

Chapter 402

(House Bill 277)

AN ACT concerning

Howard County and Prince George's County – Tax Sales – Auctioneers' Fees

Ho. Co. 4-10

FOR the purpose of altering the fees auctioneers are allowed at tax sales in Howard County and Prince George's County; and generally relating to tax sales in Howard County and Prince George's County.

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 14-813(e)
Annotated Code of Maryland
(2007 Replacement Volume and 2009 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.

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

- (i) the expense of publication of all notices;
- (ii) the cost of the county or municipal corporation surveyor's description and plat, if necessary;
- (iii) except as provided in items (vi) and (vii) of this paragraph, a 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, counsel or attorney, the fee shall be collected and paid into the general funds of the county;
- (iv) the auctioneer's fee, as provided in paragraph (2) of this subsection;

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

(vi) in Somerset County, Wicomico County and Worcester 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 director of finance and by the governing body;

(vii) in Baltimore City:

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

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

(viii) in Montgomery County, instead of the fee allowed under item (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 county; and

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

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

(i) except in Baltimore City, Caroline County, Carroll County, Cecil County, Dorchester County, **HOWARD COUNTY**, Kent County, **PRINCE GEORGE'S COUNTY**, Queen Anne's County, Somerset County, Talbot County, Wicomico County, or Worcester County:

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

2. for any date when 4 or more properties are sold, \$3 for each property sold;

(ii) in Dorchester County, \$10 for each property sold, but in no event may the auctioneer's fee be less than \$50 a day or greater than \$200 a day;

(iii) in Kent County, an amount not exceeding \$7.50 for each property sold;

- (iv) in Cecil County and Queen Anne's County, \$7.50 for each property sold;
- (v) in Somerset County and Wicomico County, \$8 for each property sold;
- (vi) in Worcester County, the greater of \$8 for each property sold or \$300, to be allocated pro rata among each property sold;
- (vii) in Baltimore City:
 - 1. for any date when 1, 2, or 3 properties are sold, an amount not to exceed \$10;
 - 2. for any date when 4 or more properties are sold, \$3 for each property sold; and
 - 3. in an electronic sale, an amount not to exceed \$10 for each property sold;
- (viii) in Carroll County, the amount set by the Carroll County Commissioners; and
- (ix) in Caroline County, **HOWARD COUNTY**, **PRINCE GEORGE'S COUNTY**, and Talbot County, \$10 for each property sold.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2010.

Approved by the Governor, May 4, 2010.