

(1) REMOVE THE CONTRABAND FROM THE CONVEYANCE AT THE LOCATION THAT THE COMPTROLLER DESIGNATES;

(2) RETAIN THE CONTRABAND, SUBJECT TO §§ 13-840 AND 13-841 OF THIS SUBTITLE;

(3) AFTER REMOVING THE CONTRABAND, RELEASE THE CONVEYANCE TO ITS OPERATOR; AND

(4) REIMBURSE THE COMMON CARRIER FOR ALL TARIFF CHARGES APPLICABLE TO THE MOVEMENT OF THE CONVEYANCE FROM:

(I) THE PLACE OF SEIZURE TO THE LOCATION WHERE THE CONTRABAND MOTOR FUEL WAS REMOVED; AND

(II) THE PLACE WHERE THE CONTRABAND MOTOR FUEL WAS REMOVED TO THE NEARER OF THE COMMON CARRIER'S HOME TERMINAL OR THE PLACE OF SEIZURE.

REVISOR'S NOTE: Subsections (a)(1)(i) and (b)(1) of this section are new language added to conform to practice and to state expressly that which only was implied in the former law -- i.e., that a notice to the owner and to the Comptroller must be given when contraband alcoholic beverages or contraband cigarettes are seized.

Subsections (a)(1)(ii) and (2), (b)(2) and (3), and (c) of this section are new language that in part are added to incorporate the substance of present Art. 2B, § 3(f)(2), and in part is derived without substantive change from former Art. 56, § 138(a)(3), (c) and (d) and from the second clause of the sixth sentence of former Art. 81, § 455.

Defined terms: "Comptroller" § 1-101
 "Contraband alcoholic beverage" § 13-834
 "Contraband cigarettes" § 13-834
 "Contraband motor fuel" § 13-834
 "Conveyance" § 13-834 "County" § 1-101
 "Person" § 1-101 "Property" § 1-101
 "Vehicle" § 13-834

13-837. CLAIM FOR RETURN OF CONTRABAND.

THE OWNER OR ANOTHER PERSON WITH AN INTEREST IN SEIZED PROPERTY MAY FILE A CLAIM FOR THE RETURN OF THE PROPERTY WITH THE COMPTROLLER WITHIN 30 DAYS AFTER:

(1) THE SEIZURE OF ALCOHOLIC BEVERAGES, CIGARETTES, MOTOR FUEL OR CONVEYANCES USED TO TRANSPORT MOTOR FUEL; OR

(2) A NOTICE OF SEIZURE OF A CONVEYANCE USED TO TRANSPORT ALCOHOLIC BEVERAGES OR CIGARETTES IS PUBLISHED.