

shall be instituted promptly, except all proceedings relating to money or currency, that shall be instituted within 90 days from the date of final disposition of criminal proceedings that arise out of Article 27, [§ 276 through § 302] §§ 276 THROUGH 302, inclusive.

(i) All applications for the forfeiture of money or currency contraband shall be made by the director of finance of Baltimore City, the county treasurer, municipal treasurer, or the Attorney General. The applications shall be by petition, affidavit and show cause order and shall be filed in the District Court or circuit court of the county.

(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] MARYLAND RULE 2-121 OR MARYLAND RULE 3-121(A), and thereafter, the summons having been returned non [est] EST, the director of finance of Baltimore City, county treasurer, municipal treasurer, or Attorney General may proceed pursuant to [Rule 105 b, subsection 2 and subsection 3 of the Maryland Rules of Procedure as amended, or Rule No. 104 h of the Maryland District Rules] MARYLAND RULE 2-122 OR MARYLAND RULE 3-121(B) OR (C).

DRAFTER'S NOTE:

Error: Stylistic errors, erroneous punctuation, and obsolete references n Article 27, § 297(b)(1) and (2).

Occurred: The stylistic errors in subsection (b)(2) occurred in Ch. 437, Acts of 1983 and Ch. 666, Acts of 1974; the punctuation error in subsection (b)(1) occurred in Ch. 403, Acts of 1970; the punctuation error in subsection (b)(2) is due to a printing omission in the 1977 Cumulative Supplement to the Annotated Code of Maryland; and the references became obsolete when the Maryland Rules were revised, effective July 1, 1984.

(c) Property taken or detained under this section shall not be repleviable, but shall be deemed to be in the custody of the person who seized said property subject only to the orders and decrees of the court or the official having jurisdiction thereof. Whenever property is seized under the provisions of this subheading, the person who seized said property may:

- (1) Place the property under seal; AND

DRAFTER'S NOTE:

Error: Omitted conjunction in Article 27, § 297(c)(1).