

SETTLEMENT OR DIVORCE DECREE, the tax is [applicable only to the extent that value is received or a benefit transferred other than money or evidence of indebtedness] NOT IMPOSED.

(3) A statement of the amount of the actual consideration paid or to be paid, if any including the amount of any mortgage, or deed of trust assumed by the grantee, or the principal amount of the debt secured, and incurred, if any, as applicable, shall either be included in every instrument taxable under this section offered for record as part of its recitals or as part of the acknowledgement, or be contained in a separate affidavit accompanying the instrument, signed under the penalties of perjury by a party to the instrument or the agent of the party

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(b) (1) The tax imposed by this section shall be levied at the rate of .5 percent of the actual consideration paid or to be paid for the conveyance of title and shall be collected by the clerks of the circuit courts of the counties, the clerk of the Superior Court of Baltimore City, or the Department of Assessments and Taxation.

(2) When any property subject to a mortgage or deed of trust is transferred to a spouse, former spouse, son, daughter, ~~or---parent~~ PARENT, SON-IN-LAW, DAUGHTER-IN-LAW, OR PARENT-IN-LAW of the transferor, the tax is not applicable to the amount of any outstanding mortgage debt assumed by the transferee. When spouses or former spouses transfer property to each other [subject to a separation agreement] AS PART OF A DIVORCE PROPERTY SETTLEMENT OR DIVORCE DECREE, the tax is [applicable only to the extent that value is received or benefit transferred other than money or evidence of indebtedness] NOT IMPOSED.

(3) A statement of the amount of the actual consideration paid or to be paid, if any, including the amount of any mortgage, or deed of trust assumed by the grantee, shall either be included in every taxable instrument offered for record as part of its recitals or as part of the acknowledgement, or be contained in a separate affidavit accompanying the instrument, signed under the penalties of perjury by a party to the instrument or the agent of the party.

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NOTWITHSTANDING ANY OTHER PROVISION OF LAW, NO COUNTY TRANSFER TAX IS IMPOSED ON A TRANSFER OF PROPERTY BETWEEN SPOUSES AS PART OF A PROPERTY SETTLEMENT OR DIVORCE DECREE.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1980.