

HOUSE BILL 148

P1

3lr0942

By: Delegates McConkey, Costa, Hubbard, Ivey, Nathan-Pulliam, Oaks, Pena-Melnyk, Sophocleus, ~~and V. Turner~~ V. Turner, Hammen, Pendergrass, Bromwell, Cullison, Elliott, Frank, Kach, A. Kelly, Kipke, Krebs, McDonough, Morhaim, Murphy, Ready, Reznik, and Tarrant

Introduced and read first time: January 17, 2013

Assigned to: Health and Government Operations

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 6, 2013

CHAPTER _____

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:**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (I) IS CREATED UNDER STATE LAW; AND

2 (II) IS AUTHORIZED TO CHARGE A PERSON A FEE FOR A
3 LICENSE, PERMIT, OR OTHER SERVICE.

4 (2) "UNIT" INCLUDES THE SHERIFF OF EACH COUNTY AND THE
5 SHERIFF'S DEPUTIES.

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

8 ~~(1) THE PERSON PAID THE FEE IN ERROR; OR~~

9 ~~(2) THE UNIT FAILED TO PROVIDE AS REQUIRED THE SERVICE~~
10 ~~FOR WHICH THE FEE WAS PAID.~~

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

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.