

AN OFFICER OF THE STATE, A COUNTY, OR A MUNICIPAL CORPORATION IS NOT REQUIRED TO REQUEST THE ACTION UNDER SUBSECTION (A) OF THIS SECTION IF:

(1) THE TAXES ARE SUFFICIENTLY SECURED BY A LIEN ON REAL PROPERTY UNDER THIS TITLE; OR

(2) IT IS CERTAIN THAT NO PART OF A JUDGMENT IN THE ACTION WOULD BE COLLECTIBLE.

REVISOR'S NOTE: This section is new language that repeats the provisions of the third and fourth clauses of present Art. 81, § 210(a), and, as they relate to the duty to request action, the first and second clauses.

In subsections (a)(2) and (b) of this section, the defined term "municipal corporation" is substituted for the present word "city", for clarity.

In subsection (a) of this section, the references to "against the person responsible for the tax" are added for clarity.

Present Art. 81, § 206(b) that relates to the delivery of lists of delinquent accounts and the duty to initiate an action to collect taxes in St. Mary's County is omitted in light of the revision of this section and § 14-864 of this subtitle.

Defined terms: "County" § 1-101
 "Municipal corporation" § 1-101 "Person" § 1-101
 "Real property" § 1-101

14-866. DUTY TO INITIATE ACTION; COMPROMISE OF CLAIM.

(A) DUTY TO INITIATE SUIT.

IF A REQUEST IS MADE UNDER § 14-865 OF THIS SUBTITLE, THE ATTORNEY GENERAL OR ATTORNEY REQUESTED TO INITIATE AN ACTION SHALL INITIATE THE ACTION.

(B) COMPROMISE OF CLAIM.

IF THE ATTORNEY GENERAL AND THE TREASURER, OR THE COLLECTOR, THE CHIEF FISCAL OFFICER, AND THE ATTORNEY OF THE COUNTY OR MUNICIPAL CORPORATION AGREE THAT THE FULL AMOUNT OF THE CLAIM WOULD BE UNCOLLECTIBLE, THE ATTORNEY GENERAL OR ATTORNEY MAY:

(1) COMPROMISE THE CLAIM;

(2) ACCEPT A LESSER AMOUNT ON BEHALF OF THE COLLECTOR OR STATE TREASURER; AND

(3) ISSUE A RELEASE OF THE CLAIM OR SATISFACTION OF