

Robert L. Ehrlich, Jr.
Governor

House Bill No. 921

AN ACT concerning

Real Property - Abatement of Nuisances on Property Used for Controlled Dangerous Substance Offenses

FOR the purpose of specifying the persons against whom an action may be brought to abate a nuisance on property used for controlled dangerous substance offenses under certain circumstances; clarifying that a plaintiff is entitled to equitable relief in an action to abate a certain nuisance whether or not an adequate remedy exists at law; authorizing a court, if a tenant fails to comply with an order to abate a certain nuisance, to order restitution of the possession of the property to the operator of the property under certain circumstances; authorizing a court, if an owner fails to comply with an order to abate a certain nuisance, to order the property to be sold under certain circumstances; authorizing a court, if an owner-occupant fails to comply with an order to abate a certain nuisance in the owner-occupied unit of a property, to order the owner-occupied unit to be vacated within a certain period of time and remain unoccupied for a certain period of time under certain circumstances; clarifying that all proceedings in an action to abate a certain nuisance are equitable in nature; authorizing a law enforcement officer or an attorney in certain government offices to disclose the contents of an executed search warrant to certain persons under certain circumstances; defining certain terms; making stylistic changes; and generally relating to the abatement of nuisances on property used for controlled dangerous substance offenses.

BY repealing and reenacting, with amendments,

Article - Real Property

Section 14-120

Annotated Code of Maryland

(2003 Replacement Volume and 2004 Supplement)

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

Article - Real Property

14-120.

(a) (1) In this section the following words have the meanings indicated.

(2) "COMMERCIAL PROPERTY" DOES NOT INCLUDE RESIDENTIAL RENTAL PROPERTY.

[(2)] (3) "Community association" means: