

(II) THE NOTICE SHALL BE ACCOMPANIED BY COPIES OF DOCUMENTS GIVING RISE TO THE LIEN AND SHALL INCLUDE AN AFFIDAVIT UNDER OATH BY THE LIENHOLDER THAT THE UNDERLYING OBLIGATION IS IN DEFAULT AND THE REASONS FOR THE DEFAULT.

(III) ON REQUEST OF THE LIENHOLDER AND ON PAYMENT OF ALL COSTS REQUIRED UNDER THIS SECTION, THE VEHICLE SHALL BE RELEASED TO THE LIENHOLDER.

(3) EXCEPT AS PROVIDED IN PARAGRAPH (4) OF THIS SUBSECTION, THE RIGHTS AND DUTIES PROVIDED BY LAW TO THE LIENHOLDER FOR THE SALE OF COLLATERAL SECURING AN OBLIGATION IN DEFAULT SHALL GOVERN THE REPOSSESSION AND SALE OF THE VEHICLE.

(4) (I) THE LIENHOLDER MAY NOT BE REQUIRED TO TAKE POSSESSION OF THE VEHICLE BEFORE A SALE OF THE VEHICLE.

(II) THE PROCEEDS OF ANY SALE SHALL BE APPLIED FIRST TO THE ACTUAL COSTS OF IMMOBILIZATION, OR TOWING, PRESERVATION, AND STORAGE OF AN IMPOUNDED VEHICLE, AND THE ACTUAL COSTS OF THE NOTICES REQUIRED UNDER SUBSECTION (F) OF THIS SECTION, THEN AS PROVIDED BY LAW FOR DISTRIBUTION OF PROCEEDS OF A SALE BY THE LIENHOLDER.

(5) (I) IF THE INTEREST OF THE OWNER IN THE VEHICLE IS REDEEMED, THE LIENHOLDER SHALL, WITHIN 10 DAYS AFTER THE REDEMPTION, MAIL A NOTICE OF THE REDEMPTION TO THE PERSON WHO IMPOUNDED OR IMMOBILIZED THE VEHICLE.

(II) IF THE VEHICLE HAS BEEN REPOSSESSED OR OTHERWISE LAWFULLY TAKEN BY THE LIENHOLDER AND THE TIME SPECIFIED BY A COURT ORDER UNDER THIS SECTION HAS NOT EXPIRED, THE LIENHOLDER SHALL RETURN THE VEHICLE WITHIN 21 DAYS AFTER THE REDEMPTION TO THE POLICE DEPARTMENT WHO IMPOUNDED OR IMMOBILIZED THE VEHICLE.

~~(D) A COURT MAY DECLINE TO ORDER THE IMPOUNDMENT OR IMMOBILIZATION UNDER THIS SECTION OF A VEHICLE OWNED BY AN INDIVIDUAL WHOSE DRIVER'S LICENSE WAS REVOKED OR SUSPENDED UNDER § 16-205 OF THIS ARTICLE IF:~~

~~(1) THE VEHICLE IS JOINTLY OWNED BY THE INDIVIDUAL AND THE INDIVIDUAL'S SPOUSE, AND~~

~~(2) THE COURT DETERMINES THAT THE VEHICLE IS THE PRIMARY MEANS OF TRANSPORTATION AVAILABLE FOR THE USE OF THE INDIVIDUAL'S IMMEDIATE FAMILY.~~

(H) THIS SECTION DOES NOT AFFECT THE REQUIREMENTS OF TITLE 25, SUBTITLE 2 OF THIS ARTICLE REGARDING ABANDONED VEHICLES.

SECTION 2. AND BE IT FURTHER ENACTED, That if any provision of this Act or the application thereof to any person or circumstance is held invalid for any reason in a court of competent jurisdiction, the invalidity does not affect other provisions or any