

FOR the purpose of allowing the issuance of an attachment ~~on original-process~~ before judgment against certain persons ~~who make--home--improvements-but~~ who are not licensed and bonded under certain laws in an action arising out of a home improvement transaction; authorizing this attachment under certain actions based on tort or contract; ~~and--making stylistic---changes-~~ substituting the mechanism of an attachment before judgment for the mechanism of an attachment on original process; providing that a certain attachment may issue at the commencement of an action or while the action is pending; providing that a certain attachment may issue under certain circumstances; deleting certain language; making stylistic changes; and generally relating to attachment before judgment.

BY repealing and reenacting, with amendments,

Article - Courts and Judicial Proceedings
Section 3-302, 3-303, and 3-304
Annotated Code of Maryland
(1980 Replacement Volume and 1982 Supplement)

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

Article - Courts and Judicial Proceedings

3-302.

A court of law including the District Court, within the limits of its jurisdiction, may issue an attachment [or original process] AT THE COMMENCEMENT OF THE ACTION OR WHILE IT IS PENDING against any property or credits, whether matured or unmatured, belonging to the debtor upon the application of [a person who has the right to become a] THE plaintiff in [an] THE action [in the State].

3-303.

(a) An attachment ~~on original-process~~ BEFORE JUDGMENT may issue in any of the instances [enumerated] in this section.

(b) ~~{-If-} AN ATTACHMENT ON ORIGINAL PROCESS MAY ISSUE--IF~~ the debtor is A NONRESIDENT INDIVIDUAL, OR A CORPORATION WHICH HAS NO RESIDENT AGENT IN THIS STATE, AND:

(1) A nonresident individual THE DEBTOR IS A PERSON OVER WHOM THE COURT COULD EXERCISE PERSONAL JURISDICTION PURSUANT TO §§ 6-102, 6-103 AND 6-104 OF THIS ARTICLE; or

(2) A--corporation--and--has--no--resident--agent THE ACTION INVOLVES CLAIMS TO PROPERTY IN THIS STATE WHICH PROPERTY IS TO BE ATTACHED; OR