

SENATE BILL 32

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(PRE-FILED)

4lr0871

CF 4lr0874

By: **Chair, Judicial Proceedings Committee (By Request – Maryland Judicial Conference)**

Requested: November 8, 2013

Introduced and read first time: January 8, 2014

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Circuit Court Real Property Records Improvement Fund – Funding**

3 FOR the purpose of requiring the State Court Administrator to assess a certain
4 surcharge on certain fees, charges, and costs in certain cases in the Court of
5 Appeals, Court of Special Appeals, and circuit courts; requiring the Chief Judge
6 of the District Court to assess a certain surcharge in certain cases; requiring the
7 surcharges to be deposited in the Circuit Court Real Property Records
8 Improvement Fund; and generally relating to the Circuit Court Real Property
9 Records Improvement Fund.

10 BY repealing and reenacting, with amendments,
11 Article – Courts and Judicial Proceedings
12 Section 7–102, 7–202(e) and (f), 7–301(c), and 13–603(a)
13 Annotated Code of Maryland
14 (2013 Replacement Volume and 2013 Supplement)

15 BY repealing and reenacting, without amendments,
16 Article – Courts and Judicial Proceedings
17 Section 7–202(d) and 13–603(c)
18 Annotated Code of Maryland
19 (2013 Replacement Volume and 2013 Supplement)

20 BY adding to
21 Article – Courts and Judicial Proceedings
22 Section 7–202(e)
23 Annotated Code of Maryland
24 (2013 Replacement Volume and 2013 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

3 **Article – Courts and Judicial Proceedings**

4 7–102.

5 (A) The State Court Administrator shall determine the amount of fees to be
6 charged by the Clerk of the Court of Appeals and the Clerk of the Court of Special
7 Appeals, with the approval of the Board of Public Works.

8 (B) THE STATE COURT ADMINISTRATOR, AS PART OF THE
9 ADMINISTRATOR'S DETERMINATION OF THE AMOUNT OF FEES TO BE CHARGED
10 BY THE CLERK OF THE COURT OF APPEALS AND THE CLERK OF THE COURT OF
11 SPECIAL APPEALS, SHALL ASSESS A SURCHARGE THAT SHALL BE:

12 (1) \$11 PER CASE; AND

13 (2) DEPOSITED INTO THE CIRCUIT COURT REAL PROPERTY
14 RECORDS IMPROVEMENT FUND ESTABLISHED UNDER § 13–602 OF THIS
15 ARTICLE.

16 7–202.

17 (d) The State Court Administrator, as part of the Administrator's
18 determination of the amount of court costs and charges in civil cases, shall assess a
19 surcharge that:

20 (1) May not be more than \$55 per case; and

21 (2) Shall be deposited into the Maryland Legal Services Corporation
22 Fund established under § 11–402 of the Human Services Article.

23 (E) (1) IN ADDITION TO THE SURCHARGE ASSESSED UNDER
24 SUBSECTION (D) OF THIS SECTION, THE STATE COURT ADMINISTRATOR, AS
25 PART OF THE ADMINISTRATOR'S DETERMINATION OF THE AMOUNT OF COURT
26 COSTS AND CHARGES IN CIVIL CASES, SHALL ASSESS A SURCHARGE THAT:

27 (I) 1. EXCEPT AS PROVIDED IN ITEM 2 OF THIS ITEM,
28 SHALL BE \$30 PER CASE; AND

29 2. EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS
30 SUBSECTION, SHALL BE \$6 TO REOPEN ANY CIVIL CASE; AND

1 circuit court for each county, as the Administrator considers appropriate, with advice
2 from the oversight committee; and

3 (2) For major information technology development projects of the
4 Judiciary Department, as the Administrator considers appropriate.

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
6 July 1, 2014.