

Innocent Owner

- 8.13(b) If any person who has not been convicted of an underlying crime or the subject of 8.14a final implied consent determination that triggers a forfeiture demonstrates by substantial 8.15 evidence that the person has an ownership interest in property subject to forfeiture under 8.16 this section, the person's interest is not subject to forfeiture unless the prosecutor proves 8.17 by clear and convincing evidence that the person took the property or interest with the 8.18 intent of defeating the forfeiture or the person consented to the underlying criminal act or 8.19 conduct.

Disposition of Forfeiture Proceeds

- 9.7 Subd. 17. **Disposition of forfeited property.** (a) If the court finds under this 9.8 section that property is subject to forfeiture, it shall order the appropriate agency to do 9.9 some of the following:
 - 9.10(1) unless a different disposition is provided under clause (3) or (4), either destroy 9.11 firearms, ammunition, and firearm accessories that the agency decides not to use for law 9.12 enforcement purposes, or sell them to federally licensed firearms dealers, as defined in 9.13 section 624.7161, subdivision 1, and distribute the proceeds under paragraph (b);
 - 9.14(2) sell property that is not required to be destroyed by law and is not harmful to 9.15 the public and distribute the proceeds under paragraph (b);
 - 9.16(3) sell antique firearms, as defined in section 624.712, subdivision 3, to the public 9.17 and distribute the proceeds under paragraph (b);
 - 9.18(4) destroy or use for law enforcement purposes semiautomatic military-style assault 9.19 weapons, as defined in section 624.712, subdivision 7;
 - 9.20(5) take custody of the property and remove it for disposition in accordance with 9.21 law; or
 - 9.22(6) disburse money as provided under paragraph (b).
- 9.23 Notwithstanding clauses (1) and (3), the Hennepin or Ramsey County sheriff may not 9.24 sell firearms, ammunition, or firearm accessories if the policy is disapproved by the 9.25 applicable county board.
- 9.26(b) The money or proceeds from the sale of forfeited property, after payment of 9.27 seizure, storage, forfeiture, and sale expenses, and satisfaction of valid liens against 9.28 the property, must be forwarded to the commissioner of management and budget to be 9.29 deposited into the state treasury and credited to the general fund. This money must be 9.30 appropriated by the legislature for public safety purposes.