

HOUSE BILL 890

L2

6lr2083
CF 6lr3661

By: **St. Mary's County Delegation**

Introduced and read first time: February 10, 2016

Assigned to: Environment and Transportation

A BILL ENTITLED

1 AN ACT concerning

2 **St. Mary's County – Local Landlord and Tenant Law – Repeal**

3 FOR the purpose of repealing a certain provision of law concerning the return of goods to a
4 tenant in an action for distress for rent in St. Mary's County; and generally relating
5 to landlord and tenant laws in St. Mary's County.

6 BY repealing

7 The Public Local Laws of St. Mary's County

8 Section 71–1 and the chapter “Chapter 71. Landlord and Tenant”

9 Article 19 – Public Local Laws of Maryland

10 (2007 Edition and March 2014 Supplement, as amended)

11 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

12 That the Laws of Maryland read as follows:

13 **Article 19 – St. Mary's County**

14 [Chapter 71

15 Landlord and Tenant]

16 [71–1.

17 In all cases where property distrained for rent in St. Mary's county is in the hands
18 of a constable or agent of the landlord, the tenant shall go before the District Court and
19 confess judgment in favor of the landlord for the amount of rent claimed and the costs of
20 the distraint and shall also make before the Court a supersedeas, which shall be
21 substantially in the following form:

22 “State of Maryland _____ of _____ to wit: We do confess judgment to
23 _____, for the sum of _____ and _____ costs, which were confessed by

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 _____ in favor of the _____ on the _____ day of _____ before _____
2 District Court of the State of Maryland, the debt and costs to be levied on our goods,
3 chattels, land and tenements, for the use of _____ in case the _____ shall not pay
4 and satisfy to _____ the judgment and costs, with any additional costs at the expiration
5 of six (6) months from the date of the judgment.” The supersedeas shall be signed by one
6 (1) or more sureties, who shall severally make oath before the District Court, that he is
7 worth double the amount of debt, interest and costs, over and above all debts and
8 exemptions. The District Court shall judge the sufficiency of the supersedeas to secure the
9 amount of debt, interest and costs and shall require same to be sufficient to secure the
10 debts, interest and costs. When the supersedeas is filed with the District Court and the
11 Court is satisfied of its sufficiency as a security for the debt confessed, the District Court
12 shall issue an order to the landlord, constable or agent to release the property in his
13 possession, and all further proceedings in the distraint shall be null and void.]

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
15 October 1, 2016.