

FILE NUMBER: H.F. 415
Version: As introduced

DATE: February 20, 2015

Authors: Scott and others

Subject: Forfeiture proceeds; reporting

Analyst: Rebecca Pirius, 651-296-5044

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Overview

This bill limits law enforcement and prosecuting agencies' use of forfeiture proceeds. Agencies would be prohibited from using forfeiture proceeds to pay for certain personnel costs and private attorney fees. In addition, it requires additional reporting on forfeiture expenditures by agencies and allows the State Auditor to charge fees to compile the annual forfeiture report.

Section

- 1, 2, 4** **Disposition; forfeited property.** Prohibits a law enforcement or prosecuting agency from using the proceeds from the sale of forfeited property to pay base salaries, benefits, overtime, bonuses, or litigation costs of a private attorney. Applies to forfeiture involving DNR, DWI, and criminal offenses.
- 3** **Forfeiture policies.** Strikes obsolete language from 2010 requiring law enforcement and prosecutorial agencies to develop a model forfeiture policy. Requires agencies to maintain written forfeiture policies consistent with the 2010 model policy.
- 5** **Reporting requirements.** Amends current reporting requirements.
- Currently, law enforcement and prosecutors must submit monthly forfeiture reports to the state auditor on: amounts forfeited, statutory authority, date, description, and contested cases. The state auditor compiles an annual report.
- This section requires agencies to report on the total dollar amount of expenditures from forfeiture proceeds, including substance abuse prevention programs, law enforcement programs, travel expenses, training expenses, equipment, and other expenses. Authorizes the state auditor to charge a fee to agencies to recoup its costs to compile annual report.