

(2) THE ACTION SHALL BE TRANSMITTED TO THE APPROPRIATE COURT FOR JURY TRIAL ONLY AFTER (I) THE WRIT HAS BEEN RETURNED THAT THE PROPERTY SOUGHT HAS BEEN SEIZED OR ELOIGNED; AND (II) THE TIME FOR FILING A NOTICE OF INTENTION TO DEFEND HAS EXPIRED.

(IV) IN ALL ACTIONS OTHER THAN REPLEVIN THE TRANSMITTAL SHALL BE FORTHWITH UPON THE FILING OF THE DEMAND FOR JURY TRIAL.

(4) The District Court [shall have] HAS no lequity jurisdiction, nor shall it have] jurisdiction to try title to real property.

(5) In all civil actions in which the amount in controversy is [one thousand dollars (I \$1,000 [00])] or less, there shall be no formal pleadings. In all other cases forms and pleadings shall be as provided by [rule] THE MARYLAND DISTRICT RULES.

(6) THE DISTRICT COURT HAS EQUITY JURISDICTION ONLY TO THE EXTENT THAT IT MAY ISSUE INJUNCTIONS RELATING TO THE USE, DISPOSITION, ENCUMBRANCE, OR PRESERVATION OF PROPERTY (I) CLAIMED IN A REPLEVIN ACTION, UNTIL SEIZURE UNDER THE WRIT OR (II) SOUGHT TO BE BELIEVED UPON IN AN ACTION OF DISTRESS, UNTIL LEVY AND ANY REMOVAL.

SECTION 2. AND BE IT FURTHER ENACTED, That a new Section 21H be and is hereby added to Article 83 of the Annotated Code of Maryland (1969 Replacement Volume and 1972 Supplement), title "Sales and Notices," subtitle "Consumer Protection," to follow immediately after Section 21G thereof, and to read as follows:

21H.

(A) A WAIVER BY THE DEBTOR IN A CONSUMER TRANSACTION OF HIS RIGHT AS A DEFENDANT IN AN ACTION OF REPLEVIN FOR THE SEIZURE OF PROPERTY SECURING THE CONSUMER TRANSACTION, TO NOTICE OF AN OPPORTUNITY TO BE HEARD PRIOR TO SEIZURE UNDER THE WRIT, IS VOID; AND A WAIVER OF THE RIGHT TO HEARING IS VOID IF MADE PRIOR TO SERVICE OF THE NOTICE OF THE OPPORTUNITY TO BE HEARD.

(B) AS USED IN THIS SECTION A "CONSUMER TRANSACTION" IS ONE IN WHICH:

(1) CREDIT IS EXTENDED BY ONE REGULARLY ENGAGED IN THE BUSINESS OF EXTENDING CREDIT IN CREDIT TRANSACTIONS OF THE SAME TYPE;

(2) THE CREDITOR ACQUIRES A SECURITY INTEREST IN TANGIBLE PERSONAL PROPERTY OF THE DEBTOR; AND

(3) THE DEBT IS INCURRED BY AN INDIVIDUAL PRIMARILY FOR PERSONAL, FAMILY OR HOUSEHOLD PURPOSES.

SECTION 3. AND BE IT FURTHER ENACTED, That Section 60A of Article 75 of the Annotated Code of Maryland (1969 Replacement Volume), title "Pleadings, Practice and Process at Law," subtitle "Detinue," be and it is hereby repealed and re-enacted, with amendments, to read as follows: