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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 2123 Session of  
2018

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INTRODUCED BY BENNINGHOFF, BARRAR, CAUSER, CHARLTON, GROVE,  
A. HARRIS, MURT, SAYLOR, STEPHENS, YOUNGBLOOD AND COX,  
MARCH 6, 2018

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REFERRED TO COMMITTEE ON JUDICIARY, MARCH 6, 2018

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AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the  
2 Pennsylvania Consolidated Statutes, in forfeiture of assets,  
3 further providing for asset forfeiture.

4 The General Assembly of the Commonwealth of Pennsylvania  
5 hereby enacts as follows:

6 Section 1. Section 5803(i) of Title 42 of the Pennsylvania  
7 Consolidated Statutes, added June 29, 2017 (P.L.247, No.13), is  
8 amended to read:

9 § 5803. Asset forfeiture.

10 \* \* \*

11 (i) Authorization to utilize property.--Cash or proceeds of  
12 property subject to forfeiture under section 5802 and  
13 transferred to the custody of the district attorney or Attorney  
14 General under subsection (f) shall be utilized by the district  
15 attorney or Attorney General for the enforcement of or  
16 prevention of a violation of the provisions of The Controlled  
17 Substance, Drug, Device and Cosmetic Act. In appropriate cases,  
18 the district attorney and the Attorney General may designate

1 proceeds from the forfeited property to be utilized by  
2 community-based drug and crime-fighting programs, for school  
3 safety and security efforts and for relocation and protection of  
4 witnesses in criminal cases. Real property may be transferred to  
5 a nonprofit organization to alleviate blight resulting from  
6 violations of The Controlled Substance, Drug, Device and  
7 Cosmetic Act.

8 \* \* \*

9 Section 2. This act shall take effect in 60 days.