
By: **Delegate Gordon**

Introduced and read first time: February 7, 2000

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **District Court - Lien of Money Judgment**

3 FOR the purpose of requiring the clerk of the District Court to record and index
4 certain judgments in the judgment records of the District Court; providing that
5 a money judgment recorded and indexed in the District Court constitutes a lien
6 from the date of entry; authorizing a certain person to request a certain notice of
7 lien of a judgment to be transmitted to a certain clerk under certain
8 circumstances; providing for the application of this Act; and generally relating to
9 a lien of money judgment indexed and recorded in the District Court.

10 BY repealing and reenacting, with amendments,
11 Article - Courts and Judicial Proceedings
12 Section 11-402
13 Annotated Code of Maryland
14 (1998 Replacement Volume and 1999 Supplement)

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

17 **Article - Courts and Judicial Proceedings**

18 11-402.

19 (a) In this section, "land" means real property or any interest in or
20 appurtenant to real property.

21 (B) (1) PROMPTLY AFTER ENTRY OF A MONEY JUDGMENT, THE CLERK OF
22 THE DISTRICT COURT IN THE COUNTY WHERE THE JUDGMENT WAS ENTERED SHALL
23 RECORD AND INDEX THE JUDGMENT IN THE JUDGMENT RECORDS OF THE DISTRICT
24 COURT FOR THAT COUNTY.

25 (2) A MONEY JUDGMENT, WHEN RECORDED AND INDEXED IN THE
26 DISTRICT COURT UNDER THIS SUBSECTION, CONSTITUTES A LIEN FROM THE DATE
27 OF ENTRY.

1 (3) A PERSON HOLDING A MONEY JUDGMENT THAT HAS BEEN INDEXED
2 AND RECORDED UNDER PARAGRAPH (1) OF THIS SUBSECTION MAY FILE WITH THE
3 CLERK OF THE COURT OF ENTRY A REQUEST TO TRANSMIT FOR RECORDING A
4 CERTIFIED NOTICE OF LIEN OF JUDGMENT TO THE CLERK OF THE DISTRICT COURT
5 FOR ANY OTHER COUNTY.

6 [(b)] (C) If indexed and recorded as prescribed by the Maryland Rules OR
7 SUBSECTION (B) OF THIS SECTION, a money judgment of a court constitutes a lien to
8 the amount and from the date of the judgment on the judgment debtor's interest in
9 land located in the county in which the judgment was rendered except a lease from
10 year to year or for a term of not more than five years and not renewable.

11 [(c)] (D) If indexed and recorded as prescribed by the Maryland Rules OR
12 SUBSECTION (B) OF THIS SECTION, a money judgment constitutes a lien on the
13 judgment debtor's interest in land located in a county other than the county in which
14 the judgment was originally entered, except a lease from year to year or for a term not
15 more than five years and not renewable.

16 [(d)] (E) Promptly after the entry of an order of satisfaction or the filing of a
17 written statement by a judgment creditor with the clerk of the court that a judgment
18 of a court has been satisfied, the clerk of the court shall make an entry of the word
19 "satisfied" on the horizontal line in the judgment record where the lien is indexed.

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be
21 construed only prospectively and may not be applied or interpreted to have any effect
22 on or application to any entry of a lien of money judgment in the District Court before
23 the effective date of this Act.

24 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
25 October 1, 2000.