

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 54th Legislature (2014)

4 HOUSE BILL 2379

 By: DeWitt

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6
7 AS INTRODUCED

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9 An Act relating to asset forfeitures; amending 63
10 O.S. 2011, Sections 2-506 and 2-508, as amended by
11 Section 16, Chapter 283, O.S.L. 2012 (63 O.S. Supp.
12 2013, Section 2-508), which relate to forfeiture
 proceedings for seized property; clarifying certain
 forfeiture procedures; authorizing sale of property
 through online auctions; and providing an effective
 date.

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15 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

16 SECTION 1. AMENDATORY 63 O.S. 2011, Section 2-506, is
17 amended to read as follows:

18 Section 2-506. A. Any peace officer of this state shall seize
19 the following property:

20 1. Any property described in subsection A of Section 2-503 of
21 this title. Such property shall be held as evidence until a
22 forfeiture has been declared or release ordered, except for property
23 described in paragraphs 1, 2 and 3 of subsection A of Section 2-503
24 of this title, or in the case of money, coins, and currency,

1 deposited as provided in subsection E of Section 2-503 of this
2 title; provided, any money, coins and currency taken or detained
3 pursuant to this section may be deposited in an interest-bearing
4 account by or at the direction of the district attorney in the
5 office of the county treasurer if the district attorney determines
6 the currency is not to be held as evidence. All interest earned on
7 such monies shall be returned to the claimant or forfeited with the
8 money, coins and currency which was taken or detained as provided by
9 law;

10 2. Any property described in subsection B of Section 2-503 of
11 this title; or

12 3. Any property described in subsection C of Section 2-503 of
13 this title.

14 B. Notice of seizure and intended forfeiture proceeding shall
15 be filed in the office of the clerk of the district court for the
16 county wherein such property is seized and shall be given all owners
17 and parties in interest. Notwithstanding any other provision of
18 law, no filing fees shall be assessed by the court clerk for the
19 filing of any forfeiture action.

20 C. Notice shall be given by the agency seeking forfeiture
21 according to one of the following methods:

22 1. Upon each owner or party in interest whose right, title or
23 interest is of record in the Tax Commission, by mailing a copy of
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1 the notice by certified mail to the address as given upon the
2 records of the Tax Commission;

3 2. Upon each owner or party in interest whose name and address
4 is known to the attorney in the office of the agency prosecuting the
5 action to recover unpaid fines, by mailing a copy of the notice by
6 registered mail to the last-known address; or

7 3. Upon all other owners or interested parties, whose addresses
8 are unknown, but who are believed to have an interest in the
9 property, by one publication in a newspaper of general circulation
10 in the county where the seizure was made.

11 D. Within forty-five (45) days after the mailing or publication
12 of the notice, the owner of the property and any other party in
13 interest or claimant may file a verified answer and claim to the
14 property described in the notice of seizure and of the intended
15 forfeiture proceeding.

16 E. If at the end of forty-five (45) days after the notice has
17 been mailed or published there is no verified answer on file, the
18 court shall hear evidence upon the fact of the unlawful use and
19 shall order the property forfeited to the state, if such fact is
20 proved. Except as otherwise provided for in Section 2-503 of this
21 title, any such property shall be forfeited to the state and sold
22 under judgment of the court pursuant to the provisions of Section 2-
23 508 of this title.

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1 F. If a verified answer is filed, the forfeiture proceeding
2 shall be set for hearing.

3 G. At a hearing in a proceeding against property described in
4 paragraphs 3 through 9 of subsection A or subsections B and C of
5 Section 2-503 of this title, the requirements set forth in said
6 paragraph or subsection, respectively, shall be satisfied by the
7 state by a preponderance of the evidence.

8 H. The claimant of any right, title, or interest in the
9 property may prove a lien, mortgage, or conditional sales contract
10 to be a bona fide or innocent ownership interest and that such
11 right, title, or interest was created without any knowledge or
12 reason to believe that the property was being, or was to be, used
13 for the purpose charged.

14 I. In the event of such proof, the court shall order the
15 property released to the bona fide or innocent owner, lien holder,
16 mortgagee or vendor if the amount due him is equal to, or in excess
17 of, the value of the property as of the date of the seizure, it
18 being the intention of this section to forfeit only the right, title
19 or interest of the purchaser.

