

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section(s) 11B-114 of Article - Real Property of the Annotated Code of Maryland be renumbered to be Section(s) 11B-115.

SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article - Real Property

11B-114.

(A) IN THIS SECTION, "ELECTRONIC PAYMENT" MEANS PAYMENT BY CREDIT CARD OR DEBIT CARD.

~~(B) THIS SECTION ONLY APPLIES TO A HOMEOWNERS ASSOCIATION THAT GOVERNS A DEVELOPMENT WITH A POPULATION OF AT LEAST 10,000 INDIVIDUALS.~~

~~(C) (B) NOTWITHSTANDING LANGUAGE CONTAINED IN THE GOVERNING DOCUMENTS OF A HOMEOWNERS ASSOCIATION, A HOMEOWNERS ASSOCIATION MAY REQUIRE A PERSON FROM WHOM PAYMENT IS DUE TO PAY A REASONABLE ELECTRONIC PAYMENT FEE IF THE PERSON ELECTS TO PAY THE HOMEOWNERS ASSOCIATION BY MEANS OF ELECTRONIC PAYMENT.~~

~~(D) (C) AN ELECTRONIC PAYMENT FEE MAY NOT EXCEED THE AMOUNT OF ANY FEE THAT MAY BE CHARGED TO THE HOMEOWNERS ASSOCIATION IN CONNECTION WITH USE OF THE CREDIT CARD OR DEBIT CARD.~~

~~(E) (D) IF A HOMEOWNERS ASSOCIATION ELECTS TO CHARGE AN ELECTRONIC PAYMENT FEE UNDER THIS SECTION, THE HOMEOWNERS ASSOCIATION SHALL SPECIFY ON OR INCLUDE NOTICE WITH EACH BILL AND OTHER INVOICES FOR WHICH ELECTRONIC PAYMENT IS AUTHORIZED THAT AN ELECTRONIC PAYMENT FEE WILL BE CHARGED.~~

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2005.

Approved May 26, 2005.

CHAPTER 530

(House Bill 285)

AN ACT concerning

Maryland Tobacco Authority - Sunset Extension and Program Evaluation

FOR the purpose of continuing the Maryland Tobacco Authority in accordance with the provisions of the Maryland Program Evaluation Act (Sunset Law) by extending to a certain date the termination provisions relating to the statutory and regulatory authority of the Authority; altering the number of members of the Authority, the membership criteria, and the process for nominating