

tive rather than the Council and its members and chairman and shall be appointed by the Executive with appointments to be subject to Council confirmation pursuant to the Charter.

Section 4. Section 88-12 through Section 88-17 be and are hereby repealed.

Section 5. This Act shall take effect on the 76th day after enactment.

* Note: The County Manager under the new Charter performs this function until 1970.

** To read "Executive" after December 7, 1970.

Chapter 27

(Bill No. 16-69)

An Act to amend Chapter 2, Article XVII, Division 4, Section 2-125, title "Certification of payment of taxes; fees; liability for errors, etc.," Montgomery County Code 1965, to provide that the Director of Finance shall collect a fee of four dollars for each certification of the payment or nonpayment of the farmland transfer tax under Section 84-25(d) of the Montgomery County Code 1965, as amended.

Be It Enacted by the County Council for Montgomery County, Maryland, that—

Section 1. Section 2-125, title "Certification of payment of taxes; fees; liability for errors, etc.," is hereby amended and enacted to read as follows:

Sec. 2-125. Certification of payments of taxes; fees; liability for errors, etc.

For certifying the payment or nonpayment of ordinary taxes, to persons other than the council or the head of any department of the county government, the director of finance shall charge and collect a fee for each such certification as follows: Two dollars for certifying the payment or nonpayment of taxes for the then current fiscal year and the three preceding fiscal years; fifty cents for each additional year, where the request for such additional year is made at the same time, or within a reasonable time, not to exceed six months, after a certification for which a fee of two dollars or more has been paid; provided, that the council may, by resolution from time to time, increase or diminish such fees to an amount not to exceed the cost of administering and provision for liability under this section.

In addition the director of finance shall charge and collect a fee of four dollars for each certification of payment or nonpayment of any farmland transfer tax due under Section 84-25(d) of the Montgomery County Code 1965, as amended.

All such certifications shall certify the taxes that are paid or unpaid according to the records of the county but neither the director of finance nor any official authorized by him to make such certificate shall be personally liable for any error in such certificate unless the error be caused by his willful, capricious or fraudulent act. In the event of the failure to list on such certificate unpaid taxes for the period covered by such cer-