Article - Commercial Law

[Previous][Next]

§17–318.

(a) (1) Any person who claims a legal interest in any property delivered to the State under this title must:

(i) File a claim to the property or to the proceeds from its sale on the form prescribed by the Administrator; and

(ii) Verify the claim as to its completeness and accuracy.

(2) After a claim is filed under paragraph (1) of this subsection, the Administrator shall allow or deny the claim and provide the claimant notice of the decision.

(3) If a claim filed in accordance with this subsection is denied:

(i) The Administrator shall inform the claimant of the reason for the denial and specify what additional evidence, if any, is required for the claim to be allowed;

(ii) The claimant may file an amended claim with the Administrator or commence an action under § 17–320 of this subtitle; and

(iii) The Administrator shall consider an amended claim filed under item (ii) of this paragraph as the initial claim.

(4) If the Administrator does not take action on a claim during the 6–month period immediately following the filing of a claim under this subsection, the claim shall be deemed denied.

(b) (1) The Administrator may waive the filing requirement under subsection (a) of this section if:

(i) The person receiving the property or payment is the apparent owner included in a report filed under § 17–310 of this subtitle;

(ii) The Administrator reasonably believes the person is entitled to receive the property or payment; and

(iii) The property or payment has a value of $5,000 or less.

(2) If the Administrator waives the filing requirement in accordance with paragraph (1) of this subsection, the Administrator shall make payment in accordance with § 17–319(b) of this subtitle.

(c) The Administrator shall pay or deliver property to a claimant under this section if the Administrator receives evidence sufficient to the satisfaction of the Administrator to establish that the claimant is the owner of the property.

[Previous][Next]