

7. RIGHTS;

(III) AN ITEM, OBJECT, TOOL, SUBSTANCE, DEVICE, OR WEAPON USED IN CONNECTION WITH A CRIME UNDER THE CONTROLLED DANGEROUS SUBSTANCES LAW; AND

(IV) MONEY.

(2) "PROPERTY" DOES NOT INCLUDE:

(I) AN ITEM UNLAWFULLY IN THE POSSESSION OF A PERSON OTHER THAN THE OWNER WHEN USED IN CONNECTION WITH A CRIME UNDER THE CONTROLLED DANGEROUS SUBSTANCES LAW; OR

(II) A LESSOR'S INTEREST IN PROPERTY SUBJECT TO A BONA FIDE LEASE, UNLESS THE FORFEITING AUTHORITY CAN SHOW THAT THE LESSOR PARTICIPATED IN A CRIME UNDER THE CONTROLLED DANGEROUS SUBSTANCES LAW OR THAT THE PROPERTY WAS THE PROCEEDS OF A CRIME UNDER THE CONTROLLED DANGEROUS SUBSTANCES LAW.

REVISOR'S NOTE: This subsection is new language derived without substantive change from former Art. 27, § 297(a)(11).

In this subsection, the reference to a "crime" is substituted for the former reference to an "offense" to conform to the terminology used throughout this title.

In paragraph (1)(iii) of this subsection, the reference to a crime "under the Controlled Dangerous Substances law" is added for clarity.

Defined terms: "Controlled Dangerous Substances law" § 12-101

"Forfeiting authority" § 12-101

"Person" § 12-101

"Proceeds" § 12-101

"Real property" § 12-101

(N) REAL PROPERTY.

(1) "REAL PROPERTY" MEANS LAND OR AN IMPROVEMENT TO LAND.

(2) "REAL PROPERTY" INCLUDES:

(I) A LEASEHOLD OR OTHER LIMITED INTEREST IN REAL PROPERTY;

(II) AN EASEMENT; AND

(III) A REVERSIONARY INTEREST IN A 99-YEAR GROUND LEASE RENEWABLE FOREVER.

REVISOR'S NOTE: This subsection is new language derived without substantive change from former Art. 27, § 297(a)(12).

(O) SEIZING AUTHORITY.