

HOUSE BILL 1003

L1, N1

4lr0880

By: **Prince George's County Delegation and Montgomery County Delegation**

Introduced and read first time: February 5, 2024

Assigned to: Environment and Transportation

Committee Report: Favorable

House action: Adopted

Read second time: March 5, 2024

CHAPTER _____

1 AN ACT concerning

2 **Montgomery County – Clerk of the Circuit Court – Plat Recordation**

3 **PG/MC 110–24**

4 FOR the purpose of authorizing a plat in Montgomery County to be drawn, recorded, and
5 maintained in electronic form in a manner approved by the State Archivist; and
6 generally relating to plat recordation in Montgomery County.

7 BY repealing and reenacting, without amendments,

8 Article – Real Property

9 Section 3–108(a) and (c)(2)

10 Annotated Code of Maryland

11 (2023 Replacement Volume)

12 BY adding to

13 Article – Real Property

14 Section 3–108(n)

15 Annotated Code of Maryland

16 (2023 Replacement Volume)

17 BY repealing and reenacting, with amendments,

18 Article – Real Property

19 Section 3–108(n) and 3–304

20 Annotated Code of Maryland

21 (2023 Replacement Volume)

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.



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

Article – Real Property

3–108.

(a) (1) Except as provided in paragraph (2) of this subsection, the provisions of this section are in addition to any other provisions of the Code, pertaining to recordation of subdivision plats.

(2) The provisions of this section do not apply in Queen Anne's County.

(c) (2) The plat shall be legible, drawn accurately and to scale and shall be submitted for recordation using black ink on transparent mylar, or linen or black-line photo process comparable to original quality that will conform to archival standards. The State Highway Administration may substitute microfilm aperture cards showing property or rights-of-way to be acquired or granted. Microfilm aperture cards must meet archival standards for permanent records.

(N) IN MONTGOMERY COUNTY, A PLAT SHALL BE DRAWN IN ACCORDANCE WITH SUBSECTION (C)(2) OF THIS SECTION OR DRAWN IN AN ELECTRONIC VERSION IN A MANNER APPROVED BY THE STATE ARCHIVIST.

[(n)] (O) This section does not apply in Allegany, Harford, Montgomery, Prince George's, and Talbot counties, except to the extent any of these counties is expressly mentioned in this section.

3–304.

(A) [The] EXCEPT AS PROVIDED IN SUBSECTION (E) OF THIS SECTION, THE clerk shall fasten securely one copy of each plat described under § 3–108 **OF THIS TITLE** in a book provided for that purpose or shall record the plat.

(B) [He] THE CLERK promptly shall send one copy of each plat to the supervisor of assessments of the county and one copy, with one half of the filing fee, to the State Archivist, who shall number and file the plat as part of the records of **[his] THE STATE ARCHIVIST'S** office and shall notify the clerk of the number given.

(C) The **STATE** Archivist shall mail or deliver, free of cost, to any supervisor of assessments of the State, a copy of the plat on request.

(D) (1) Nothing in this section affects any recording fee of the clerk of the court under any local legislation prescribing recording fees for subdivision plats.

1 **(2)** The clerk and the **STATE** Archivist shall keep accurate memoranda of
2 the filing fees.

3 **(E)** **IN MONTGOMERY COUNTY, THE CLERK MAY RECORD OR MAINTAIN THE**
4 **PLAT IN ELECTRONIC FORM IN A MANNER APPROVED BY THE STATE ARCHIVIST.**

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
6 October 1, 2024.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.