

AN ACT concerning

Licenses - Motor Vehicle Fuel Tax - Contraband Petroleum Products

FOR the purpose of providing for the seizure of contraband petroleum products and conveyances under certain circumstances; providing for the furnishing of notice of the seizure to certain persons; authorizing the Comptroller to release certain property under certain circumstances; authorizing ~~a person~~ certain interested persons to file a claim for the return of seized property; providing for an opportunity for a hearing; providing certain remedies when forfeiture is determined to be inappropriate; providing for the disposition of certain seized property; and generally relating to the seizure and forfeiture of contraband petroleum products and conveyances.

BY adding to

Article 56 - Licenses

Section 138

Annotated Code of Maryland

(1983 Replacement Volume and 1986 Supplement)

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

Article 56 - Licenses

138.

(A) IN THIS SECTION, THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(1) "CONTRABAND PETROLEUM PRODUCTS" MEANS MOTOR VEHICLE FUEL AND AVIATION FUEL:

(I) ON WHICH THE MARYLAND MOTOR VEHICLE FUEL TAX OR AVIATION FUEL TAX IS NOT PAID; AND

(II) THAT IS DELIVERED, POSSESSED, SOLD OR TRANSFERRED IN THE STATE IN A MANNER NOT AUTHORIZED UNDER THIS ARTICLE.

(2) "CONVEYANCE" MEANS ANY CARRYING OR TRANSPORTING DEVICE WHICH HAS A CAPACITY EXCEEDING 50 GALLONS, EXCLUSIVE OF ANY FUEL SUPPLY TANK, USED FOR ITS OWN PROPULSION. THE TERM INCLUDES A VEHICLE, VESSEL, OR TANK CAR.