

Department of Planning and Budget 2018 Fiscal Impact Statement

1. Bill Number: SB 813

House of Origin Introduced Substitute Engrossed
Second House In Committee Substitute Enrolled

2. Patron: Peake

3. Committee: Passed by both houses

4. Title: Report on asset forfeitures

5. Summary:

The Department of Criminal Justice Services (DCJS) manages the state program for sharing asset forfeitures related to criminal cases involving illegal drugs. The agency is required by state law to report annually on all assets forfeited to the Commonwealth, including both those assets distributed through the program it manages and those distributed to the Literary Fund. The proposed legislation would require state and local agencies that receive any forfeited asset or equitable share of a forfeited asset, including any distribution from a federal asset forfeiture proceeding, to inform DCJS of (i) the offense on which the forfeiture is based (ii) any criminal charge brought against the owner of the asset, and (iii) if a criminal charge was brought against the owner, the status of that charge. The legislation would require that DCJS include such information in the annual report.

6. Budget Amendment Necessary: None.

7. Fiscal Impact Estimates: Final. See Item 8.

8. Fiscal Implications:

It is not expected that the legislation would have a fiscal impact on any state agency.

9. Specific Agency or Political Subdivisions Affected:

Department of Criminal Justice Services
State agencies conducting asset forfeitures
Local law-enforcement conducting asset forfeitures

10. Technical Amendment Necessary: None.

11. Other Comments: None.