

FOR ALL PURPOSES, INCLUDING THE RIGHT TO OBTAIN A CERTIFICATE OF TITLE OR REGISTRATION FROM AN APPROPRIATE UNIT OF THE STATE.

(F) PROCEEDS FROM SALE.

(1) THE AMOUNT RECEIVED FROM THE SALE OF PERSONAL PROPERTY IN ACCORDANCE WITH THIS SECTION SHALL BE DISTRIBUTED IN THE FOLLOWING ORDER OF PRIORITY:

(I) FIRST, TO THE DEPARTMENT IN AN AMOUNT EQUAL TO THE EXPENSE OF SALE AND ALL EXPENSES INCURRED WHILE THE PROPERTY WAS IN THE POSSESSION OF THE DEPARTMENT;

(II) SECOND, TO LIENHOLDERS IN ORDER OF THEIR PRIORITY; AND

(III) THIRD, TO THE GENERAL FUND SUBJECT TO PARAGRAPHS (2) AND (3) OF THIS SUBSECTION.

(2) AT ANY TIME WITHIN 3 YEARS AFTER THE DATE OF A SALE UNDER THIS SECTION, A PERSON WHO SUBMITS SATISFACTORY PROOF OF THE RIGHT TO POSSESSION OF THE PROPERTY SHALL BE PAID, WITHOUT INTEREST, THE AMOUNT DISTRIBUTED TO THE GENERAL FUND UNDER PARAGRAPH (1)(III) OF THIS SUBSECTION.

(3) A CLAIM UNDER PARAGRAPH (2) OF THIS SUBSECTION IS BARRED IF MORE THAN 3 YEARS HAS PASSED SINCE THE DATE OF A SALE UNDER THIS SECTION.

(G) EFFECT OF SECTION.

THIS SECTION DOES NOT CREATE OR RECOGNIZE ANY CAUSE, ACTION, OR DEFENSE OR ABRIDGE ANY IMMUNITY NOW OR IN THE FUTURE HELD BY THE DEPARTMENT, THE SECRETARY, OR AN EMPLOYEE OF THE DEPARTMENT.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 88B, § 27.

Subsection (a) of this section is revised as a scope provision, rather than a definition of "personal property", because the former definition served to delineate what types of property were not covered by this section.

Subsections (b), (c), and (d) of this section are revised to state expressly that which only was implied in the former law, *i.e.*, that the Department is responsible for holding the property, delivering it to the person with the right to possession, and selling the property in accordance with the requirements of this section.

In subsection (e) of this section, the reference to a "unit" is substituted for the former reference to a "department". *See* General Revisor's Note to article.

In subsection (f)(1)(iii) of this section, the former reference to the General Fund "of the State of Maryland" is deleted as implicit in the reference to the "General Fund".