

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article 23 - Wicomico County

ARTICLE IX

DEVELOPMENT IMPACT FEES

203-22.

BY ORDINANCE ENACTED BY THE COUNTY COUNCIL, THE COUNTY MAY FIX, IMPOSE, AND COLLECT DEVELOPMENT IMPACT FEES FOR FINANCING, IN WHOLE OR IN PART, THE CAPITAL COSTS OF ADDITIONAL OR EXPANDED PUBLIC WORKS, IMPROVEMENTS, AND FACILITIES REQUIRED TO ACCOMMODATE NEW CONSTRUCTION OR DEVELOPMENT.

ARTICLE X

TRANSFER TAX.

203-23.

A. (1) IN THIS SECTION "INSTRUMENT OF WRITING" MEANS A WRITTEN INSTRUMENT THAT CONVEYS TITLE TO, OR A LEASEHOLD INTEREST IN, REAL PROPERTY.

(2) "INSTRUMENT OF WRITING" INCLUDES:

(A) A DEED OR CONTRACT;

(B) A LEASE;

(C) AN ASSIGNMENT OF A LESSEE'S INTEREST;

(D) ARTICLES OF TRANSFER;

(E) ARTICLES OF MERGER OR OTHER DOCUMENT WHICH EVIDENCES A MERGER OF FOREIGN CORPORATIONS OR FOREIGN LIMITED PARTNERSHIPS; AND

(F) ARTICLES OF CONSOLIDATION OR OTHER DOCUMENT WHICH EVIDENCES A CONSOLIDATION OF FOREIGN CORPORATIONS.

(3) "INSTRUMENT OF WRITING" DOES NOT INCLUDE:

(A) A MORTGAGE, DEED OF TRUST, OR OTHER CONTRACT THAT CREATES AN ENCUMBRANCE ON REAL PROPERTY; OR

(B) A SECURITY AGREEMENT, AS DEFINED IN § 12-101(E) OF THE TAX - PROPERTY ARTICLE OF THE ANNOTATED CODE OF MARYLAND.