

(4) -- THE REMAINING BALANCE OF THE PROCEEDS OF A SALE BY A LIENHOLDER OF PROPERTY SEIZED UNDER THIS SUBTITLE, AND

(5) -- (4) -- ANY INTEREST IN, SECURITY OF, CLAIM AGAINST PROPERTY OR CONTRACTUAL RIGHT OF ANY KIND THAT A PERSON HAS ESTABLISHED, DERIVED, PARTICIPATED, OPERATED, CONTROLLED, OR CONDUCTED IN CONNECTION WITH AN ENUMERATED OFFENSE, AND

(5) -- A MOTOR VEHICLE USED IN VIOLATION OF AN ENUMERATED OFFENSE.

(D) -- NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION, REAL PROPERTY IS NOT SUBJECT TO FORFEITURE IN CONNECTION WITH ACTIVITY PROSCRIBED BY ARTICLE 27, § 287 OR § 287A OF THE CODE, :

(E) -- (1) -- ALL MONEYS OR WEAPONS FOUND IN CLOSE PROXIMITY TO CONTROLLED DANGEROUS SUBSTANCES, CONTROLLED PARAPHERNALIA, COUNTERFEIT SUBSTANCE, NONCONTROLLED SUBSTANCES WHICH HAVE BEEN REPRESENTED TO BE CONTROLLED DANGEROUS SUBSTANCES, DRUG PARAPHERNALIA, AND RECORDS OF IMPORTATION, MANUFACTURE, OR DISTRIBUTION OF CONTROLLED DANGEROUS SUBSTANCES, ARE PRESUMED TO BE FORFEITABLE.

(2) -- WHEN THE STATE ESTABLISHES BY CLEAR AND CONVINCING EVIDENCE THAT A PERSON HAS COMMITTED A VIOLATION OF ARTICLE 27, § 286, § 286A, § 286B, OR § 286C OF THE CODE, THERE IS A REBUTTABLE PRESUMPTION THAT ANY PROPERTY OF THAT PERSON, OTHER THAN A MOTOR VEHICLE, IS SUBJECT TO FORFEITURE IF THE STATE ESTABLISHES BY A PREPONDERANCE OF THE EVIDENCE THAT:

(i) -- THE PROPERTY WAS ACQUIRED BY SUCH PERSON DURING THE PERIOD IN WHICH SUCH PERSON HAD COMMITTED VIOLATIONS OF ARTICLE 27, § 286, § 286A, § 286B, OR § 286C OF THE CODE, OR WITHIN A REASONABLE TIME AFTER SUCH PERIOD, AND

(ii) -- THERE WAS NO LIKELY SOURCE FOR SUCH PROPERTY OTHER THAN THE VIOLATION OF ARTICLE 27, § 286, § 286A, § 286B, OR § 286C OF THE CODE.

(3) -- THE BURDEN OF PROOF IS UPON A CLAIMANT OF THE PROPERTY TO REBUT THE PRESUMPTIONS IN PARAGRAPHS (1) AND (2) OF THIS SUBSECTION.

(F) -- PENDING DISPOSITION OF ANY FORFEITURE ACTION, ANY MONEYS SEIZED UNDER THIS SUBTITLE SHALL BE DEPOSITED IN AN INTEREST-BEARING ACCOUNT.

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(A) -- A SEIZING AGENCY MAY SEIZE PROPERTY SUBJECT TO FORFEITURE UNDER THIS SUBTITLE IN ANY COUNTY OR POLITICAL SUBDIVISION OF THIS STATE.