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Date: (Filing No. H- )

**JUDICIARY**

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
131ST LEGISLATURE  
FIRST SPECIAL SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 609, L.D. 962, “An Act to Lower the Amount of Seized Currency in a Criminal Asset Forfeiture over Which the Currency May Be Transferred to the Federal Government”

Amend the bill by striking out the title and substituting the following:

**'An Act Regarding the Transfer of Seized Currency to the Federal Government for Criminal Asset Forfeiture'**

Amend the bill by striking out everything after the enacting clause and inserting the following:

**'Sec. 1. 15 MRSA §5821, last ¶**, as enacted by PL 2021, c. 454, §5, is amended to read:

~~Unless seized property under this section includes United States currency in excess of \$100,000 in conjunction with a federal criminal case,~~ a law enforcement agency, prosecuting authority, state agency, county or municipality may not enter into an agreement to transfer or refer property seized under this section to a federal agency directly, indirectly, through adoption, through an intergovernmental joint task force or by other means that circumvent the provisions of this section.'

Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

**SUMMARY**

This amendment, which is the majority report of the committee, eliminates the requirement that seized currency exceed a certain amount before a state governmental agency, county or municipality may enter into an agreement to transfer or refer the seized currency to a federal agency and replaces it with a requirement that seized currency only be transferred or referred to a federal agency in conjunction with a federal criminal case.

**FISCAL NOTE REQUIRED**

(See attached)

**COMMITTEE AMENDMENT**