

WOULD--REASONABLY--INDICATE--THAT--SALE--IS--CONTEMPLATED--BY--THE VIOLATOR; OR

(iii)--SEIZURE--AND--FORFEITURE--ARE--JUSTIFIED--BY THE--TOTAL--CIRCUMSTANCES; INCLUDING--THE--FOLLOWING--FACTORS:

1.--THE--POSSESSION--OF--CONTROLLED--DANGEROUS SUBSTANCES;

2.--AN--EXTENSIVE--CRIMINAL--RECORD--OF--THE VIOLATOR;

3.--A--PREVIOUS--CONVICTION--OF--THE--VIOLATOR FOR--A--CONTROLLED--DANGEROUS--SUBSTANCES--VIOLATION;

4.--CORROBORATED--INFORMATION--IS--DEVELOPED INDICATING--THAT--THE--VIOLATOR--IS--OR--WAS--RECENTLY--A--SELLER; OR FREQUENTLY--ASSOCIATES--WITH--INDIVIDUALS--KNOWN--TO--BE--DISTRIBUTORS OF--ILLEGAL--CONTROLLED--DANGEROUS--SUBSTANCES--OR--PARAPHERNALIA;

5.--CIRCUMSTANCES--OF--THE--ARREST; AND

6.--THE--MANNER--IN--WHICH--THE--MOTOR--VEHICLE WAS--BEING--USED.

(c)--A--MOTOR--VEHICLE--USED--IN--VIOLATION--OF--AN--ENUMERATED OFFENSE--MAY--NOT--BE--SEIZED--AND--FORFEITURE--MAY--NOT--BE--RECOMMENDED BY--THE--STATE'S--ATTORNEY--WHEN:

(1)--THE--MOTOR--VEHICLE--IS--BEING--USED--BY--A--MEMBER--OF THE--FAMILY--OTHER--THAN--THE--REGISTERED--OWNER; CONTROLLED--DANGEROUS SUBSTANCES--OR--PARAPHERNALIA--ARE--LOCATED--IN--THE--MOTOR--VEHICLE--IN--A QUANTITY--INSUFFICIENT--TO--SUGGEST--A--SALE--IS--CONTEMPLATED; A--SALE WAS--NOT--MADE--OR--ATTEMPTED; AND--THE--REGISTERED--OWNER--NEITHER--KNEW NOR--SHOULD--HAVE--KNOWN--THAT--SUCH--MATERIAL--WAS--IN--THE--MOTOR VEHICLE;

(2)--AN--INNOCENT--REGISTERED--OWNER--LEND--A--MOTOR VEHICLE--TO--ANOTHER--AND--SOMEONE--CAUSES--CONTROLLED--DANGEROUS SUBSTANCES--OR--PARAPHERNALIA--TO--BE--BROUGHT--INTO--THE--VEHICLE WITHOUT--THE--KNOWLEDGE--OF--THE--OWNER; OR

(3)--THE--MOTOR--VEHICLE--FALLS--WITHIN--THE--PROVISIONS--OF §--3--1305(d)--OF--THIS--SUBTITLE.

(d)--FORFEITURE--OF--A--MOTOR--VEHICLE--USED--IN--VIOLATION--OF--AN ENUMERATED--OFFENSE--SHALL--BE--RECOMMENDED--TO--THE--STATE'S--ATTORNEY ONLY--AFTER--THE--SEIZING--AGENCY--HAS--DETERMINED--FROM--THE--RECORDS--OF THE--MOTOR--VEHICLE--ADMINISTRATION--THE--NAMES--AND--ADDRESSES--OF--ALL REGISTERED--OWNERS--AND--SECURED--PARTIES; HAS--REVIEWED--THE--FACTS--AND CIRCUMSTANCES--OF--THE--SEIZURE; HAS--DETERMINED; ACCORDING--TO--THE ABOVE--GUIDELINES; THAT--FORFEITURE--IS--WARRANTED; AND--SO--REPRESENTS IN--WRITING--TO--THE--APPROPRIATE--STATE'S--ATTORNEY.