

HOUSE BILL 1003

L1, N1

4lr0880

By: **Prince George's County Delegation and Montgomery County Delegation**
Introduced and read first time: February 5, 2024
Assigned to: Environment and Transportation

A BILL ENTITLED

1 AN ACT concerning

2 **Montgomery County – Clerk of the Circuit Court – Plat Recordation**

3 **PG/MC 110–24**

4 FOR the purpose of authorizing a plat in Montgomery County to be drawn, recorded, and
5 maintained in electronic form in a manner approved by the State Archivist; and
6 generally relating to plat recordation in Montgomery County.

7 BY repealing and reenacting, without amendments,

8 Article – Real Property

9 Section 3–108(a) and (c)(2)

10 Annotated Code of Maryland

11 (2023 Replacement Volume)

12 BY adding to

13 Article – Real Property

14 Section 3–108(n)

15 Annotated Code of Maryland

16 (2023 Replacement Volume)

17 BY repealing and reenacting, with amendments,

18 Article – Real Property

19 Section 3–108(n) and 3–304

20 Annotated Code of Maryland

21 (2023 Replacement Volume)

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

24 **Article – Real Property**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 3–108.

2 (a) (1) Except as provided in paragraph (2) of this subsection, the provisions of
3 this section are in addition to any other provisions of the Code, pertaining to recordation of
4 subdivision plats.

5 (2) The provisions of this section do not apply in Queen Anne’s County.

6 (c) (2) The plat shall be legible, drawn accurately and to scale and shall be
7 submitted for recordation using black ink on transparent mylar, or linen or black–line
8 photo process comparable to original quality that will conform to archival standards. The
9 State Highway Administration may substitute microfilm aperture cards showing property
10 or rights–of–way to be acquired or granted. Microfilm aperture cards must meet archival
11 standards for permanent records.

12 **(N) IN MONTGOMERY COUNTY, A PLAT SHALL BE DRAWN IN ACCORDANCE**
13 **WITH SUBSECTION (C)(2) OF THIS SECTION OR DRAWN IN AN ELECTRONIC VERSION**
14 **IN A MANNER APPROVED BY THE STATE ARCHIVIST.**

15 ~~[(n)]~~ **(O)** This section does not apply in Allegany, Harford, Montgomery, Prince
16 George’s, and Talbot counties, except to the extent any of these counties is expressly
17 mentioned in this section.

18 3–304.

19 **(A) [The] EXCEPT AS PROVIDED IN SUBSECTION (E) OF THIS SECTION, THE**
20 **clerk shall fasten securely one copy of each plat described under § 3–108 OF THIS TITLE in**
21 **a book provided for that purpose or shall record the plat.**

22 **(B) [He] THE CLERK** promptly shall send one copy of each plat to the supervisor
23 of assessments of the county and one copy, with one half of the filing fee, to the State
24 Archivist, who shall number and file the plat as part of the records of ~~[his]~~ **THE STATE**
25 **ARCHIVIST’S** office and shall notify the clerk of the number given.

26 **(C)** The **STATE** Archivist shall mail or deliver, free of cost, to any supervisor of
27 assessments of the State, a copy of the plat on request.

28 **(D) (1)** Nothing in this section affects any recording fee of the clerk of the court
29 under any local legislation prescribing recording fees for subdivision plats.

30 **(2)** The clerk and the **STATE** Archivist shall keep accurate memoranda of
31 the filing fees.

32 **(E) IN MONTGOMERY COUNTY, THE CLERK MAY RECORD OR MAINTAIN THE**
33 **PLAT IN ELECTRONIC FORM IN A MANNER APPROVED BY THE STATE ARCHIVIST.**

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