

April 1, 2009

H 991. MONTGOMERY COUNTY DEBT COLLECTION/WATER. Filed 4/1/09. *RELATING TO THE AUTHORITY OF MONTGOMERY COUNTY TO COLLECT MONEY OWED TO THE COUNTY FOR WATER SYSTEM FEES.*

Provides that this act applies only to Montgomery County. Permits the county board of commissioners, by resolution, to require the register of deeds of the county not to accept any deed registration that transfers real property unless the county water system has certified that there is no delinquent debt owed for water system fees on that property.

Intro. by Goodwin.

MONTGOMERY

July 14, 2009

H 991. MONTGOMERY COUNTY DEBT COLLECTION/WATER. Filed 4/1/09. Senate committee substitute makes the following changes to 1st edition. Deletes that the Montgomery Board of County Commissioners may, by resolution, require the register of deeds not to accept any deed transferring real property for registration unless the county water system has certified that no delinquent debt is owed to the county for water system fees on the property. Instead, allows Montgomery County to adopt an ordinance to provide that county water or sewer service fees that remain unpaid for 90 days may be collected in any manner by which delinquent personal or real property taxes can be collected. Provides that if the ordinance states that delinquent fees may be collected in the same manner as delinquent real property taxes then (1) the delinquent fees are a lien on the real property owned by the person contracting for service and (2) the ordinance must provide for an appeals process. Sets forth procedures related to placing the lien on real property. Provides that a lien is not effective against real property owned by purchasers for a valuable consideration where interest has been registered in the Montgomery County register of deeds office before the lien is filed. Specifies that the act does not apply to fees collectable under Articles 9A and 9B of GS Chapter 44 and GS 153A-293.

Changes the title to *AN ACT TO AUTHORIZE MONTGOMERY COUNTY TO ATTACH PERSONAL PROPERTY, GARNISH WAGES, AND PLACE LIENS ON CERTAIN REAL PROPERTY TO COLLECT UNPAID FEES FOR WATER AND SEWER SERVICES.*

July 30, 2009

H 991. MONTGOMERY COUNTY DEBT COLLECTION/WATER. Filed 4/1/09. Conference report recommends the following changes to 2nd edition to reconcile matters in controversy. Amends proposed Section 1 of the act to provide that a lien on real property is not effective against an interest in real property conveyed after the fees become delinquent if the interest is recorded in the office of the register of deeds prior to the filing of the lien for delinquent water or sewer services (was, a lien is not effective against real property owned by purchasers for valuable consideration whose interest has been registered prior to the filing of the lien). Makes an organizational change. Deletes that the act does not apply to fees collectable under Articles 9A and 9B of GS Chapter 44 and GS 153A-293.

August 4, 2009

SL 2009-402 (H 991). MONTGOMERY COUNTY DEBT COLLECTION/WATER. AN ACT TO AUTHORIZE MONTGOMERY COUNTY TO ATTACH PERSONAL PROPERTY, GARNISH WAGES, AND PLACE LIENS ON CERTAIN REAL PROPERTY TO COLLECT UNPAID FEES FOR WATER AND SEWER SERVICES. Summarized in *Daily Bulletin* 4/1/09, 7/14/09, and 7/30/09. Enacted August 4, 2009. Effective August 4, 2009.