

~~(8)~~ (7) IF NO TIMELY ANSWER IS FILED, THE COURT SHALL HEAR EVIDENCE UPON THE USE OF THE PROPERTY IN VIOLATION OF SECTION 36B AND SHALL UPON SATISFACTORY PROOF THEREOF, ORDER THE ~~VEHICLE~~ PROPERTY FORFEITED TO THE STATE.

~~(9)~~ (8) AT THE SCHEDULED HEARING, ANY OWNER WHO FILED A TIMELY ANSWER MAY SHOW BY COMPETENT EVIDENCE THAT THE PROPERTY WAS NOT IN FACT USED IN VIOLATION OF SECTION 36B OR THAT HE NEITHER KNEW NOR SHOULD HAVE KNOWN THAT THE ~~VEHICLE~~ PROPERTY WAS BEING, OR WAS TO BE SO USED. UPON THE DETERMINATION THAT THE PROPERTY WAS NOT SO USED, THE COURT SHALL ORDER THAT THE PROPERTY BE RELEASED TO THE OWNER.

~~(10)~~ (9) IF AFTER A FULL HEARING THE COURT DECIDES THAT THE PROPERTY WAS USED IN VIOLATION OF SECTION 36B OR THAT THE OWNER KNEW OR SHOULD HAVE KNOWN THAT THE PROPERTY WAS BEING, OR WAS TO BE SO USED, THE COURT SHALL ORDER THAT THE PROPERTY BE FORFEITED TO THE STATE.

~~(11) IN THE EVENT A BOND HAS BEEN FILED PURSUANT TO THIS SUBSECTION AND THE VEHICLE IS ORDERED FORFEITED, THE PROCEEDS OF THE BOND SHALL BE PAID TO THE STATE IN LIEU OF FORFEITURE OF THE VEHICLE.~~

(d) Whenever property is forfeited under this section, it shall be turned over to the State Secretary of General Services who may (i) order the property retained for official use of State agencies, or (ii) make such other disposition of the property as he may deem appropriate. PROVIDED HOWEVER, THAT, IF THE FORFEITED PROPERTY IS A MOTOR VEHICLE THE STATE SECRETARY OF GENERAL SERVICES SHALL ORDER THAT THE MOTOR VEHICLE BE SOLD OR USED BY LAW ENFORCEMENT PERSONNEL FOR INVESTIGATIVE PURPOSES ONLY.

36D. Limited Search.

(a) Any law enforcement officer who, in the light of his observations, information, and experience, ~~may have~~ HAS a reasonable belief that (i) a person may be wearing, carrying, or transporting a handgun in violation of Section 36B of this article, (ii) by virtue of his possession of a handgun, such person is or may be presently dangerous to the officer or to others, (iii) it is impracticable, under the circumstances, to obtain a search warrant; and (iv) it is necessary for the officer's protection or the protection of others to take swift measures to discover whether such person is, in fact, wearing, carrying, or transporting a handgun, such officer may

(1) approach the person and identify himself as a law enforcement officer;

(2) request the person's name and address, and, if the person is in a vehicle, his license to operate the vehicle, and the vehicle's registration; and