

[(ii)]2. Return the appraisal, in writing, under oath, to the clerk of the court.

(II) FOR A MOTOR VEHICLE, THE COURT SHALL APPRAISE THE VALUE IN THE MANNER PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION AND PROVIDE THE APPRAISAL IN WRITING TO THE CLERK OF THE COURT.

(4) Notice of the appraisal shall be sent to all lienholders shown in the records prescribed by law for notice or the perfection of the lien.

(5) (i) Upon the filing of the appraisal, the owner may give bond payable to the clerk of the court in an amount equal to the greater of the appraised value of the property plus costs which may accrue, or the aggregate amount of the liens on the property as shown in the records prescribed by law for the notice or perfection of liens, [with security to be approved by the clerk of the court,] and conditioned for performance on final judgment by the court.

(II) A PERSON MAY GIVE A BOND UNDER THIS SUBSECTION BY MEANS OF CASH, THROUGH A SURETY, THROUGH A LIEN ON REAL PROPERTY, OR BY MEANS OF OTHER SECURITY APPROVED BY THE CLERK.

[(ii)](III) The bond authorized in this subsection shall be filed in the District Court or circuit court where the criminal action that gave rise to the seizure is pending and shall be part of that same criminal proceeding, unless a complaint for forfeiture has been filed. However, if no criminal action is pending or if no forfeiture complaint has been filed, the bond shall be filed in the circuit court or District Court where the property was seized.

(6) (i) If forfeiture of the property or of an interest or equity in the property or proceeds is directed under this section, judgment shall be entered against the obligors on the bond without further proceedings, to be discharged by payment of the amount of the bond, on which judgment may issue.

(ii) Payment of the amount of the bond shall be applied as provided under subsection (k)(2)(iv) of this section.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1998.

Approved May 12, 1998.

CHAPTER 498

(House Bill 670)

AN ACT concerning

Crimes - Trespass - Revision

FOR the purpose of revising, restating, and recodifying the laws concerning trespass; eliminating a requirement that certain trespass prosecution be brought by a