20 J. If the amount due to such person is less than the value of
21 the property, ~~or~~ if no bona fide claim is established or if no
22 answer to the forfeiture petition is filed, the property shall be
23 forfeited to the state and sold under judgment of the court, ~~as on~~
24 ~~sale upon execution,~~ and as provided for in Section 2-508 of this

1 title, except as otherwise provided for in Section 2-503 of this
2 title.

3 K. Property taken or detained under this section shall not be
4 repleviable, but shall be deemed to be in the custody of the office
5 of the district attorney of the county wherein the property was
6 seized, subject only to the orders and decrees of the court or the
7 official having jurisdiction thereof; said official shall maintain a
8 true and accurate inventory and record of all such property seized
9 under the provisions of this section. The provisions of this
10 subsection shall not apply to property taken or detained by the
11 Oklahoma State Bureau of Narcotics and Dangerous Drugs Control, the
12 Department of Public Safety, the Oklahoma State Bureau of
13 Investigation, the Alcoholic Beverage Laws Enforcement Commission,
14 the Department of Corrections or the Office of the Attorney General.
15 Property taken or detained by the Oklahoma State Bureau of Narcotics
16 and Dangerous Drugs Control, the Department of Public Safety, the
17 Oklahoma State Bureau of Investigation, the Alcoholic Beverage Laws
18 Enforcement Commission, the Department of Corrections or the Office
19 of the Attorney General shall be subject to the provisions of
20 subsections E and F of Section 2-503 of this title.

21 L. The proceeds of the sale of any property not taken or
22 detained by the Oklahoma State Bureau of Narcotics and Dangerous
23 Drugs Control, the Department of Public Safety, the Oklahoma State
24 Bureau of Investigation, the Alcoholic Beverage Laws Enforcement

1 Commission, the Department of Corrections or the Office of the
2 Attorney General shall be distributed as follows, in the order
3 indicated:

4 1. To the bona fide or innocent purchaser, conditional sales
5 vendor or mortgagee of the property, if any, up to the amount of his
6 or her interest in the property, when the court declaring the
7 forfeiture orders a distribution to such person;

8 2. To the payment of the actual expenses of preserving the
9 property and legitimate costs related to the civil forfeiture
10 proceedings. For purposes of this paragraph, the term "legitimate
11 costs" shall not include court costs associated with any civil
12 forfeiture proceeding; and

13 3. The balance to a revolving fund in the office of the county
14 treasurer of the county wherein the property was seized, said fund
15 to be used as a revolving fund solely for enforcement of controlled
16 dangerous substances laws, drug abuse prevention and drug abuse
17 education, and maintained by the district attorney in his or her
18 discretion for those purposes with a yearly accounting to the board
19 of county commissioners in whose county the fund is established and
20 to the District Attorneys Council; provided, one hundred percent
21 (100%) of the balance of the proceeds of such sale of property
22 forfeited due to nonpayment of a fine imposed pursuant to the
23 provisions of Section 2-415 of this title shall be apportioned as
24 provided in Section 2-416 of this title. The revolving fund shall

1 be audited by the State Auditor and Inspector at least every two (2)
2 years in the manner provided in Section 171 of Title 19 of the
3 Oklahoma Statutes. Said audit shall include, but not be limited to,
4 a compliance audit. A district attorney may enter into agreements
5 with municipal, tribal, county or state agencies to return to such
6 an agency a percentage of proceeds of the sale of any property
7 seized by the agency and forfeited under the provisions of this
8 section. The District Attorneys Council shall adopt guidelines
9 which ensure that such agencies receive a reasonable percentage of
10 such proceeds, considering the relative contribution of each agency
11 to the drug enforcement and prosecution operations relating to the
12 seizure. In formulating said guidelines, the District Attorneys
13 Council shall examine federal guidelines on asset distribution and
14 use said guidelines as a basis for establishing guidelines for this
15 state. The Attorney General is hereby authorized to mediate
16 disputes between district attorneys and such agencies concerning the
17 application of said guidelines in particular instances. Any agency
18 that receives proceeds from an asset distribution shall maintain a
19 true and accurate record of all such assets.

20 M. Whenever any vehicle, airplane or vessel is forfeited under
21 the Uniform Controlled Dangerous Substances Act, the district court
22 of jurisdiction may order that the vehicle, airplane or vessel
23 seized may be retained by the state, county or city law enforcement
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1 agency which seized the vehicle, airplane or vessel for its official
2 use.

3 N. If the court finds that the state failed to satisfy the
4 required showing provided for in subsection G of this section, the
5 court shall order the property released to the owner or owners.

6 O. Except as provided for in subsection Q of this section, a
7 bona fide or innocent owner, lien holder, mortgagee or vendor that
8 recovers property pursuant to this section shall not be liable for
9 storage fees.

10 P. Except as provided for in subsection Q of this section,
11 storage fees shall be paid by the agency which is processing the
12 seizure and forfeiture from funds generated by seizure and
13 forfeiture actions.

14 Q. The bona fide or innocent owner, lien holder, mortgagee or
15 vendor shall reclaim subject seized property within thirty (30) days
16 of written notice from the seizing agency. If such person fails to
17 reclaim the property within the thirty-day time period, then storage
18 fees may be assessed against their secured interest.

19 R. 1. At any hearing held relevant to this section, a report
20 of the findings of the laboratory of the Oklahoma State Bureau of
21 Investigation, the medical examiner's report of investigation or
22 autopsy report, or a laboratory report from a forensic laboratory
23 operated by the State of Oklahoma or any political subdivision
24 thereof, which has been made available to the accused by the office

1 of the district attorney or other party to the forfeiture at least
2 five (5) days prior to the hearing, with reference to all or part of
3 the evidence submitted, when certified as correct by the persons
4 making the report shall be received as evidence of the facts and
5 findings stated, if relevant and otherwise admissible in evidence.
6 If such report is deemed relevant by the forfeiture applicant or the
7 respondent, the court shall admit such report without the testimony
8 of the person making the report, unless the court, pursuant to this
9 subsection, orders such person to appear.

10 2. When any alleged controlled dangerous substance has been
11 submitted to the laboratory of the OSBI for analysis, and such
12 analysis shows that the submitted material is a controlled dangerous
13 substance, the distribution of which constitutes a felony under the
14 laws of this state, no portion of such substance shall be released
15 to any other person or laboratory except to the criminal justice
16 agency originally submitting the substance to the OSBI for analysis,
17 absent an order of a district court. The defendant shall
18 additionally be required to submit to the court a procedure for
19 transfer and analysis of the subject material to ensure the
20 integrity of the sample and to prevent the material from being used
21 in any illegal manner.

22 3. The court, upon motion of either party, shall order the
23 attendance of any person preparing a report submitted as evidence in
24 the hearing when it appears there is a substantial likelihood that

1 material evidence not contained in said report may be produced by
2 the testimony of any person having prepared a report. The hearing
3 shall be held and, if sustained, an order issued not less than five
4 (5) days prior to the time when the testimony shall be required.

5 4. If within five (5) days prior to the hearing or during a
6 hearing, a motion is made pursuant to this section requiring a
7 person having prepared a report to testify, the court may hear a
8 report or other evidence but shall continue the hearing until such
9 time notice of the motion and hearing is given to the person making
10 the report, the motion is heard, and, if sustained, the testimony
11 ordered can be given.

12 SECTION 2. AMENDATORY 63 O.S. 2011, Section 2-508, as
13 amended by Section 16, Chapter 283, O.S.L. 2012 (63 O.S. Supp. 2013,
14 Section 2-508), is amended to read as follows:

15 Section 2-508. A. Except as otherwise provided, all property
16 described in paragraphs 1 and 2 of subsection A of Section 2-503 of
17 this title which is seized or surrendered pursuant to the provisions
18 of the Uniform Controlled Dangerous Substances Act shall be
19 destroyed. The destruction shall be done by or at the direction of
20 the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control
21 (OSBNDD), who shall have the discretion prior to destruction to
22 preserve samples of the substance for testing. In any county with a
23 population of four hundred thousand (400,000) or more according to
24 the latest Federal Decennial Census, there shall be a located site,

1 approved by the OSBNDD, for the destruction of the property. Any
2 such property submitted to the OSBNDD which it deems to be of use
3 for investigative training, educational, or analytical purposes may
4 be retained by the OSBNDD in lieu of destruction.

5 B. 1. With respect to controlled dangerous substances seized
6 or surrendered pursuant to the provisions of the Uniform Controlled
7 Dangerous Substances Act, municipal police departments, sheriffs,
8 the Oklahoma Bureau of Narcotics and Dangerous Drugs Control
9 Commission, the Oklahoma Highway Patrol, and the Oklahoma State
10 Bureau of Investigation shall have the authority to destroy seized
11 controlled dangerous substances when the amount seized in a single
12 incident exceeds ten (10) pounds. The destroying agency shall:

- 13 a. photograph the seized substance with identifying case
14 numbers or other means of identification,
- 15 b. prepare a report describing the seized substance prior
16 to the destruction,
- 17 c. retain at least one (1) pound of the substance
18 randomly selected from the seized substance for the
19 purpose of evidence, and
- 20 d. obtain and retain samples of the substance from enough
21 containers, bales, bricks, or other units of substance
22 seized to establish the presence of a weight of the
23 substance necessary to establish a violation of the
24 Trafficking in Illegal Drugs Act pursuant to

1 subsection C of Section 2-415 of this title, if such a
2 weight is present. If such weight is not present,
3 samples of the substance from each container, bale,
4 brick or other unit of substance seized shall be
5 taken. Each sample taken pursuant to this section
6 shall be large enough for the destroying agency and
7 the defendant or suspect to have an independent test
8 performed on the substance for purposes of
9 identification.

10 2. If a defendant or suspect is known to the destroying agency,
11 the destroying agency shall give at least seven (7) days' written
12 notice to the defendant, suspect or counsel for the defendant or
13 suspect of:

- 14 a. the date, the time, and the place where the
15 photographing will take place and notice of the right
16 to attend the photographing, and
- 17 b. the right to obtain samples of the controlled
18 dangerous substance for independent testing and use as
19 evidence.

20 3. The written notice shall also inform the defendant, suspect
21 or counsel for the defendant or suspect that the destroying agency
22 must be notified in writing within seven (7) days from receipt of
23 the notice of the intent of the suspect or defendant to obtain
24 random samples and make arrangements for the taking of samples. The

1 samples for the defendant or suspect must be taken by a person
2 licensed by the Drug Enforcement Administration. If the defendant
3 or counsel for the defendant fails to notify the destroying agency
4 in writing of an intent to obtain samples and fails to make
5 arrangements for the taking of samples, a sample taken pursuant to
6 subparagraph d of paragraph 1 of this subsection shall be made
7 available upon request of the defendant or suspect.

8 The representative samples, the photographs, the reports, and
9 the records made under this section and properly identified shall be
10 admissible in any court or administrative proceeding for any
11 purposes for which the seized substance itself would have been
12 admissible.

13 C. All other property not otherwise provided for in the Uniform
14 Controlled Dangerous Substances Act which has come into the
15 possession of the Oklahoma State Bureau of Narcotics and Dangerous
16 Drugs Control, the Department of Public Safety, the Oklahoma State
17 Bureau of Investigation, the Alcoholic Beverage Laws Enforcement
18 Commission, the Department of Corrections, the Office of the
19 Attorney General, or a district attorney may be disposed of by order
20 of the district court when no longer needed in connection with any
21 litigation. If the owner of the property is unknown to the agency
22 or district attorney, the agency or district attorney shall hold the
23 property for at least six (6) months prior to filing a petition for
24 disposal with the district court except for laboratory equipment

1 which may be forfeited when no longer needed in connection with
2 litigation, unless the property is perishable. The Director or
3 Commissioner of the agency, the Attorney General, or district
4 attorney shall file a petition in the district court of Oklahoma
5 County or in the case of a district attorney, the petition shall be
6 filed in a county within the jurisdiction of the district attorney
7 requesting the authority to:

8 1. Conduct a sale of the property at a public auction or use an
9 Internet auction, which may include online bidding; or

10 2. Convert title of the property to the Oklahoma State Bureau
11 of Narcotics and Dangerous Drugs Control, the Department of Public
12 Safety, the Oklahoma State Bureau of Investigation, the Alcoholic
13 Beverage Laws Enforcement Commission, the Department of Corrections,
14 the Office of the Attorney General, or to the district attorney's
15 office for the purposes provided for in subsection J, K or L of this
16 section.

17 The Director, Commissioner, Attorney General or district
18 attorney shall attach to the petition:

- 19 a. a list describing the property, including all
20 identifying numbers and marks, if any,
21 b. the date the property came into the possession of the
22 agency or district attorney, and
23 c. the name and address of the owner, if known.

