

# HOUSE BILL 16

Q1

(4lr0963)

## ENROLLED BILL

— Ways and Means/Budget and Taxation —

Introduced by **Delegate Kaiser**

Read and Examined by Proofreaders:

\_\_\_\_\_  
Proofreader.

\_\_\_\_\_  
Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

\_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_ o'clock, \_\_\_\_\_ M.

\_\_\_\_\_  
Speaker.

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

1 AN ACT concerning

#### 2 **Tax Sales – Homeowner Protection Program – Funding**

3 FOR the purpose of requiring each collector of property taxes to include with each property  
4 tax bill a separate insert, designed by the State Tax Sale Ombudsman, that describes  
5 the Homeowner Protection Program and encourages taxpayers to make a voluntary  
6 donation to the Program through a website maintained by the State Department of  
7 Assessments and Taxation; ~~prohibiting the collector from delivering a certificate of~~  
8 ~~sale to the purchaser of a property at a tax sale until the purchaser has paid a certain~~  
9 ~~fee to the collector; requiring the fee to be credited to the Homeowner Protection~~  
10 ~~Fund;~~ and generally relating to funding for the Homeowner Protection Program.

11 BY adding to  
12 Article – Tax – Property  
13 Section 4–201.1  
14 Annotated Code of Maryland

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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.

*Italics indicate opposite chamber/conference committee amendments.*



(2019 Replacement Volume and 2023 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – Property

Section ~~14–820(a)~~ and 14–891(f)

Annotated Code of Maryland

(2019 Replacement Volume and 2023 Supplement)

BY repealing and reenacting, without amendments,

Article – Tax – Property

Section 14–891(a), (b), (c), and (g)

Annotated Code of Maryland

(2019 Replacement Volume and 2023 Supplement)

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

**Article – Tax – Property**

**4–201.1.**

**(A) IN THIS SECTION, “PROGRAM” MEANS THE HOMEOWNER PROTECTION PROGRAM ESTABLISHED UNDER TITLE 14, SUBTITLE 8, PART VII OF THIS ARTICLE.**

**(B) EACH COLLECTOR SHALL INCLUDE WITH EACH PROPERTY TAX BILL A SEPARATE INSERT THAT:**

**(1) INCLUDES A CONCISE DESCRIPTION OF THE ASSISTANCE THE PROGRAM PROVIDES TO PREVENT LOW-INCOME, ELDERLY, AND DISABLED HOMEOWNERS FROM LOSING THEIR HOMES TO TAX SALE FORECLOSURE;**

**(2) MAY INCLUDE TESTIMONY FROM PARTICIPANTS IN THE PROGRAM; AND**

**(3) SHALL ENCOURAGE TAXPAYERS TO MAKE A VOLUNTARY DONATION TO THE PROGRAM THROUGH THE WEBSITE MAINTAINED BY THE DEPARTMENT UNDER SUBSECTION (C) OF THIS SECTION.**

**(C) THE DEPARTMENT SHALL:**

**(1) MAINTAIN A WEBSITE THAT ANY PERSON MAY USE TO MAKE A VOLUNTARY ONE-TIME OR RECURRING ELECTRONIC DONATION TO THE PROGRAM; AND**

1           (2) CREDIT DONATIONS RECEIVED THROUGH THE WEBSITE TO THE  
2 HOMEOWNER PROTECTION FUND ESTABLISHED UNDER § 14-891 OF THIS ARTICLE.

3           (D) THE STATE TAX SALE OMBUDSMAN SHALL DESIGN THE SEPARATE  
4 INSERT REQUIRED UNDER SUBSECTION (B) OF THIS SECTION AND PROVIDE THE  
5 INSERT TO EACH COLLECTOR.

