

A PAGE THAT HE RECORDS FOR A MECHANIC'S LIEN. IN ADDITION, THE CLERK SHALL CHARGE \$1 FOR EACH NAME ON THE INSTRUMENT HE INDEXES AND SHALL COUNT SEPARATELY, FOR THESE PURPOSES, THE NAMES OF A HUSBAND AND WIFE.

(B) COUNTIES EXEMPT FROM FEES.

THE CLERK MAY NOT CHARGE ANY COUNTY ANY FEE PROVIDED BY THIS SUBTITLE UNLESS THE COUNTY FIRST GIVES ITS CONSENT. [[NO CHARGE MAY BE MADE AGAINST THE COMPTROLLER FOR ANY SERVICE PERFORMED IN CONNECTION WITH THE RECORDING AND INDEXING OF MECHANICS' LIENS ARISING UNDER THE MARYLAND INCOME TAX LAW, THE MARYLAND RETAIL SALES ACT, OR MARYLAND USE TAX ACT. ]]

REVISOR'S NOTE: Subsection (a) is new language derived from Art. 36, §12(c) (9) of the Code.

Subsection (b) is new language derived from Art. 36, §12(d) (2).

According to the Court of Appeals decision in Mayor and City Council of Baltimore v. Superior Court of Baltimore City (Nov. 12, 1973), §12(d) (2) is applicable to any fee charged pursuant to Art. 36, §12. This section is applicable to Baltimore City since Baltimore City is included within the definition of "county" in §1-101(b).

The only other changes are in style.

SUBTITLE 2. STATUTORY REAL PROPERTY LIEN BY THE STATE.

9-201. LIEN BY THE STATE.

IF THE STATE COMMENCES A SUIT OR FILES A LIEN AGAINST THE PROPERTY OF ANY PERSON FOR A DEBT OWED TO THE STATE, THE PROPERTY IS SUBJECT TO ANY LAWFUL EXECUTION OF THE LIEN, JUDGMENT, OR DECREE REGARDLESS OF WHO IS IN ACTUAL POSSESSION OF IT. HOWEVER, IF THE PERSON GRANTS ANY ROAD, WAY, OR EASEMENT IN OR OVER LAND THAT IS LIABLE TO EXECUTION, THE RIGHTS ACCRUING THROUGH OR BY THE GRANT ARE NOT AFFECTED BY THE PROVISIONS OF THIS SECTION. ANY EXISTING VESTED RIGHT OF THE STATE IS NOT DIMINISHED OR RELEASED EXCEPT AS SPECIFICALLY PROVIDED IN THIS SECTION.

REVISOR'S NOTE: This section is new language derived from Art. 9, §49 of the Code. The references to "personal property" are deleted because they are included in §15-701 of the Commercial Law Article. The only other changes are in style.