Unofficial Copy R4 2002 Regular Session 2lr0316

(PRE-FILED)

By: **Senator Ruben** Requested: August 3, 2001

Introduced and read first time: January 9, 2002

Assigned to: Judicial Proceedings

A BILL ENTITLED

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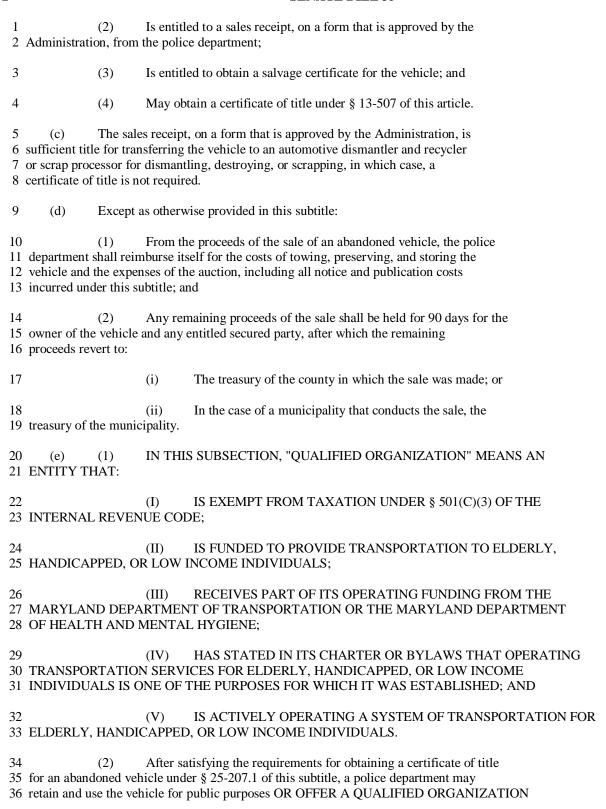
2 Vehicle Laws - Disposition of Abandoned Vehicles - Charitable Entities

- 3 FOR the purpose of authorizing a police department that takes possession of an
- 4 abandoned vehicle to offer a certain charitable entity that meets certain
- 5 requirements the opportunity to buy the abandoned vehicle before the vehicle is
- 6 sold at public auction under certain circumstances; prohibiting a police
- department from offering a certain charitable entity an opportunity to buy an
- 8 abandoned vehicle without the consent of certain secured parties; authorizing
- an abandoned vehicle retained by a police department for public purposes to be
- sold to certain charitable entities when no longer usable for public purposes;
- defining a term; and generally relating to the disposition of abandoned vehicles
- to charitable entities.
- 13 BY repealing and reenacting, with amendments,
- 14 Article Transportation
- 15 Section 25-207
- 16 Annotated Code of Maryland
- 17 (1999 Replacement Volume and 2001 Supplement)
- 18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
- 19 MARYLAND, That the Laws of Maryland read as follows:

20 Article - Transportation

- 21 25-207.
- 22 (a) Except as provided in subsection (e) of this section, if an abandoned vehicle
- 23 is not reclaimed as provided for in this subtitle, the police department shall sell the
- 24 vehicle at public auction.
- 25 (b) The buyer of the vehicle at auction:
- 26 (1) Takes ownership of the vehicle free and clear of any claim of
- 27 ownership or lien of any other person;

SENATE BILL 35



SENATE BILL 35

1 THE OPPORTUNITY TO BUY THE VEHICLE BEFORE PUBLIC AUCTION without any 2 further notice or consent of the owner other than a lessor as provided in paragraph 3 [(2)] (3) of this subsection.			
4 [(2)] (3) (i) If there is a secured party with an interest in the vehicle 5 as shown on the records of the Administration, the police department may not retain 6 the vehicle for public purposes OR OFFER A QUALIFIED ORGANIZATION THE 7 OPPORTUNITY TO BUY THE VEHICLE without the written consent of the secured 8 party.			
9 (ii) If the vehicle is owned by a lessor under a lease not intended as 10 security, the police department may not retain the vehicle for public purposes without 11 the written consent of the lessor.			
12 (f) A vehicle retained for public purposes under subsection (e) of this section:			
13 (1) May be dismantled or disassembled for the purpose of using its 14 component parts; and			
When no longer usable for public purposes, may at the discretion of the police department, without further notice, be sold at public auction as provided in this subtitle, SOLD TO A QUALIFIED ORGANIZATION AS DEFINED IN SUBSECTION (E)(1) OF THIS SECTION, or transferred by the police department to a scrap processor licensed under § 15-502 of this article.			
SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take 21 effect October 1, 2002.			