

Chapter 225

(Senate Bill 484)

AN ACT concerning

Tax Liens – Expiration

FOR the purpose of providing that certain liens for certain unpaid taxes continue for a certain number of years; increasing the number of years that a lien for unpaid inheritance tax continues; reducing the number of years that a lien for unpaid inheritance tax that is attributable to certain property continues; providing that certain liens for unpaid real and personal property taxes terminate after a certain number of years; providing that a lien on property attributable to a certain deferment of property tax terminates after a certain number of years; and generally relating to tax liens.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 13–806
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 14–804
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

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

Article – Tax – General

13–806.

(a) Unless another date is specified by law and except for a lien under subsection (b) of this section, a lien arises on the date of notice that the tax is due and continues **UNTIL THE EARLIER OF:**

- (1) the date on which the lien is:
 - [(1)] (I) satisfied; or
 - [(2)] (II) released by the tax collector because the lien is:

[(i)] 1. unenforceable by reason of lapse of time; or

[(ii)] 2. uncollectible; OR

(2) ~~12~~ 20 YEARS AFTER THE DATE OF ~~NOTICE~~ ASSESSMENT.

(b) (1) Except as otherwise provided in this subsection, a lien for unpaid inheritance tax:

(i) arises on the date of distribution; and

(ii) continues for [4] ~~12~~ 20 years.

(2) If the property is subject to a special valuation under § 7-211 of this article, a lien:

(i) arises on the date on which the interest in the property vests in possession; and

(ii) continues for [4] ~~12~~ 20 years.

(3) If the unpaid inheritance tax is attributable to the disqualification of property that was qualified for special valuation or exemption under § 7-211 of this article, the lien:

(i) arises on the date on which the decedent died; and

(ii) continues for [20] ~~12~~ 20 years.

Article – Tax – Property

14-804.

(a) **(1) [All] EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, ALL** unpaid taxes on real property shall be, until paid, liens on the real property in respect to which they are imposed from the date they became or become payable.

(2) A LIEN ON REAL PROPERTY UNDER PARAGRAPH (1) OF THIS SUBSECTION TERMINATES ~~12~~ 20 YEARS AFTER THE DATE THAT THE LIEN ATTACHES TO THE REAL PROPERTY.

(b) **(1)** All unpaid tax on personal property is a lien on the personal property and on the real property of the owner of the personal property in the same manner in which taxes on real property are now liens on the real property with respect to which they are

imposed in all subdivisions of the State; provided that the lien will attach to the real property only after the notice has been recorded and indexed among the judgment records in the office of the clerk of the circuit court in the county where the land lies, or is recorded and indexed on the tax rolls of the subdivision. Any subdivision, in lieu of recording in the appropriate court, may use a lien reporting system, and any subdivision so doing shall provide, on request, a lien report or memorandum with respect to any particular person.

(2) A LIEN ON PERSONAL PROPERTY OR REAL PROPERTY UNDER PARAGRAPH (1) OF THIS SUBSECTION TERMINATES ~~12~~ 20 YEARS AFTER THE DATE THAT THE LIEN ATTACHES TO THE PROPERTY.

(c) **(1)** The county property tax deferred under § 10–201 of this article is a lien on the property for which the deferral was granted.

(2) A LIEN ON PROPERTY UNDER PARAGRAPH (1) OF THIS SUBSECTION TERMINATES ~~12~~ 20 YEARS AFTER THE DATE THAT THE LIEN ATTACHES TO THE PROPERTY.

(d) **(1)** The unpaid balance of a deferral granted under § 10–202 of this article is a lien on the property for which the deferral was granted.

(2) A LIEN ON PROPERTY UNDER PARAGRAPH (1) OF THIS SUBSECTION TERMINATES ~~12~~ 20 YEARS AFTER THE DATE THAT THE LIEN ATTACHES TO THE PROPERTY.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2019.

Approved by the Governor, April 30, 2019.