

SENATE BILL 272

Q2

11r1296
CF HB 258

By: **Senator Edwards**

Introduced and read first time: January 31, 2011

Assigned to: Budget and Taxation

Committee Report: Favorable

Senate action: Adopted

Read second time: February 22, 2011

CHAPTER _____

1 AN ACT concerning

2 **Garrett County – Tax Sales – Auctioneer’s Fees**

3 FOR the purpose of altering the auctioneer’s fees allowed as an expense and a lien on
4 property to be sold at certain tax sales in Garrett County; making a certain
5 technical correction; and generally relating to tax sales in Garrett County.

6 BY repealing and reenacting, with amendments,
7 Article – Tax – Property
8 Section 14–813(e) and (f)
9 Annotated Code of Maryland
10 (2007 Replacement Volume and 2010 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 14–813.

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

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



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

3 (iii) except as provided in items (vi) and (vii) of this paragraph, a
4 fee to the attorney representing the county treasurer for services, that does not exceed
5 \$15 for each property; except that in any county that has a paid full-time solicitor,
6 counsel or attorney, the fee shall be collected and paid into the general funds of the
7 county;

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

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

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

16 (vii) in Baltimore City:

17 1. a fee of \$30 for each property to the attorney
18 representing the director of finance, that is collected and paid into the General Fund of
19 Baltimore City; and

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

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

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

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

30 (i) except in Baltimore City, Caroline County, Carroll County,
31 Cecil County, Dorchester County, **GARRETT COUNTY**, Howard County, Kent County,
32 Prince George's County, Queen Anne's County, Somerset County, Talbot County,
33 Wicomico County, or Worcester County:

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

1 to examine the title to the land to be advertised or sold for taxes, under this subtitle, to
2 provide the information required for the notice and prepare the notice for publication,
3 for which services a sum that does not exceed \$150 shall be added to the total charges
4 due on the property.

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
6 July 1, 2011.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.