

Department of Legislative Services  
Maryland General Assembly  
2000 Session

FISCAL NOTE

House Bill 1044 (Delegate Rosenberg, *et al.*)

Economic Matters

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**Real Property - Recordation - Acceptance by Section 501(c)(3) Entities**

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This bill prohibits an instrument that transfers property to or names as a beneficiary an entity that is exempt from taxation under Section 501(c)(3) of the federal Internal Revenue Code from being recorded unless the instrument includes or is accompanied by written acceptance by the entity.

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**Fiscal Summary**

**State Effect:** The bill's requirements could be handled with existing budgeted resources of the Judiciary. Any effect on recordation and State transfer tax revenues cannot be accurately estimated at this time, but is assumed to be negligible.

**Local Effect:** Minimal.

**Small Business Effect:** Minimal.

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**Analysis**

**Current Law:** No provision of law prohibits recording an instrument transferring real property or naming a beneficiary interest in real property without the consent of the grantee or beneficiary.

**Background:** Entities exempt from taxation under Section 501(c)(3) of the federal Internal Revenue Code include those organized and operated exclusively for religious, charitable, scientific, literary, or educational purposes. Exempt organizations may not attempt to influence legislation or intervene in a political campaign.

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**Additional Information**

**Prior Introductions:** None.

**Cross File:** None.

**Information Source(s):** Judiciary (Administrative Office of the Courts); Prince George's, Washington, and Worcester counties; Department of Legislative Services

**Fiscal Note History:** First Reader - February 24, 2000

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