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1 For any item having an apparent value in excess of One Hundred
2 Dollars (\$100.00), but less than Five Hundred Dollars (\$500.00), the
3 notice of the hearing of the petition for the sale of the property,
4 except laboratory equipment used in the processing, manufacturing or
5 compounding of controlled dangerous substances in violation of the
6 provisions of the Uniform Controlled Dangerous Substances Act, shall
7 be given to every known owner, as set forth in the petition, by
8 first-class mail to the last-known address of the owner at least ten
9 (10) days prior to the date of the hearing. An affidavit of notice
10 being sent shall be filed with the court by a representative of the
11 agency, the Director or Commissioner of the agency, the Attorney
12 General or district attorney. For items in excess of Five Hundred
13 Dollars (\$500.00), a notice of the hearing of the petition for the
14 sale of said property shall be delivered to every known owner as set
15 forth in the petition by certified mail. Notice of a hearing on a
16 petition for forfeiture or sale of laboratory equipment used in the
17 processing, manufacturing or compounding of controlled dangerous
18 substances in violation of the Uniform Controlled Dangerous
19 Substances Act shall not be required.

20 The notice shall contain a brief description of the property,
21 and the location and date of the hearing. In addition, notice of
22 the hearing shall be posted in three public places in the county,
23 one such place being the county courthouse at the regular place
24 assigned for the posting of legal notices. At the hearing, if no

1 owner appears and establishes ownership of the property, the court
2 may enter an order authorizing the Director, Commissioner, Attorney
3 General, or district attorney to donate the property pursuant to
4 subsection J, K or L of this section, to sell the property at a
5 public auction, including an Internet auction, which may include
6 online bidding, to the highest bidder, or to convert title of the
7 property to the Oklahoma State Bureau of Narcotics and Dangerous
8 Drugs Control, the Department of Public Safety, the Oklahoma State
9 Bureau of Investigation, the Alcoholic Beverage Laws Enforcement
10 Commission, the Department of Corrections, or the Office of the
11 Attorney General for the purposes provided for in subsection J, K or
12 L of this section after at least ten (10) days of notice has been
13 given by publication in one issue of a legal newspaper of the
14 county. If the property is offered for sale at public auction,
15 including an Internet auction, and no bid is received that exceeds
16 fifty percent (50%) of the value of the property, such value to be
17 announced prior to the sale, the Director, Commissioner, Attorney
18 General, or district attorney may refuse to sell the item pursuant
19 to any bid received. The Director, Commissioner, Attorney General,
20 or district attorney shall make a return of the sale and, when
21 confirmed by the court, the order confirming the sale shall vest in
22 the purchaser title to the property so purchased.

23 D. The money received from the sale of property by the Oklahoma
24 State Bureau of Narcotics and Dangerous Drugs Control shall be used

1 for general drug enforcement purposes. These funds shall be
2 transferred to the Bureau of Narcotics Revolving Fund established
3 pursuant to Section 2-107 of this title or in the case of a district
4 attorney, the revolving fund provided for in paragraph 3 of
5 subsection L of Section 2-506 of this title.

6 E. At the request of the Department of Public Safety, the
7 district attorney or a designee of the district attorney may conduct
8 any forfeiture proceedings as described in Section 2-503 of this
9 title on any property subject to forfeiture as described in
10 subsection A, B or C of Section 2-503 of this title. The money
11 received from the sale of property by the Department of Public
12 Safety shall be deposited in the Department of Public Safety
13 Restricted Revolving Fund and shall be expended for law enforcement
14 purposes.

15 F. The money received from the sale of property by the
16 Alcoholic Beverage Laws Enforcement Commission shall be deposited in
17 the General Revenue Fund of the state.

18 G. The money received from the sale of property from the
19 Oklahoma State Bureau of Investigation shall be deposited in the
20 OSBI Revolving Fund and shall be expended for law enforcement
21 purposes.

22 H. The Director of the ~~Oklahoma~~ Department of Corrections shall
23 make a return of the sale and when confirmed by the court, the order
24 confirming the sale shall vest in the purchaser title to the

1 property so purchased. Twenty-five percent (25%) of the money
2 received from the sale shall be disbursed to a revolving fund in the
3 office of the county treasurer of the county wherein the property
4 was seized, said fund to be used as a revolving fund solely for
5 enforcement of controlled dangerous substances laws, drug abuse
6 prevention and drug abuse education. The remaining seventy-five
7 percent (75%) shall be deposited in the Department of Corrections
8 Revolving Fund to be expended for equipment for probation and parole
9 officers and correctional officers.

