

actions relating to certain cash, money, and currency seized in connection with gambling operations; requiring certain seizing authorities to deposit contraband coin and currency to the accounts of municipal treasurers and directors of finance; and generally relating to the seizure of cash in connection with arrests for gambling violations,--and--making this Act an emergency measure.

BY repealing and reenacting, with amendments,

Article 27 - Crimes and Punishments
Section 264 and 297A
Annotated Code of Maryland
(1982 Replacement Volume and 1984 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article 27 - Crimes and Punishments

264.

(a) Whenever any money, currency, or cash is seized or captured by any police officer in this State in connection with any arrest for the playing or operation of any bookmaking, betting and wagering on horses or athletic events, or any lottery, game, table, or gaming device unlawful under the provisions of this article, all such money, currency, or cash shall be deemed prima facie to be contraband of law as a gambling device or as a part of a gambling operation. All rights, title, and interest in and to such money, currency, or cash seized by the police of the local government shall immediately vest in and to the local governments of the county, municipality, or Baltimore City, or if seized by State authorities, to the State, and no such money, currency, or cash shall be returned to any person claiming the same, or to any other person, except as provided in this section. The Baltimore City police department is not a State authority for the purposes of this section.

(b) Pending trial or ultimate disposition of the charge or charges, indictment or indictments, growing out of any arrest in connection with which any such money, currency or cash may have been so seized or captured, the same shall be deposited in an interest-bearing bank account or invested in accordance with Article 95 and accounted for by the county treasurer of the county or the director of finance in Baltimore City, OR THE MUNICIPAL TREASURER OR DIRECTOR OF FINANCE OF THE MUNICIPALITY.

(c) (1) If the trial or other ultimate disposition of such charge or charges, indictment or indictments, results in a record of conviction being entered against the person or persons so arrested, in connection with which the money, currency, or cash may have been so seized or captured, the State Treasurer, the county treasurer of the county or director of finance in