

## Chapter 542

**(House Bill 176)**

AN ACT concerning

**Courts – Service of Process – Fees Collected by Sheriff**

FOR the purpose of ~~increasing~~ altering certain fees for service of process of certain papers by a sheriff; and generally relating to sheriff service of process fees.

BY repealing and reenacting, with amendments,  
 Article – Courts and Judicial Proceedings  
 Section 7–402(a)  
 Annotated Code of Maryland  
 (2020 Replacement Volume and 2021 Supplement)

BY adding to  
Article – Courts and Judicial Proceedings  
Section 7–402(g)  
Annotated Code of Maryland  
(2020 Replacement Volume and 2021 Supplement)

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

**Article – Courts and Judicial Proceedings**

7–402.

(a) Except as provided in subsections (b), (e), ~~and (f)~~, **AND (G)** of this section, a sheriff shall collect the following fees:

- (1) \$5 for service of summary ejectment papers.
- (2) ~~[\$40]~~ **\$60** for service of a paper not including an execution or attachment.
- (3) ~~[\$40]~~ **\$60** for service including an execution or attachment by taking into custody a person or seizing real or personal property.
- (4) ~~[\$40]~~ **\$60** for service of process papers arising out of administrative agency proceedings where the party requesting the service is a nongovernmental entity.
- (5) For the sale following the execution or attachment of personal property: Three percent of the first \$5,000; two percent of the second \$5,000; and one percent of any

amount in excess of \$10,000. The sheriff shall collect a minimum of \$15 and a maximum of \$500 under the provisions of this paragraph.

(6) For the sale following the execution or attachment of real property: One and one-half percent of the first \$5,000; one percent of the second \$5,000; and one-half of one percent of any amount in excess of \$10,000. The sheriff shall collect a minimum of \$1.50 and a maximum of \$250 under the provisions of this paragraph.

(7) \$60 for service of a paper originating from a foreign court.

**(G) A SHERIFF SHALL COLLECT \$40 FOR SERVICE OF A PAPER FOR:**

**(1) A BREACH OF LEASE;**

**(2) A TENANT HOLDOVER;**

**(3) A WARRANT OF RESTITUTION;**

**(4) A WRONGFUL ENTRY AND DETAINER; OR**

**(5) AN ORDER OF LEVY IN DISTRESS.**

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

**Enacted under Article II, § 17(c) of the Maryland Constitution, May 29, 2022.**