

each tenant found on the premises, or, if not so found, leave affixed to the premises a copy of the inventory as provided above in the case of the [petition and] order. The officer serving the order shall make a return of his action to the court including the date and time thereof.

(b) Whenever the plaintiff shall by verified petition request the court to include in the levy goods subject to distress and claimed to be on the leased premises but not included in the levy and inventory, the court shall, after service of a copy of the petition on the defendant and on any other person claiming an interest in the goods, conduct a hearing on the petition and the court [shall have the power to] MAY amend the levy and inventory to include [therein] such of the goods as the court shall find should be included [therein].

SECTION 6. AND BE IT FURTHER ENACTED, That Section 24(e) of Article 1A of the Annotated Code of Maryland (1968 Replacement Volume), title "Aeronautics," subtitle "General Provisions," be and it is hereby repealed and re-enacted, with amendments, to read as follows:

24.

(e) Should the owner of the aircraft or part thereof [replevy] INSTITUTE AN ACTION OF REPLEVIN FOR the same and OTHERWISE ESTABLISH A RIGHT TO THE ISSUANCE OF THE WRIT BUT FOR [the defendant in such action move the court for a writ of retorno habendo and if it shall appear to the court that] the defendant's claim to the right of possession of such aircraft or part thereof [is] based on any lien or right to hold the property [replevied] as security for any sum of money claimed to be due as distinguished from a claim of ownership of the property [replevied], the court shall ISSUE THE WRIT [refuse to order a return of the property replevied to the defendant until a judgment is given in the action], and in the trial of such replevin action it shall be the duty of the court, if the case is being tried without a jury, or the duty of the jury if the case is being tried before a jury, to determine the amount of such lien or claim, if any, and the amount of any expenses which were properly incurred or which accrued prior to the date of trial, including storage and advertising, and the judgment in such action, if for the defendant, shall be either for the return of the property replevied, or for the amount of such lien or claim, and any accrued expenses which were properly incurred by the defendant, including storage and advertising; and the court may also allow a reasonable counsel fee to the defendant's counsel. The burden of proof in such action shall be upon the defendant to establish his claim or lien to the same extent as if he were a plaintiff in an action to secure a judgment on an open account.

SECTION 7. AND BE IT FURTHER ENACTED, That Section 45 of Article 63 of the Annotated Code of Maryland (1972 Replacement Volume), title "Mechanics' Lien," subtitle "Garages," be and it is hereby repealed and re-enacted, with amendments, to read as follows:

45.

Should the owner of the motor vehicle or part thereof [replevy] INSTITUTE AN ACTION OF REPLEVIN FOR the same AND OTHERWISE ESTABLISH A RIGHT TO THE ISSUANCE OF THE WRIT BUT FOR [and the defendant in such action move the court for a writ of retorno habendo, and if it shall appear to the court that] the defendant's claim to the right of possession of such motor vehicle or part thereof [is] based on any lien or right to hold the property [replevied] as security for any sum of money claimed to be due as distinguished from a claim of ownership of the property [replevied], the court shall ISSUE THE WRIT [refuse to order a return of the property replevied to the defendant