

PRESUMED TO BE THE GOODS OF THE TENANT AND MAY BE DISPOSED OF ACCORDING TO THE APPLICABLE PROVISIONS OF THIS SUBTITLE WITHOUT ANY LIABILITY TO THE OWNER FOR THE DISPOSAL.

REVISOR'S NOTE: This section presently appears as Art. 21, §8-310 of the Code. Present subsection (a) is divided into three subsections for organizational purposes. The General Assembly might consider legislation to remedy the absence of any provision for informing the tenant of the removal of goods of third persons. The only other changes are in style.

8-312. EFFECT OF LEVY ON TITLE TO GOODS; RISK OF LOSS OF LEVIED GOODS.

(A) EFFECT OF LEVY ON TITLE TO GOODS.

LEVY ON GOODS UNDER DISTRESS DOES NOT AFFECT OR DISTURB THE TITLE TO THE GOODS. THE CLAIM OR LIEN OF THE LANDLORD UNDER THIS SUBTITLE ON THE GOODS CONTINUES UNTIL THE GOODS ARE SOLD AS PROVIDED IN THIS SECTION.

(B) RISK OF LOSS OF LEVIED GOODS.

ALL RISK OF LOSS OR DESTRUCTION OF GOODS OF ANY NATURE IS ON THE OWNER OR THE TENANT OF THE LEASED PREMISES, REGARDLESS OF WHETHER THE GOODS WERE REMOVED FROM THE LEASED PREMISES BY THE OFFICER. HOWEVER, THE OFFICER IS RESPONSIBLE TO THE OWNER FOR WILLFUL DAMAGE TO THE GOODS.

REVISOR'S NOTE: This section presently appears as Art. 21, §8-311 of the Code. The only changes are in style.

8-313. EXPENSE OF REMOVING GOODS; LIABILITY FOR REMOVAL OF GOODS AFFIXED TO THE PROPERTY.

(A) EXPENSE OF REMOVING GOODS.

THE EXPENSE OF REMOVAL OF ANY GOODS FROM THE LEASED PREMISES TO ANY OTHER PLACE FOR STORAGE PENDING SALE, INCLUDING THE EXPENSE OF REMOVAL OF GOODS WHICH ARE AFFIXED TO THE PROPERTY, SHALL BE INCLUDED AS A PART OF THE COSTS OF DISTRESS.

(B) LIABILITY FOR REMOVAL OF GOODS AFFIXED TO THE PROPERTY.

AN OFFICER DOES NOT INCUR LIABILITY FOR REMOVAL OF GOODS WHICH ARE AFFIXED TO THE PROPERTY. THE OFFICER MAY