

CHAPTER 748

(House Bill 1215)

AN ACT to repeal and re-enact, with amendments, Section 26 of Article 36 of the Annotated Code of Maryland (1968 Supplement), title "Fees of Officers," subtitle "Sheriffs," to provide the fees of the sheriff of Baltimore County for the several services and duties he performs.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Section 26 of Article 36 of the Annotated Code of Maryland (1968 Supplement), title "Fees of Officers," subtitle "Sheriffs," be and it is hereby repealed and re-enacted, with amendments, to read as follows:

26. *Prince George's County and Baltimore County*

(a) Notwithstanding any other provision of this article the Sheriff for Prince George's County and for Baltimore County, shall charge and collect these fees:

(1) For any action or service which involves only the serving of a paper and is not an act of execution or attachment, a fee of \$5.00.

(2) For any action or service which includes an act of execution or attachment, involving a seizure or a taking into custody of any property, real or personal, or of any person, a fee of \$10.00. If the Sheriff incurs any actual expenses for the purpose of conserving and protecting property seized, he shall be entitled to reimbursement for such expenditures.

(b) If the act of execution or attachment leads into an actual sale of property, the several sheriffs may charge and collect an additional poundage fee, computed on the sale price of the property sold, as follows:

(1) For personal property: 3% of the first \$5,000.00 of sale price, plus 2% of the second \$5,000.00 of sale price, plus 1% of any portion of the sale price in excess of \$10,000.00. Under this paragraph in any event, the minimum fee is \$3.00 [and] the maximum fee is \$500.00.

(2) For real property: 1½% of the first \$5,000.00 of sale price, plus 1% of the second \$5,000.00 of sale price, plus ½ of 1% of any portion of the sale price in excess of \$10,000.00. Under this paragraph in any event, the minimum fee is \$1.50 and the maximum fee is \$250.00

SEC. 2. *And be it further enacted,* That this Act shall take effect July 1, 1969.

Approved May 14, 1969.