

SENATE BILL 385

D1, E2

3lr2347
CF HB 591

By: **Senator McKay**

Introduced and read first time: February 1, 2023

Assigned to: Judicial Proceedings

Committee Report: Favorable

Senate action: Adopted

Read second time: March 2, 2023

CHAPTER _____

1 AN ACT concerning

2 **Criminal Procedure – Restitution Orders – Recording Fees**

3 FOR the purpose of altering a certain provision to prohibit a court from assessing certain
4 costs on a certain person or governmental unit for recording and indexing an order
5 of restitution issued by any court in the State instead of the court in which the
6 judgment of restitution was entered; and generally relating to recording fees for
7 orders of restitution.

8 BY repealing and reenacting, with amendments,
9 Article – Criminal Procedure
10 Section 11–611
11 Annotated Code of Maryland
12 (2018 Replacement Volume and 2022 Supplement)

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

15 **Article – Criminal Procedure**

16 11–611.

17 A court may not assess costs on a person or governmental unit to whom a restitution
18 obligor has been ordered to pay restitution:

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 (1) for recording and indexing **AS A MONEY JUDGMENT** an order of
2 restitution [as a money judgment in the court in which the judgment of restitution was]
3 issued **BY ANY COURT IN THE STATE**;

4 (2) for recording and indexing a notice of lien that the District Court
5 forwards to a circuit court; or

6 (3) for filing a notice of satisfaction.

7 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
8 October 1, 2023.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.