
By: **Charles County Delegation**

Introduced and read first time: January 30, 2006

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Procedure - Money as Contraband - Premises Used for**
3 **Prostitution**

4 FOR the purpose of providing that money is prima facie contraband if a law
5 enforcement officer in the State seizes the money in connection with an arrest
6 for using certain premises for the purpose of prostitution; and generally relating
7 to money presumed to be contraband.

8 BY repealing and reenacting, with amendments,
9 Article - Criminal Procedure
10 Section 13-102
11 Annotated Code of Maryland
12 (2001 Volume and 2005 Supplement)

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

15 **Article - Criminal Procedure**

16 13-102.

17 (a) Money is prima facie contraband if a law enforcement officer in the State
18 seizes the money in connection with an arrest for:

- 19 (1) unlawfully playing or operating a bookmaking scheme;
- 20 (2) unlawfully betting on a horse race, athletic event, lottery, or game;
- 21 [or]
- 22 (3) using an unlawful gaming table or gaming device; OR

23 (4) USING COMMERCIAL OR RESIDENTIAL PREMISES FOR THE PURPOSE
24 OF PROSTITUTION.

25 (b) (1) For purposes of this subsection, the Police Department of Baltimore
26 City is not a State authority.

1 (2) All rights in, title to, and interest in money seized under subsection
2 (a) of this section shall immediately vest in and to:

3 (i) the county or the municipal corporation, if the money is seized
4 by the police of the local government, including a sheriff's department that is the local
5 law enforcement unit; or

6 (ii) the State, if the money is seized by a State authority.

7 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
8 October 1, 2006.