

Article - Transportation

13-201.

(a) In this subtitle, "perfected", as used in reference to a security interest, means that it is valid against third parties generally, subject only to specific statutory exceptions.

(b) This subtitle does not apply to or affect:

(1) Any lien given by statute or rule of law to a supplier of services or materials for a vehicle;

(2) Any lien given by statute to the United States, this State, or any political subdivision of this State;

(3) Any security interest in a vehicle [created by a manufacturer or dealer who holds the vehicle for sale] DURING ANY PERIOD IN WHICH THE VEHICLE IS INVENTORY HELD FOR SALE OR LEASE BY A PERSON OR LEASED BY THAT PERSON AS LESSOR AND THAT PERSON IS IN THE BUSINESS OF SELLING VEHICLES;

(4) Any lien arising out of an attachment of a vehicle;

(5) Any security interest claimed on proceeds, as that term is defined in Title 9 of the Commercial Law Article (Maryland Uniform Commercial Code — Secured Transactions), if the original security interest did not have to be noted on the certificate of title in order to be perfected; or

(6) Any vehicle for which a certificate of title is not required under this title.

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(b) (1) A security interest is perfected by:

(i) Delivery to the Administration of every existing certificate of title of the vehicle and an application for certificate of title on the form and containing the information about the security interest that the Administration requires; and

(ii) Payment of a filing fee established by the Administration, which is in addition to any other fees that apply under the Maryland Vehicle Law.

(2) The security interest is perfected [at the time of its creation, if the delivery and payment to the Administration are completed within 10 days of the date of its creation. Otherwise, the security interest is perfected] at the time of the delivery and payment.

(E) PRIORITY OF A SECURITY INTEREST IN A VEHICLE PERFECTED AS PROVIDED UNDER THIS SECTION IS GOVERNED BY TITLE 9 OF THE COMMERCIAL LAW ARTICLE, INCLUDING § 9-317(E).

SECTION 2-4. AND BE IT FURTHER ENACTED, That ~~Section 1~~ of this Act shall take effect July 1, 2001, the effective date of Chapter 282 of the Acts of the