

[3-204.

(b) The assignee shall deliver to the State Motor Vehicle Administration the certificate of title if available and an assignment by the secured party named in the certificate of title in the form the State Motor Vehicle Administration may prescribe accompanied by such filing fee as may be required for perfection of the security interest under § 3-202 (b) of this article. The State Motor Vehicle Administration shall credit the required portion of said fee to the Comptroller of the Treasury as hereinbefore provided in § 3-202 (b). The assignee's security interest shall be perfected as of the time of its creation if delivery and payment to the State Motor Vehicle Administration are completed within 10 days of the date of its creation, otherwise perfection shall be as of the time of its delivery and payment. Provided, however, that if assignee's security interest is one for which a recordation tax would be due under § 277 of Article 81 if recorded with the clerks of the circuit courts of the respective counties, or the clerk of the Superior Court of Baltimore City, then the assignee's security interests shall not be perfected until said recordation tax is paid to the clerk of the court in and for the jurisdiction in the place of residence of the owner of the vehicle. A receipted bill or other evidence of the payment of said recordation tax shall be delivered to the State Motor Vehicle Administration by the secured party within thirty (30) days after delivery to the State Motor Vehicle Administration of the existing certificate of title, if available, and an assignment by the secured party named in the certificate of title.]

[3-209.

(c) Any person sustaining loss or damage through an omission, mistake, or error of any employee of the Department in the execution of his duties and who by the operation of that act is barred from maintaining an action against any other person for the recovery of his loss or damage, may bring an action for damages against the Department. No action for damages under this section shall be brought against the Department unless it is brought within three (3) years from the date the cause of action arose.]

SECTION 2. AND BE IT FURTHER ENACTED, That new Sections 3-202 (b), 3-203 (b), 3-204 (b) and 3-209 (c) be and they are hereby added to Article 66 1/2 - Vehicle Laws, of the Annotated Code of Maryland (1970 Replacement Volume and 1974 Supplement) to read as follows:

Article 66 1/2 - Vehicle Laws