

SENATE BILL 515

Unofficial Copy
Q1
SB 536/98 - B&T

1999 Regular Session
9r1169
CF 9r1168

By: **Senators Hoffman, Hogan, Middleton, Lawlah, McFadden, Currie,
Munson, and Stoltzfus**

Introduced and read first time: February 5, 1999

Assigned to: Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

2 **Personal Property Tax - Lien for Unpaid Taxes**

3 FOR the purpose of clarifying that the lien on real property for unpaid tax on personal
4 property is subordinate to all other liens perfected against the real property
5 prior to the attachment of the lien; and providing for the application of this Act.

6 BY repealing and reenacting, with amendments,
7 Article - Tax - Property
8 Section 14-804(b)
9 Annotated Code of Maryland
10 (1994 Replacement Volume and 1998 Supplement)

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

13 **Article - Tax - Property**

14 14-804.

15 (b) All unpaid tax on personal property is a lien on the personal property and
16 on the real property of the owner of the personal property in the same manner in
17 which taxes on real property are now liens on the real property with respect to which
18 they are imposed in all subdivisions of the State[; provided], EXCEPT that the lien
19 will attach to the real property only after the notice has been recorded and indexed
20 among the judgment records in the office of the clerk of the circuit court in the county
21 where the land lies, or is recorded and indexed on the tax rolls of the subdivision, AND
22 THE LIEN WILL BE SUBORDINATE TO ALL OTHER LIENS OF EVERY KIND PERFECTED
23 AGAINST THE REAL PROPERTY PRIOR TO THE ATTACHMENT OF THE LIEN. Any
24 subdivision, in lieu of recording in the appropriate court, may use a lien reporting
25 system, and any subdivision so doing shall provide, on request, a lien report or
26 memorandum with respect to any particular person.

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
2 effect July 1, 1999 and shall apply to all liens for unpaid taxes on personal property in
3 existence on or after July 1, 1999.