

**HOUSE BILL 453**  
**EMERGENCY BILL**

Unofficial Copy  
Q1

2002 Regular Session  
2lr1184  
CF 2lr1183

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By: **Delegate Marriott (Baltimore City Administration)**

Introduced and read first time: January 30, 2002

Assigned to: Ways and Means

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: April 3, 2002

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **~~Property Tax~~ Baltimore City - Tax Sales - High-Bid Premium**

3 FOR the purpose of altering the calculation of a certain high-bid premium imposed on  
4 the sale of property at certain tax sales in Baltimore City; making this Act an  
5 emergency measure; and generally relating to the calculation of the high-bid  
6 premium at tax sales in Baltimore City.

7 BY repealing and reenacting, with amendments,  
8 Article - Tax - Property  
9 Section 14-817(b)  
10 Annotated Code of Maryland  
11 (2001 Replacement Volume and 2001 Supplement)

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

14 **Article - Tax - Property**

15 14-817.

16 (b) (1) Except as provided in subsection (c) of this section, property may not  
17 be sold for a sum less than the total amount of all taxes on the property that are  
18 certified to the collector under § 14-810 of this subtitle, together with interest and  
19 penalties on the taxes and the expenses incurred in making the sale, and the lien for  
20 the taxes, interest, penalties, and expenses passes to the purchaser.

21 (2) (i) The collector may establish a high-bid premium to be applied to  
22 all properties to be sold at the tax sale.

1 (ii) Except as provided in ~~subparagraph~~ SUBPARAGRAPHS(iii) AND  
 2 (IV) of this paragraph, the high-bid premium shall be 20% of the amount by which the  
 3 highest bid exceeds ~~THE GREATER OF:~~

4 1. ~~THE LIEN AMOUNT; OR~~

5 2. 40% of the property's full cash value.

6 (III) EXCEPT AS PROVIDED IN SUBPARAGRAPH (IV) OF THIS  
 7 PARAGRAPH, IN BALTIMORE CITY, THE HIGH-BID PREMIUM SHALL BE 20% OF THE  
 8 AMOUNT BY WHICH THE HIGHEST BID EXCEEDS THE GREATER OF:

9 1. THE LIEN AMOUNT; OR

10 2. 40% OF THE PROPERTY'S FULL CASH VALUE.

11 ~~(iii)~~ (IV) For property assessed under agricultural use assessment,  
 12 the high-bid premium shall be 20% of the amount by which the highest bid exceeds  
 13 the appropriate value determined by the collector.

14 ~~(iv)~~ (V) In addition to the amounts payable under paragraph (1) of  
 15 this subsection, the highest bidder shall pay a high-bid premium if the collector:

16 1. determines that a high-bid premium shall be used for the  
 17 tax sale; and

18 2. indicates in the public notice of the sale that the high-bid  
 19 premium will be applied.

20 ~~(v)~~ (VI) The collector shall refund the high-bid premium, without  
 21 interest, to:

22 1. the holder of the tax sale certificate on redemption of the  
 23 property for which the high-bid premium was paid; or

24 2. the plaintiff in an action to foreclose the right of  
 25 redemption on delivery of a tax sale deed for the property for which the high-bid  
 26 premium was paid.

27 ~~(vi)~~ (VII) The high-bid premium is not refundable after the time  
 28 required under § 14-833 of this subtitle for an action to foreclose the right of  
 29 redemption if there has been no redemption and if an action to foreclose the right of  
 30 redemption has not been filed within that time.

31 ~~SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect~~  
 32 ~~July 1, 2002.~~

33 SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency  
 34 measure, is necessary for the immediate preservation of the public health safety, has  
 35 been passed by a ye and nay vote supported by three-fifths of all of the members

1 electd to each of the two Houses of the General Assembly, and shall take effect from  
2 the date it is enacted.