

SENATE BILL 76

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(PRE-FILED)

7lr1010
CF 7lr1392

By: **Senator Reilly**

Requested: October 28, 2016

Introduced and read first time: January 11, 2017

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Circuit Court Real Property Records Improvement Fund – Change of Name**

3 FOR the purpose of changing the name of the Circuit Court Real Property Records
4 Improvement Fund to the State Judiciary Technology Fund; and generally relating
5 to the Circuit Court Real Property Records Improvement Fund.

6 BY repealing and reenacting, with amendments,
7 Article – Courts and Judicial Proceedings
8 Section 7–102(b), 7–202(e), and 7–301(c)(4); and 13–601(c) and 13–602(a)(1) to be
9 under the amended subtitle “Subtitle 6. State Judiciary Technology Fund”
10 Annotated Code of Maryland
11 (2013 Replacement Volume and 2016 Supplement)

12 BY repealing and reenacting, without amendments,
13 Article – Courts and Judicial Proceedings
14 Section 13–603(c)
15 Annotated Code of Maryland
16 (2013 Replacement Volume and 2016 Supplement)

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

19 **Article – Courts and Judicial Proceedings**

20 7–102.

21 (b) The State Court Administrator, as part of the Administrator’s determination
22 of the amount of fees to be charged by the Clerk of the Court of Appeals and the Clerk of
23 the Court of Special Appeals, shall assess a surcharge that shall be:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(1) \$11 per case; and

(2) Deposited into the [Circuit Court Real Property Records Improvement Fund] **STATE JUDICIARY TECHNOLOGY FUND** established under § 13–602 of this article.

7–202.

(e) (1) In addition to the surcharge assessed under subsection (d) of this section, the State Court Administrator, as part of the Administrator’s determination of the amount of court costs and charges in civil cases, shall assess a surcharge that:

(i) 1. Except as provided in item 2 of this item, shall be \$30 per case; and

2. Except as provided in paragraph (2) of this subsection, shall be \$6 to reopen any civil case; and

(ii) Shall be deposited into the [Circuit Court Real Property Records Improvement Fund] **STATE JUDICIARY TECHNOLOGY FUND** established under § 13–602 of this article.

(2) A surcharge may not be assessed under this subsection to reopen a case brought by a petitioner under Title 4, Subtitle 5 of the Family Law Article.

7–301.

(c) (4) In addition to the surcharge assessed under paragraphs (2) and (3) of this subsection, the Chief Judge of the District Court shall assess a surcharge that:

(i) May not be more than:

1. \$3 per summary ejectment case; and

2. \$8 per case for all other civil cases; and

(ii) Shall be deposited into the [Circuit Court Real Property Records Improvement Fund] **STATE JUDICIARY TECHNOLOGY FUND** established under § 13–602 of this article.

Subtitle 6. [Circuit Court Real Property Records Improvement Fund] **STATE JUDICIARY TECHNOLOGY FUND.**

13–601.

(c) "Fund" means the [Circuit Court Real Property Records Improvement Fund]
STATE JUDICIARY TECHNOLOGY FUND.

13-602.

(a) (1) There is a [Circuit Court Real Property Records Improvement Fund]
STATE JUDICIARY TECHNOLOGY FUND.

13-603.

(c) The Fund shall be used to pay:

(1) The operating expenses of the land records offices of the clerks of the circuit courts and to repair, replace, improve, modernize, and update office equipment and equipment related services in the land records office of the clerk of the circuit court for each county, as the Administrator considers appropriate, with advice from the oversight committee; and

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

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2017.