

lienholders; and generally relating to the disposal of property by the Department of State Police.

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 2–311
Annotated Code of Maryland
(2003 Volume and 2006 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article – Public Safety

2–311.

(a) (1) This section does not apply to personal property purchased or otherwise acquired for use by the Department or to contraband.

(2) THIS SECTION DOES NOT APPLY TO PERSONAL PROPERTY RETAINED BY THE DEPARTMENT FOR USE AS EVIDENCE IN A CRIMINAL PROSECUTION.

(3) THIS SECTION DOES NOT SUPERSEDE THE PROVISIONS FOR SEIZURE AND FORFEITURE CONTAINED IN TITLES 12 AND 13 OF THE CRIMINAL PROCEDURE ARTICLE.

(b) The (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, THE Department shall hold personal property that comes into the possession of the Department until the Department determines that the property is no longer needed in connection with a prosecution.

(2) PERSONAL PROPERTY THAT IS USED AS EVIDENCE IN A CRIMINAL PROSECUTION SHALL BE RETAINED BY THE DEPARTMENT IN THE SAME MANNER AS OTHER EVIDENCE RETAINED BY THE DEPARTMENT.

(c) After the Department determines that personal property is no longer needed in connection with a prosecution, the Department shall deliver the property to the person who satisfactorily establishes the right to possession of the property and gives a proper receipt for the property.

(d) (1) At any time after personal property has been in the possession of the Department for [6] 3 months and the Department determines that the property is no longer needed in connection with a prosecution, the Department shall: