

SB0161/273523/1

BY: Delegate Vallario

AMENDMENT TO SENATE BILL 161, AS AMENDED
(Third Reading File Bill)

On page 11, in line 5, after “(b)” insert “, **(C), AND (D)**”; and strike in their entirety lines 13 through 28, inclusive, and substitute:

“(C) IF THE STATE OR A POLITICAL SUBDIVISION DOES NOT FILE A TIMELY COMPLAINT SEEKING FORFEITURE UNDER SUBSECTION (A) OR (B) OF THIS SECTION, THE PROPERTY SHALL BE PROMPTLY RELEASED TO THE OWNER, IF KNOWN.

[(c)] (D) (1) A proceeding about money shall be filed within 90 days after the final disposition of criminal proceedings that arise out of the Controlled Dangerous Substances law.

(2) If the State or a political subdivision does not file proceedings about money within the 90-day period, the money seized under this title shall be returned to the owner on request by the owner.

(3) If the owner fails to ask the return of the money within 1 year after the final disposition of criminal proceedings, as provided under § 12-403 of this title, the money shall revert to:

(i) the political subdivision in which the money was seized; or

(ii) the State, if the money was seized by State authorities.”.