

# SENATE BILL 201

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2lr0098

(PRE-FILED)

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By: **Chair, Budget and Taxation Committee (By Request – Departmental – Assessments and Taxation)**

Requested: October 5, 2021

Introduced and read first time: January 12, 2022

Assigned to: Budget and Taxation

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Committee Report: Favorable

Senate action: Adopted

Read second time: February 2, 2022

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **State Department of Assessments and Taxation – Property Appraisal Aids and**  
3 **Record Retention**  
4 **(Microfilm to Digital Act of 2022)**

5 FOR the purpose of altering the requirement that the State Department of Assessments  
6 and Taxation prepare, install, and maintain certain property appraisal aids;  
7 authorizing the Department to retain property records in an electronic medium and  
8 transfer property records to the State Archives for retention; and generally relating  
9 to property records.

10 BY repealing and reenacting, with amendments,  
11 Article – Tax – Property  
12 Section 2–210 through 2–212  
13 Annotated Code of Maryland  
14 (2019 Replacement Volume and 2021 Supplement)

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

17 **Article – Tax – Property**

18 2–210.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (a) The Department shall prepare, install, and maintain for each county a  
2 complete record of properties, with appropriate indexes and cross indexes, and a system of  
3 appraisal aids that consist of:

4 (1) [property description cards;

5 (2)] property location maps; AND

6 [(3) land classification maps;

7 (4) unit value maps; and

8 (5)] (2) records of:

9 (i) new construction;

10 (ii) sales;

11 (iii) building costs; and

12 (iv) private appraisals.

13 (b) (1) The Department shall publish instructions and directions that set forth  
14 generally the duties to be performed and the procedures to be followed in making and  
15 recording assessments.

16 (2) The instructions and directions shall be distributed to the governing  
17 body of each county, all assessment officers, and any official who has any duty that relates  
18 to assessments.

19 (c) The Director shall establish and provide all forms for notices, records, reports,  
20 and other matters that relate to the functions of supervisors and assessors.

21 2-211.

22 (a) (1) Each supervisor shall keep a record of all real property assessments [in  
23 the county].

24 (2) The record shall be arranged alphabetically, according to owners, by  
25 election district or subdistrict, taxing district, or assessment area. However, the supervisor  
26 may arrange the record:

27 (i) listing the real properties in lot and block order by subdivisions,  
28 if the record also contains an alphabetical index that shows the page where the accounts  
29 listed may be located;

1 (ii) in Baltimore City, by wards and by blocks that correspond, as far  
2 as possible, to the block numbers used in the Baltimore City Circuit Court records; or

3 (iii) in an electronic medium.

4 (b) (1) Each account in the record shall show for the real property:

5 (i) the name and address of the owner;

6 (ii) a brief description of the property;

7 (iii) the specific location of the property;

8 (iv) the general location of the property including a deed or will  
9 reference and any tax map reference; and

10 (v) the assessment of:

11 1. the land; and

12 2. any improvement on the land.

13 (2) The details of land and improvements on the land that have been  
14 valued at different amounts shall be recorded on the respective worksheet [or card].

15 (3) The Department shall include with each property record a note  
16 describing:

17 (i) any reduction in an assessment resulting from an order or  
18 decision of a property tax assessment appeals board, the Maryland Tax Court, or any other  
19 court issued on or after October 1, 2014; and

20 (ii) the specific reason for the reduction, if the board or court  
21 indicates in its order or decision the reason for the reduction.

22 (c) The record shall be rewritten periodically and the current record and prior  
23 records shall be retained. However, except for a record that contains current values, any  
24 record may be [microfilmed] **RETAINED IN AN ELECTRONIC MEDIUM** as provided by  
25 State law and the original destroyed. The [microfilm] **ELECTRONIC RECORD** shall be the  
26 permanent record. **THE DEPARTMENT MAY PERIODICALLY TRANSFER PROPERTY**  
27 **RECORDS TO THE STATE ARCHIVES FOR RETENTION, INCLUDING PROPERTY**  
28 **RECORD CARDS.**

29 (d) The record **IN THE CUSTODY OF THE DEPARTMENT** and prior records **IN**  
30 **THE CUSTODY OF THE STATE ARCHIVES** shall be available for public inspection without  
31 charge.

1 (e) Copies of the assessment record shall be made available to the public at a  
2 reasonable cost. If the Department approves of the purpose for which the information is  
3 requested, the Department may make available to the public, at a reasonable cost, copies  
4 of data processing tapes or other magnetic media containing the record of the assessment  
5 records.

6 (f) (1) If the accuracy or completeness of information used to assess real  
7 property is disputed by the owner of the real property or if the owner has additional  
8 information that the owner believes is relevant to the value of the real property, the owner  
9 may file a brief statement containing the nature of the dispute or the additional  
10 information.

11 (2) The supervisor shall retain the statement as part of the assessment  
12 record.

13 2-212.

14 (a) Personal property assessment records:

15 (1) shall be maintained and arranged in alphabetical order according to the  
16 owner by county, election district, taxing district, or assessment area; AND

17 (2) **MAY BE RETAINED IN AN ELECTRONIC MEDIUM.**

18 (b) Each record shall contain:

19 (1) a brief description of the nature of the personal property; and

20 (2) the value of the personal property.

21 (c) A personal property assessment record may be inspected only by:

22 (1) the property owner or the property taxpayer if different from the owner,  
23 for the personal property; or

24 (2) an officer of the State, a county, or a municipal corporation that is  
25 affected by the personal property assessment.

26 (d) The Department may allow a commercial bank to have access to personal  
27 property returns for the limited purpose of assisting in the collection of filing fees through  
28 a lockbox system.

29 **(E) THE DEPARTMENT MAY PERIODICALLY TRANSFER PROPERTY RECORDS**  
30 **TO THE STATE ARCHIVES FOR RETENTION.**

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
2 October 1, 2022.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.