

7.

(d) The reasonable value of the services rendered to a defendant pursuant to this article shall constitute a lien on any and all real property OR PERSONALTY in which the defendant shall have or acquire an interest, except for the residence of the defendant. To perfect such lien, the Public Defender shall submit to the court having jurisdiction in the matter, an affidavit setting forth the services rendered to the defendant and the reasonable value thereof. [The] THE COURT SHALL SET A HEARING DATE AND SHALL NOTIFY THE DEFENDANT OF THE DATE AND THE FACT THAT AN AFFIDAVIT WAS FILED BY THE PUBLIC DEFENDER. THE DEFENDANT MAY APPEAR AND MAY BE REPRESENTED BY COUNSEL, PRESENT EVIDENCE, AND EXAMINE WITNESSES. THE DEFENDANT MAY CONTEST THE FILING OF THE AFFIDAVIT TO PERFECT A LIEN BY THE PUBLIC DEFENDER [[OR]]; FOR THE REASONABLE VALUE OF THE SERVICES RENDERED. IF THE COURT DETERMINES THAT THE PUBLIC DEFENDER IS NOT ENTITLED TO A LIEN, THE PROCEEDING SHALL BE DISMISSED. IF THE COURT DETERMINES THAT THE PUBLIC DEFENDER IS ENTITLED TO A LIEN FOR SERVICES RENDERED TO THE DEFENDANT, THE court shall determine and adjudge the reasonable value of said services. Upon adjudication, a lien shall be filed or docketed with the clerk of the circuit court or District Court where the services were performed or where the defendant works or resides, and from the date thereof shall constitute a lien on the defendant's property for a period of 10 years unless sooner discharged and, except for such time limitation, shall have the force and effect of a judgment at law.

(e) The clerks of the several circuit courts and the [Supreme Bench] SUPERIOR COURT of Baltimore City and the District Court throughout the State shall provide separate books for the recording of said liens, which books shall be properly indexed in the name of the debtor. The Public Defender shall not be required to pay filing or recording fees.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1976.

Approved May 17, 1976.

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CHAPTER 655

(House Bill 411)

AN ACT concerning

State Leasing of Office and Building Space