10 I. The money received from the sale of property from the Office
11 of the Attorney General shall be deposited in the Attorney General
12 Law Enforcement Revolving Fund and shall be expended for law
13 enforcement purposes. The Office of the Attorney General may enter
14 into agreements with municipal, county or state agencies to return
15 to such an agency a percentage of proceeds of the sale of any
16 property seized by the agency and forfeited under the provisions of
17 this section.

18 J. Any property, including but not limited to uncontaminated
19 laboratory equipment used in the processing, manufacturing or
20 compounding of controlled dangerous substances in violation of the
21 provisions of the Uniform Controlled Dangerous Substances Act, upon
22 a court order, may be donated for classroom or laboratory use by the
23 Oklahoma State Bureau of Narcotics and Dangerous Drugs Control,
24 ~~Oklahoma~~ Department of Public Safety, district attorney, the

1 Alcoholic Beverage Laws Enforcement Commission, the ~~Oklahoma~~
2 Department of Corrections, or the Office of the Attorney General to
3 any public secondary school or technology center school in this
4 state or any institution of higher education within The Oklahoma
5 State System of Higher Education.

6 K. Any vehicle or firearm which has come into the possession
7 and title vested in the Oklahoma State Bureau of Narcotics and
8 Dangerous Drugs Control, the ~~Oklahoma~~ Department of Public Safety,
9 the Oklahoma State Bureau of Investigation, ~~or~~ the Office of the
10 Attorney General or a district attorney, may be transferred, donated
11 or offered for lease to any sheriff's office, tribal law enforcement
12 agency, campus police department pursuant to the provisions of the
13 Oklahoma Campus Security Act, or police department in this state on
14 an annual basis to assist with the enforcement of the provisions of
15 the Uniform Controlled Dangerous Substances Act. Each agency shall
16 promulgate rules, regulations and procedures for leasing vehicles
17 and firearms. No fully automatic weapons will be subject to the
18 leasing agreement. All firearms leased may be utilized only by
19 C.L.E.E.T.-certified officers who have received training in the type
20 and class of weapon leased. Every lessee shall be required to
21 submit an annual report to the leasing agency stating the condition
22 of all leased property. A lease agreement may be renewed annually
23 at the option of the leasing agency. Upon termination of a lease
24 agreement, the property shall be returned to the leasing agency for

1 sale or other disposition. All funds derived from lease agreements
2 or other disposition of property no longer useful to law enforcement
3 shall be deposited in the agency's revolving fund, or in the case of
4 the Department of Public Safety, the Department of Public Safety
5 Restricted Revolving Fund, and shall be expended for law enforcement
6 purposes.

7 L. Before disposing of any property pursuant to subsections C
8 through I of this section, the Oklahoma State Bureau of Narcotics
9 and Dangerous Drugs Control, the Department of Public Safety, the
10 Alcoholic Beverage Laws Enforcement Commission, the Oklahoma State
11 Bureau of Investigation, the Department of Corrections, the Office
12 of the Attorney General, or a district attorney may transfer or
13 donate the property to another state agency, tribal law enforcement
14 agency, or school district for use upon request. In addition to the
15 provisions of this section, the Oklahoma State Bureau of Narcotics
16 and Dangerous Drugs Control may transfer or donate property for any
17 purpose pursuant to Section 2-106.2 of this title. The agencies and
18 any district attorney that are parties to any transfer of property
19 pursuant to this subsection shall enter into written agreements to
20 carry out any such transfer of property. Any such agreement may
21 also provide for the granting of title to any property being
22 transferred as the parties deem appropriate. If the transfer of
23 property is to a school district, a written agreement shall be
24 entered into with the superintendent of the school district. No

1 weapons may be transferred to a school district except as provided
2 for in subsection K of this section.

3 SECTION 3. This act shall become effective November 1, 2014.
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5 COMMITTEE REPORT BY: COMMITTEE ON GOVERNMENT MODERNIZATION, dated
6 02/20/2014 - DO PASS.
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