

purpose of requiring identification numbers on applications for certificate {sic} of title for certain motorcycles" (emphasis added); the Act apparently was intended as an antitheft measure, with the implicit purpose of indirectly requiring manufacturers to provide identification numbers on all motorcycle engines manufactured after 1976 for motorcycles to be titled in this State. However, its amendment to present §3-104 was drafted incorrectly in a way that would "require" this information only "so far as" the information exists; as so drafted, the section fails to accomplish the purpose intended by the 1976 Act. This revision, therefore, is made to correct that error and give effect to that Act.

In subsection (b) (3) (ii) of this section, the phrase "and order of priority" is added to conform to the provisions of §13-107 of this subtitle, which require each certificate of title to list security interests "in the order of their priority as shown on the application." Adding the phrase here also conforms this section to its Uniform Vehicle Code counterpart, UVC §3-104.

In subsection (c) (2) of this section, the words "business firm" and "association" are added to conform to the counterpart provisions in subsection (b) (1) (ii).

The only other changes are in style.

The Commission notes that present Art. 66 1/2, §3-104 (a) (3) - revised as subsection (b) (3) of this section - calls for a statement in the application of all "security interests, liens, or encumbrances." However, under present Art. 66 1/2, §3-107 (a) (3) - now §13-107 (a) (3) of this subtitle - the certificate of title itself lists only "lienholders" or, as revised, "secured parties": i.e., persons with a "security interest" in the vehicle (see, §§ 11-155 and 11-157 of this article). Similarly, present Art. 66 1/2, §3-109 (a) - now §13-109 (a) of this subtitle - authorizes the Administration to withhold a certificate if it is not satisfied that "every security interest in {the vehicle} has been disclosed"; no mention is made of the "liens ... or other encumbrances" referred to in this section. Also, Subtitle 2 of this title relates only to "security interests" and, in §13-201, effectively excludes other liens or encumbrances.