6 ~~14-820.~~

7           ~~(a) (1) [The] SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE~~  
8 ~~collector shall deliver to the purchaser a certificate of sale under the collector's hand and~~  
9 ~~seal, or by the collector's authorized facsimile signature, acknowledged by the collector as~~  
10 ~~a conveyance of land[, which].~~

11           ~~(2) (I) THE COLLECTOR MAY NOT DELIVER A CERTIFICATE OF~~  
12 ~~SALE TO THE PURCHASER UNTIL THE PURCHASER HAS PAID A FEE TO THE~~  
13 ~~COLLECTOR OF \$15 FOR EACH CERTIFICATE ISSUED BY THE COLLECTOR.~~

14           ~~(II) THE FEE IMPOSED UNDER THIS PARAGRAPH SHALL BE~~  
15 ~~CREDITED TO THE HOMEOWNER PROTECTION FUND ESTABLISHED UNDER § 14-891~~  
16 ~~OF THIS SUBTITLE.~~

17           ~~(3) THE certificate OF SALE shall set forth:~~

18           ~~[(1)] (I) that the property described in it was sold by the collector to the~~  
19 ~~purchaser;~~

20           ~~[(2)] (II) the date of the sale;~~

21           ~~[(3)] (III) the amount for which the property was sold;~~

22           ~~[(4)] (IV) the total amount of taxes due on the property at the time of sale~~  
23 ~~together with interest, penalties and expenses incurred in making the sale;~~

24           ~~[(5)] (V) a description of the property in substantially the same form as~~  
25 ~~the description appearing on the collector's tax roll. If the property is unimproved or has no~~  
26 ~~street number, and the collector has procured a description of the property from the county~~  
27 ~~or municipal corporation surveyor, this description shall be included in the certificate of~~  
28 ~~sale. In Garrett County a copy of the description as required by § 14-813(f) of this subtitle,~~  
29 ~~as that section relates specifically to Garrett County, shall be included in the certificate of~~  
30 ~~sale;~~

31           ~~[(6)] (VI) a statement that the rate of redemption is 6% a year, except as~~  
32 ~~provided in subsection (b) of this section;~~

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1 ~~[(7)] (VII) the time when an action to foreclose the right of redemption may~~  
 2 ~~be instituted; and~~

3 ~~[(8) (i)] (VIII) 1. that the certificate will be void unless foreclosure~~  
 4 ~~proceedings are brought within 2 years from the date of the certificate; or~~

5 ~~[(ii)] 2. that, unless foreclosure proceedings are brought within 3~~  
 6 ~~months from the date of the certificate to any abandoned property in Baltimore City sold~~  
 7 ~~under § 14-817(e)(1) of this subtitle with a minimum bid less than the lien amount, the~~  
 8 ~~certificate:~~

9 ~~[1.] A. is void as to a private purchaser; and~~

10 ~~[2.] B. reverts to the Mayor and City Council for a period~~  
 11 ~~of 2 years from the date of the tax sale.~~

12 14-891.

13 (a) In this section, "Fund" means the Homeowner Protection Fund.

14 (b) There is a Homeowner Protection Fund.

15 (c) The purpose of the Fund is to finance the Program.

16 (f) The Fund consists of:

17 (1) tax and interest payments made to the Department by homeowners  
 18 enrolled in the Program;

19 **(2) VOLUNTARY DONATIONS TO THE FUND UNDER § 4-201.1 OF THIS**  
 20 **ARTICLE;**

21 ~~**(3) REVENUE DISTRIBUTED TO THE FUND UNDER § 14-820(A)(2) OF**~~  
 22 ~~**THIS SUBTITLE;**~~

23 ~~[(2)] ~~(4)~~ (3)~~ money appropriated in the State budget to the Fund;

24 ~~[(3)] ~~(5)~~ (4)~~ interest earnings; and

25 ~~[(4)] ~~(6)~~ (5)~~ any other money from any other source accepted for the benefit  
 26 of the Fund.

27 (g) For each of fiscal years 2023, 2024, and 2025, the Governor shall include in  
 28 the annual budget bill an appropriation of \$750,000 to the Fund.

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
2 1, 2024.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.