

THE FAMILY HOME AND FAMILY USE PERSONAL PROPERTY MAY NOT BE CONSIDERED MARITAL PROPERTY SO LONG AS THE FAMILY HOME OR FAMILY USE PERSONAL PROPERTY IS THE SUBJECT OF A USE AND POSSESSION ORDER.

REVISOR'S NOTE: Subsections (a) and (c) of this section are new language derived without substantive change from former CJ § 3-6A-05(a).

Subsection (b) of this section formerly appeared as CJ § 3-6A-07.

In the introductory language of subsection (a) of this section, the phrase "there is a dispute as to whether certain property is marital property" is substituted for the former phrase "the division of property is an issue", for clarity.

In subsection (a)(2) of this section, the phrase "after the court grants an annulment or divorce" is substituted for the former word "thereafter", for clarity.

In the introductory language of subsection (a)(3) of this section, the phrase "after the 90-day period" is substituted for the former term "further", for clarity.

In subsection (a)(3)(i) of this section, the phrase "in the annulment or divorce decree" is new language added for clarity.

In subsection (a)(3)(ii) of this section, the phrase "during the 90-day period" is substituted for the former phrase "within the time reserved", for clarity.

The only other changes are in style.

The Commission to Revise the Annotated Code notes, for consideration by the General Assembly, that this section is unclear as to the number of time extensions permitted.

Defined terms: "Family home" § 8-201
"Family use personal property" § 8-201
"Marital property" § 8-201

8-204. SAME -- VALUATION.

THE COURT SHALL DETERMINE THE VALUE OF ALL MARITAL PROPERTY.

REVISOR'S NOTE: This section formerly appeared as the first sentence of CJ § 3-6A-05(b).