

(I) ALL APPLICATIONS FOR THE FORFEITURE OF MONEY OR CURRENCY CONTRABAND SHALL BE MADE BY THE DIRECTOR OF FINANCE OF BALTIMORE CITY OR BY THE COUNTY TREASURER AND SUCH APPLICATIONS SHALL BE BY PETITION, AFFIDAVIT AND SHOW CAUSE ORDER.

(II) THE PETITION, AFFIDAVIT AND SHOW CAUSE ORDER SHALL BE SERVED IN THE FIRST INSTANCE PURSUANT TO RULE 104 OF THE MARYLAND RULES OF PROCEDURE OR RULE NO. 104 OF THE MARYLAND DISTRICT RULES, AND THEREAFTER, THE SUMMONS HAVING BEEN RETURNED NON EST, THE DIRECTOR OF FINANCE OF BALTIMORE CITY OR COUNTY TREASURER MAY PROCEED PURSUANT TO RULE 105, SUBSECTION 2, AND SUBSECTION 3 OF THE MARYLAND RULES OF PROCEDURE AS AMENDED, OR RULE NO. 104H OF THE MARYLAND DISTRICT RULES.

(d) Whenever property is forfeited under this subheading, the political subdivision in which such property was seized, or, if the property was seized by State authorities, the State may:

(1) Retain the property for official use [;] (EXCEPT, WHENEVER COIN OR CURRENCY IS SEIZED BY THE BALTIMORE CITY POLICE, AND FORFEITED UNDER THIS SUBHEADING, IT SHALL BE SURRENDERED TO THE CITY OF BALTIMORE FOR DISPOSITION ACCORDING TO THIS SECTION);

(2) Sell any forfeited property which is not required to be destroyed by law and which is not harmful to the public, provided that the proceeds be disposed of for payment of all proper expenses of the proceedings for forfeiture and sale including expenses of seizure, maintenance of custody, advertising and court costs;

(3) Require an appropriate agency to take custody of the property and remove it for disposition in accordance with law, or destruction.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1974.

Approved May 31, 1974.

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CHAPTER 667

(Senate Bill 922)

AN ACT concerning

Anne Arundel County - Board of License Commissioners