

# HOUSE BILL 1243

D1, D3

2lr2731

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By: **Charles County Delegation**

Introduced and read first time: February 10, 2012

Assigned to: Judiciary

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## A BILL ENTITLED

1 AN ACT concerning

2 **Courts and Judicial Proceedings – District Court Jurisdiction – Homeowners**  
3 **Associations**

4 FOR the purpose of granting the District Court exclusive original civil jurisdiction in a  
5 proceeding to enforce a provision of the recorded covenants and restrictions,  
6 declaration, or bylaws of a homeowners association; and generally relating to  
7 the jurisdiction of the District Court.

8 BY repealing and reenacting, with amendments,  
9 Article – Courts and Judicial Proceedings  
10 Section 4–401(17) and (18)  
11 Annotated Code of Maryland  
12 (2006 Replacement Volume and 2011 Supplement)

13 BY adding to  
14 Article – Courts and Judicial Proceedings  
15 Section 4–401(19)  
16 Annotated Code of Maryland  
17 (2006 Replacement Volume and 2011 Supplement)

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

20 **Article – Courts and Judicial Proceedings**

21 4–401.

22 Except as provided in § 4–402 of this subtitle, and subject to the venue  
23 provisions of Title 6 of this article, the District Court has exclusive original civil  
24 jurisdiction in:

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           (17) An action for damages for a dishonored check or other instrument  
2 under Title 15, Subtitle 8 of the Commercial Law Article, regardless of the amount in  
3 controversy; [and]

4           (18) A civil action for an injunction or for a civil penalty for a violation  
5 of § 8–605(f) of the Transportation Article; AND

6           **(19) A PROCEEDING TO ENFORCE A PROVISION OF THE RECORDED**  
7 **COVENANTS AND RESTRICTIONS, DECLARATION, OR BYLAWS OF A**  
8 **HOMEOWNERS ASSOCIATION, AS DEFINED IN § 11B–101 OF THE REAL**  
9 **PROPERTY ARTICLE.**

10           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
11 October 1, 2012.