
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 428 Session of
2019

INTRODUCED BY BENNINGHOFF, BARRAR, SCHLEGEL CULVER, EMRICK,
JAMES, KINSEY, MURT, PICKETT, POLINCHOCK, QUINN, ROTHMAN,
SAYLOR, MENTZER AND DeLUCA, FEBRUARY 11, 2019

REFERRED TO COMMITTEE ON JUDICIARY, FEBRUARY 11, 2019

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 is amended to read:

8 § 5803. Asset forfeiture.

9 * * *

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

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

7 * * *

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