

Department of Planning and Budget
2004 Fiscal Impact Statement

1. Bill Number HB360

House of Origin ☐ Introduced ☐ Substitute ☐ Engrossed

Second House ☐ In Committee ☐ Substitute ☒ Enrolled

2. Patron Miles

3. Committee Passed Both Houses

4. Title Unclaimed property; sale and disposal by State Police.

5. Summary/Purpose: Allows the State Police to provide for the sale or use of unclaimed personal property that has been in its possession unclaimed for more than 60 days. "Unclaimed personal property" is defined to include any personal property, other than firearms or other weapons, that (i) belongs to another that has been acquired by a law-enforcement officer pursuant to his duties; (ii) is not needed in any criminal prosecution; (iii) has not been claimed by its rightful owner; and (iv) the State Treasurer has indicated will be declined pursuant to the Uniform Disposition of Unclaimed Property Act. Prior to sale or use of the unclaimed property, the State Police must attempt to notify the rightful owner of the property, receive in writing from the attorney for the Commonwealth that the property is not needed for a criminal prosecution, and post on its website for 60 days a description of the property and notice of the time, date, and place of display and sale of the property. The bill also provides for the disposition of funds from such sale. Alternatively, the State Police may retain any unclaimed personal property for its own use, or use of other law-enforcement agencies, if that is a more economical alternative to the purchase of a similar item. The bill also creates a section that allows the State Police to destroy unclaimed firearms or other weapons if it complies with the notice provisions relating to the disposition of unclaimed personal property set forth above.

6. No Fiscal Impact: FINAL.

7. Budget amendment necessary: No.

8. Fiscal implications: According to the Department of State Police, a fiscal impact due to this proposal is not expected.

9. Specific agency or political subdivisions affected: Department of State Police.

10. Technical amendment necessary: No.

11. Other comments: None.

Date: 03/25/04 / jgc

Document: G:\2004 session\EFIS -- Bill Impact Statements\Posted\HB360ER.DOC

cc: Secretary of Public Safety