

SB0306/398674/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 306
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “establishing” in line 6 down through “claimant;” in line 8; and in line 10, after “proceeding;” insert “authorizing forfeited property to be sold by order of the court; requiring the proceeds of the sale of forfeited property to be distributed in a certain manner;”.

AMENDMENT NO. 2

On page 4, in line 20, strike “(A)”.

On page 5, in line 4, strike “**SUBJECT TO SUBSECTION (B) OF THIS SECTION,**”; and strike in their entirety lines 16 through 20, inclusive.

AMENDMENT NO. 3

On page 6, after line 15, insert:

“(C) UNLESS POSTPONED BY CONSENT OF ALL PARTIES, A FORFEITURE HEARING UNDER THIS SECTION SHALL BE HELD WITHIN 180 DAYS AFTER THE SEIZING AUTHORITY SERVES NOTICE.”;

in lines 16, 21, and 23, strike “(C)”, “(D)”, and “(E)”, respectively, and substitute “(D)”, “(E)”, and “(F)”, respectively.

AMENDMENT NO. 4

On page 7, strike beginning with “TO” in line 9 down through “OF” in line 11 and substitute “**IN THE FOLLOWING ORDER OF PRIORITY:**”

(Over)

(1) FIRST, TO THE LOCAL LAW ENFORCEMENT AGENCY IN AN AMOUNT EQUAL TO:

(I) THE EXPENSES INCURRED IN CONNECTION WITH THE SALE OF THE FORFEITED PROPERTY; AND

(II)”;

and in line 11, after “CHARGES” insert “;AND”

(2) SECOND, TO THE VICTIM OF THE IDENTITY FRAUD TO THE EXTENT OF THE VICTIM’S UNCOMPENSATED LOSSES”.