENT**  
2 **PRACTICABLE, SHALL REFUND A FEE PAID BY A PERSON IF:**

3                   **(1) THE PERSON PAID THE FEE IN ERROR; OR**

4                   **(2) THE UNIT FAILED TO PROVIDE AS REQUIRED THE SERVICE**  
5 **FOR WHICH THE FEE WAS PAID.**

6           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
7 October 1, 2013.