

# SENATE BILL 996

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6lr3661  
CF HB 890

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By: **Senator Waugh**

Introduced and read first time: February 12, 2016

Assigned to: Rules

Re-referred to: Judicial Proceedings, February 19, 2016

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Committee Report: Favorable

Senate action: Adopted

Read second time: March 18, 2016

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **St. Mary's County – Local Landlord and Tenant Law – Repeal**

3 FOR the purpose of repealing a certain provision of law concerning the return of goods to a  
4 tenant in an action for distress for rent in St. Mary's County; and generally relating  
5 to landlord and tenant laws in St. Mary's County.

6 BY repealing

7 The Public Local Laws of St. Mary's County

8 Section 71–1 and the chapter “Chapter 71. Landlord and Tenant”

9 Article 19 – Public Local Laws of Maryland

10 (2007 Edition and March 2014 Supplement, as amended)

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

13 **Article 19 – St. Mary's County**

14 [Chapter 71

15 Landlord and Tenant]

16 [71–1.

17 In all cases where property distrained for rent in St. Mary's county is in the hands  
18 of a constable or agent of the landlord, the tenant shall go before the District Court and

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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 confess judgment in favor of the landlord for the amount of rent claimed and the costs of  
 2 the distraint and shall also make before the Court a supersedeas, which shall be  
 3 substantially in the following form:

4 “State of Maryland \_\_\_\_\_ of \_\_\_\_\_ to wit: We do confess judgment to  
 5 \_\_\_\_\_, for the sum of \_\_\_\_\_ and \_\_\_\_\_ costs, which were confessed by  
 6 \_\_\_\_\_ in favor of the \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_ before \_\_\_\_\_  
 7 District Court of the State of Maryland, the debt and costs to be levied on our goods,  
 8 chattels, land and tenements, for the use of \_\_\_\_\_ in case the \_\_\_\_\_ shall not pay  
 9 and satisfy to \_\_\_\_\_ the judgment and costs, with any additional costs at the expiration  
 10 of six (6) months from the date of the judgment.” The supersedeas shall be signed by one  
 11 (1) or more sureties, who shall severally make oath before the District Court, that he is  
 12 worth double the amount of debt, interest and costs, over and above all debts and  
 13 exemptions. The District Court shall judge the sufficiency of the supersedeas to secure the  
 14 amount of debt, interest and costs and shall require same to be sufficient to secure the  
 15 debts, interest and costs. When the supersedeas is filed with the District Court and the  
 16 Court is satisfied of its sufficiency as a security for the debt confessed, the District Court  
 17 shall issue an order to the landlord, constable or agent to release the property in his  
 18 possession, and all further proceedings in the distraint shall be null and void.]

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
 20 October 1, 2016.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.