

EMERGENCY BILL

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**By: Senator Baker**

Introduced and read first time: February 9, 1996

Assigned to: Rules

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A BILL ENTITLED

1 AN ACT concerning

2 **Estates and Trusts - Register of Wills - Fees and Expenses**

3 FOR the purpose of repealing the requirement that a register of wills distribute certain  
4 fees annually to the Comptroller; repealing the requirement that the Comptroller  
5 deposit certain fees into the General Fund of the State; repealing the requirement  
6 that a register of wills include certain information concerning employees in the  
7 annual account of fees and receipts to the Comptroller; repealing the requirement  
8 that employees verify certain information; making this Act an emergency measure;  
9 and generally relating to the office of the register of wills.

10 BY repealing and reenacting, with amendments,  
11 Article - Estates and Trusts  
12 Section 2-207  
13 Annotated Code of Maryland  
14 (1991 Replacement Volume and 1995 Supplement)

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

17 **Article - Estates and Trusts**

18 2-207.

19 (a) Every register shall return annually to the Comptroller a full and accurate  
20 account of the fees and receipts of his office and of the expenses incident to the proper  
21 conduct of his office. The account shall be verified and in the form and supported by the  
22 proof prescribed by the Comptroller.

23 [(a-1) (1) Each register shall distribute annually to the Comptroller the fees  
24 collected for providing a probate information booklet and materials under § 2-206(p) of  
25 this subtitle.

26 (2) The Comptroller shall deposit the fees received under this subsection to  
27 the General Fund of the State.

28 (b) The account shall include a report of expenses listing the employees of the  
29 office. It shall state the rate of compensation allowed to each employee, and the duties  
30 performed by him. Each employee shall append a verified certificate that the duties have

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1 been performed by him and that he has received the full sum charged to him and that he  
2 has not paid, deposited, assigned, or contracted to pay, deposit, or assign a part of the  
3 compensation to a person, nor directly or indirectly, paid or given or contracted to pay or  
4 give a reward or compensation for his office or employment.]

5 [(c)] (B) The excess of fees and receipts over expenses shall be delivered by the  
6 register to the Comptroller with each report.

7 SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency  
8 measure, is necessary for the immediate preservation of the public health and safety, has  
9 been passed by a yea and nay vote supported by three-fifths of all the members elected to  
10 each of the two Houses of the General Assembly, and shall take effect from the date it is  
11 enacted.