

HOUSE BILL 280

D1

7lr1392
CF SB 76

By: **Delegates Malone and Kittleman**

Introduced and read first time: January 23, 2017

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Circuit Court Real Property Records Improvement Fund – Change of Name**

3 FOR the purpose of changing the name of the Circuit Court Real Property Records
4 Improvement Fund to the State Judiciary Technology Fund; and generally relating
5 to the Circuit Court Real Property Records Improvement Fund.

6 BY repealing and reenacting, with amendments,
7 Article – Courts and Judicial Proceedings
8 Section 7–102(b), 7–202(e), and 7–301(c)(4); and 13–601(c) and 13–602(a)(1) to be
9 under the amended subtitle “Subtitle 6. State Judiciary Technology Fund”
10 Annotated Code of Maryland
11 (2013 Replacement Volume and 2016 Supplement)

12 BY repealing and reenacting, without amendments,
13 Article – Courts and Judicial Proceedings
14 Section 13–603(c)
15 Annotated Code of Maryland
16 (2013 Replacement Volume and 2016 Supplement)

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

19 **Article – Courts and Judicial Proceedings**

20 7–102.

21 (b) The State Court Administrator, as part of the Administrator’s determination
22 of the amount of fees to be charged by the Clerk of the Court of Appeals and the Clerk of
23 the Court of Special Appeals, shall assess a surcharge that shall be:

24 (1) \$11 per case; and

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (2) Deposited into the [Circuit Court Real Property Records Improvement
2 Fund] **STATE JUDICIARY TECHNOLOGY FUND** established under § 13–602 of this
3 article.

4 7–202.

5 (e) (1) In addition to the surcharge assessed under subsection (d) of this
6 section, the State Court Administrator, as part of the Administrator’s determination of the
7 amount of court costs and charges in civil cases, shall assess a surcharge that:

8 (i) 1. Except as provided in item 2 of this item, shall be \$30 per
9 case; and

10 2. Except as provided in paragraph (2) of this subsection,
11 shall be \$6 to reopen any civil case; and

12 (ii) Shall be deposited into the [Circuit Court Real Property Records
13 Improvement Fund] **STATE JUDICIARY TECHNOLOGY FUND** established under §
14 13–602 of this article.

15 (2) A surcharge may not be assessed under this subsection to reopen a case
16 brought by a petitioner under Title 4, Subtitle 5 of the Family Law Article.

17 7–301.

18 (c) (4) In addition to the surcharge assessed under paragraphs (2) and (3) of
19 this subsection, the Chief Judge of the District Court shall assess a surcharge that:

20 (i) May not be more than:

21 1. \$3 per summary ejectment case; and

22 2. \$8 per case for all other civil cases; and

23 (ii) Shall be deposited into the [Circuit Court Real Property Records
24 Improvement Fund] **STATE JUDICIARY TECHNOLOGY FUND** established under §
25 13–602 of this article.

26 Subtitle 6. [Circuit Court Real Property Records Improvement Fund] **STATE**
27 **JUDICIARY TECHNOLOGY FUND.**

28 13–601.

29 (c) “Fund” means the [Circuit Court Real Property Records Improvement Fund]
30 **STATE JUDICIARY TECHNOLOGY FUND.**

1 13-602.

2 (a) (1) There is a [Circuit Court Real Property Records Improvement Fund]
3 **STATE JUDICIARY TECHNOLOGY FUND.**

4 13-603.

5 (c) The Fund shall be used to pay:

6 (1) The operating expenses of the land records offices of the clerks of the
7 circuit courts and to repair, replace, improve, modernize, and update office equipment and
8 equipment related services in the land records office of the clerk of the circuit court for each
9 county, as the Administrator considers appropriate, with advice from the oversight
10 committee; and

11 (2) For major information technology development projects of the Judiciary
12 Department, as the Administrator considers appropriate.

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
14 October 1, 2017.