

EMERGENCY BILL

N2

6lr2686

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**By: Senator Baker**

Introduced and read first time: February 9, 1996

Assigned to: Rules

Re-referred to: Budget and Taxation, February 14, 1996

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 28, 1996

CHAPTER \_\_\_\_\_

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 requiring the Comptroller to deposit certain fees received in the General Fund of  
10 the State; and generally relating to the office of the register of wills.

11 BY repealing and reenacting, with amendments,  
12 Article - Estates and Trusts  
13 Section 2-207  
14 Annotated Code of Maryland  
15 (1991 Replacement Volume and 1995 Supplement)

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

18 **Article - Estates and Trusts**

19 2-207.

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

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

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

6 (b) The account shall include a report of expenses listing the employees of the  
7 office. It shall state the rate of compensation allowed to each employee, and the duties  
8 performed by him. Each employee shall append a verified certificate that the duties have  
9 been performed by him and that he has received the full sum charged to him and that he  
10 has not paid, deposited, assigned, or contracted to pay, deposit, or assign a part of the  
11 compensation to a person, nor directly or indirectly, paid or given or contracted to pay or  
12 give a reward or compensation for his office or employment.]

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

15 (C) THE COMPTROLLER SHALL DEPOSIT THE FEES RECEIVED UNDER THIS  
16 SECTION IN THE GENERAL FUND OF THE STATE.

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act ~~is an emergency~~  
18 ~~measure, is necessary for the immediate preservation of the public health and safety, has~~  
19 ~~been passed by a yea and nay vote supported by three fifths of all the members elected to~~  
20 ~~each of the two Houses of the General Assembly, and shall take effect from the date it is~~  
21 ~~enacted shall take effect June 1, 1996.~~