SENATE BILL 272

 $\mathbf{Q}2$ 1lr1296 **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 _____ AN ACT concerning Garrett County - Tax Sales - Auctioneer's Fees FOR the purpose of altering the auctioneer's fees allowed as an expense and a lien on property to be sold at certain tax sales in Garrett County; making a certain technical correction; and generally relating to tax sales in Garrett County. BY repealing and reenacting, with amendments, Article – Tax – Property Section 14–813(e) and (f) Annotated Code of Maryland (2007 Replacement Volume and 2010 Supplement) SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows: Article - Tax - Property 14-813. (1) The following expenses relating to the sale shall be allowed, all of which are liens on the property to be sold:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

<u>Underlining</u> indicates amendments to bill.

(i)

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

the expense of publication of all notices;

- 1 the cost of the county or municipal corporation surveyor's (ii) 2 description and plat, if necessary; except as provided in items (vi) and (vii) of this paragraph, a 3 4 fee to the attorney representing the county treasurer for services, that does not exceed \$15 for each property; except that in any county that has a paid full-time solicitor, 5 6 counsel or attorney, the fee shall be collected and paid into the general funds of the 7 county; 8 the auctioneer's fee, as provided in paragraph (2) of this (iv) 9 subsection; 10 in Baltimore County, where provision has been made for the (v) 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, that does not exceed \$35 for each property, to be approved by the county treasurer or 14 15 director of finance and by the governing body; 16 (vii) in Baltimore City: 17 a fee of \$30 for each property to the attorney 1. representing the director of finance, that is collected and paid into the General Fund of 18 19 Baltimore City; and 20 2.a fee that does not exceed \$10 for the mailing of 21statements and notices: 22 (viii) in Montgomery County, instead of the fee allowed under 23item (iii) of this paragraph, a fee that does not exceed \$30 for each property for legal services relating to the sale, to be collected and paid into the general funds of the 2425county; 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, Cecil County, Dorchester County, GARRETT COUNTY, Howard County, Kent County, 31 Prince George's County, Queen Anne's County, Somerset County, Talbot County, 32

Wicomico County, or Worcester County:

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$\frac{1}{2}$	2. each property sold;	for any date when 4 or more properties are sold, \$3 for
3 4	· · · · · · · · · · · · · · · · · · ·	orchester County, \$10 for each property sold, but in no be less than \$50 a day or greater than \$200 a day;
5 6	(iii) in K property sold;	ent County, an amount not exceeding \$7.50 for each
7 8	(iv) in Coproperty sold;	ecil County and Queen Anne's County, \$7.50 for each
9 10	(v) in G County, \$8 for each property so	ARRETT COUNTY, Somerset County, and Wicomico old;
11 12	(vi) in Woor \$300, to be allocated pro rate	orcester County, the greater of \$8 for each property sold a among each property sold;
13	(vii) in Ba	altimore City:
14 15	1. amount not to exceed \$10;	for any date when 1, 2, or 3 properties are sold, an
16 17	2. each property sold; and	for any date when 4 or more properties are sold, \$3 for
18 19	ach property sold;	in an electronic sale, an amount not to exceed \$10 for
20 21	(viii) in Carroll County, the amount set by the Carroll County Commissioners; and	
22 23	(ix) in Caroline County, Howard County, Prince George's County, and Talbot County, \$10 for each property sold.	
24 25 26 27 28 29 30 31 32 33 34	section, the notice shall contain taxes are due and the amoun district where the property is le number of the tract or lot of assessed by that name or num Garrett County, a reference to for the property is recorded, conveyance, or any other desc but in no case is a description	y, instead of complying with (d)(1)(i) through (iv) of this in a statement that gives the year or years for which the it of the taxes, to whom the property is assessed, the ocated, the quantity of land offered for sale, the name or land, if the property has a name or number, and is inher and if there is record evidence of the property in the record liber and folio where the deed or conveyance the name of the grantor and the date of the deed or ription as is sufficient legally to identify the property, by metes and bounds, courses and distances required. CCTOR IN GARRETT COUNTY may employ an attorney

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