

(2) THE SUSPENSION SHALL CONTINUE UNTIL THE EARLIEST OF:

- REVIEW;
- (I) THE END OF ALL PROCEEDINGS, INCLUDING ANY JUDICIAL
 - (II) WITHDRAWAL BY THE DEPARTMENT OF THE SUSPENSION; OR
 - (III) DISSOLUTION OF THE SUSPENSION BY THE APPROPRIATE CIRCUIT COURT.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 282(c) and (d).

In subsection (a)(1) of this section, the former phrase "pursuant to a denial of registration or to a refusal of removal of registration under [former] § 281" is deleted as included in the reference to taking action "under § 5-307 of this subtitle".

In subsection (a)(2)(i) of this section, the reference to "the basis of the proposed denial, revocation, suspension, or refusal" is substituted for the former reference to "the basis thereof" for clarity. Similarly, in subsection (a)(3) of this section, the reference to the Department proposal "to deny a renewal of registration" is substituted for the former reference to "[i]n the case of a denial of renewal of registration".

In subsection (b) of this section, the reference to proceedings to deny, revoke, or suspend "a registration or renewal of a registration" is added for clarity.

Defined terms: "Department" § 5-101

"Registrant" § 5-101

5-309. PLACING UNDER SEAL AND DISPOSING OF CONTROLLED DANGEROUS SUBSTANCES.

(A) PLACING UNDER SEAL.

IF THE DEPARTMENT SUSPENDS OR REVOKES A REGISTRATION, THE DEPARTMENT MAY PLACE UNDER SEAL ALL CONTROLLED DANGEROUS SUBSTANCES THAT THE REGISTRANT OWNS OR POSSESSES AT THE TIME OF THE SUSPENSION OR REVOCATION IN ACCORDANCE WITH THE REGISTRATION.

(B) DISPOSITION AFTER TIME FOR APPEALS.

UNLESS THE COURT ON REQUEST ORDERS THE SALE OF PERISHABLE SUBSTANCES AND THE DEPOSIT OF THE PROCEEDS OF THE SALE WITH THE COURT, A DISPOSITION MAY NOT BE MADE OF CONTROLLED DANGEROUS SUBSTANCES UNDER SEAL UNTIL THE TIME FOR TAKING AN APPEAL HAS ELAPSED OR UNTIL ALL APPEALS END.

(C) FORFEITURE OF CONTROLLED DANGEROUS SUBSTANCES.