HB0910/287872/1

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 910
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 11, after "bill" insert "or in another method determined by the Commission"; and in line 16, after "lien;" insert "requiring the Commission to record a certain lien in the land records of the county where the property is located; prohibiting a certain lien for a certain loan with a certain principal amount from being established without a certain express consent; providing that a certain lien shall secure payment of a certain loan; providing that enforcement of a certain lien shall be in accordance with a certain Act; prohibiting a certain lien from taking priority over a certain lien, mortgage, deed of trust, or other security interest;".

AMENDMENT NO. 2

On page 3, in line 2, after "**BILL**" insert "**OR BY ANOTHER METHOD DETERMINED BY THE COMMISSION**"; in line 11, strike "**EACH**" and substitute "**SUBJECT TO SUBPARAGRAPH (IV) OF THIS PARAGRAPH, A**"; in line 15, strike the second "**THE**" and substitute "**A**"; and after line 16, insert:

"**(III)   THE COMMISSION SHALL RECORD A LIEN ESTABLISHED UNDER THIS PARAGRAPH IN THE LAND RECORDS OF THE COUNTY WHERE THE PROPERTY IS LOCATED.**

(IV)   1.   IF A LOAN PROVIDED UNDER THIS SUBTITLE WILL BE IN THE PRINCIPAL AMOUNT OF $15,000 OR GREATER, A LIEN MAY NOT BE ESTABLISHED UNDER THIS PARAGRAPH WITHOUT THE EXPRESS PRIOR CONSENT OF ANY HOLDER OF A MORTGAGE OR DEED OF TRUST ON A PROPERTY ON WHICH THE MALFUNCTIONING POLYBUTYLENE PIPE IS EXPECTED TO BE REPLACED THROUGH A LOAN PROVIDED UNDER THE PROGRAM.

(Over)

2.   A LIEN ESTABLISHED UNDER THIS PARAGRAPH SHALL SECURE PAYMENT OF A LOAN, INCLUDING THE PRINCIPAL, INTEREST, LATE CHARGES, COST OF COLLECTION, AND REASONABLE ATTORNEY'S FEES.

3.   ENFORCEMENT OF A LIEN ESTABLISHED UNDER THIS PARAGRAPH SHALL BE IN ACCORDANCE WITH THE MARYLAND CONTRACT LIEN ACT.

4.   A LIEN ESTABLISHED UNDER THIS PARAGRAPH MAY NOT TAKE PRIORITY OVER A LIEN, MORTGAGE, DEED OF TRUST, OR OTHER SECURITY INTEREST THAT IS ALREADY ATTACHED TO THE PROPERTY AT THE TIME THE LIEN ESTABLISHED UNDER THIS PARAGRAPH IS RECORDED.".