
By: Delegate Walkup

Introduced and read first time: January 22, 1997

Assigned to: Ways and Means

Committee Report: Favorable

House action: Adopted

Read second time: February 25, 1997

CHAPTER ____

1 AN ACT concerning

2 **Kent County - Tax Sales - Notice and Fees**

3 FOR the purpose of altering a requirement for the collector of property tax in Kent
4 County to publish, at certain times, notice of a tax sale of property at public auction;
5 altering certain auctioneer's fees for a tax sale of property at public auction in Kent
6 County; and generally relating to a tax sale of property at public auction in Kent
7 County.

8 BY repealing and reenacting, with amendments,
9 Article - Tax - Property
10 Section 14-813(a) and (e)
11 Annotated Code of Maryland
12 (1994 Replacement Volume and 1996 Supplement)

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

15 **Article - Tax - Property**

16 14-813.

17 (a) (1) At any time after 30 days from the mailing of the statement and notice,
18 the collector shall cause to be published, 4 times, once a week for 4 successive weeks in 1
19 or more newspapers that have a general circulation in the county in which the property is
20 located, a notice that the property will, on the date and at the place named in the notice,
21 be sold at public auction.

22 (2) In Frederick, KENT, and Queen Anne's Counties the notice shall be
23 published 3 times, once a week for 3 successive weeks.

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1 (e) (1) The following expenses relating to the sale shall be allowed, all of which
2 are liens on the property to be sold:

3 (i) the expense of publication of all notices;

4 (ii) the cost of the county or municipal corporation surveyor's
5 description and plat, if necessary;

6 (iii) except as provided in items (vi) and (vii) of this paragraph, a fee to
7 the attorney representing the county treasurer for services, that does not exceed \$15 for
8 each property; except that in any county that has a paid full-time solicitor, counsel or
9 attorney, the fee shall be collected and paid into the general funds of the county;

10 (iv) the auctioneer's fee, as provided in paragraph (2) of this
11 subsection;

12 (v) in Baltimore County, where provision has been made for the
13 posting of the premises to be sold, a sum that does not exceed \$7.50;

14 (vi) in Somerset County, Wicomico County and Worcester County a
15 fee to the attorney representing the county treasurer or director of finance, that does not
16 exceed \$35 for each property, to be approved by the county treasurer or director of
17 finance and by the governing body;

18 (vii) in Baltimore City:

19 1. a fee of \$30 for each property to the attorney representing
20 the director of finance, that is collected and paid into the general fund of Baltimore City;
21 and

22 2. a fee that does not exceed \$10 for the mailing of statements
23 and notices;

24 (viii) in Montgomery County, instead of the fee allowed under item (iii)
25 of this paragraph, a fee that does not exceed \$30 for each property for legal services
26 relating to the sale, to be collected and paid into the general funds of the county; and

27 (ix) a reasonable fee that does not exceed \$150 for examinations of
28 title before the mailing of statements and notices.

29 (2) The auctioneer's fee allowed in paragraph (1) of this subsection shall be:

30 (i) except in Caroline County, Carroll County, Dorchester County,
31 KENT COUNTY, Queen Anne's County, Somerset County, Wicomico County, or
32 Worcester County:

33 1. for any date when 1, 2, or 3 properties are sold, an amount
34 not to exceed \$10; and

35 2. for any date when 4 or more properties are sold, \$3 for each
36 property sold;

3

1 (ii) in Caroline County, Dorchester County, and Somerset County, \$10
2 for each property sold, but in no event may the auctioneer's fee be less than \$50 a day or
3 greater than \$200 a day;

4 (III) IN KENT COUNTY, AN AMOUNT NOT EXCEEDING \$7.50 FOR
5 EACH PROPERTY SOLD;

6 [(iii)] (IV) in Queen Anne's County, \$7.50 for each property sold;

7 [(iv)] (V) in Wicomico County and Worcester County, \$8 for each
8 property sold; and

9 [(v)] (VI) in Carroll County, the amount set by the Carroll County
10 Commissioners.

11 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
12 October 1, 1997.