



Strike Hmong and Spanish from the list of languages required in printing the forfeiture notification. Provide that the notice must be printed in English and that printing in other languages would be done at the agency's discretion. Amend the statutory notice language to reflect the new conciliation court threshold of \$15,000 (*see* § 15), and strike the all-caps typeface in the notice and replace it with new language in regular typeface.

- 6, 13**      **Judicial forfeiture procedure** (OHV; DWI). Require a judicial determination be held at the earliest practicable date, and no later than 180 days from the filing of the demand by the claimant unless a criminal proceeding is pending.
- 7, 14**      **Disposition** (OHV; DWI). Amend the law addressing the disposition of forfeiture proceeds. Require sales of forfeited property to be conducted in a commercially reasonable manner. Prohibit employees of law enforcement agencies or the prosecuting authority and their relatives from purchasing forfeited items seized by the agency.
- For vehicles forfeited administratively, require a prosecuting authority to certify that the following procedures were taken before property may be forfeited (where no demand is made by the claimant): (1) the seizing agency provided an evidence or forfeiture receipt; (2) proper notice was timely served; and (3) probable cause for the forfeiture exists based upon the officer's statement.
- 15**        **Jurisdiction** (OHV; DWI). Amends the conciliation court jurisdiction law to increase the monetary limit of certain claims that the court may hear to \$15,000. This increase applies to OHV and DWI forfeiture cases in chapters 84 and 169A.
- 16**        **Definitions.** Defines "prosecuting authority" in forfeiture cases.
- 17**        **Forfeiture a civil procedure.** Clarifies the burden of proof in forfeiture actions by restructuring and rewording the subdivision. It does not change the burden of proof or any other provision.
- 18**        **Administrative forfeiture procedure.** Replaces "county attorney" with "prosecuting authority" (*see* § 21). Clarifies notification language. Strikes Hmong and Spanish from the list of languages required in printing the forfeiture notification. Provides that the notice must be printed in English and that printing in other languages would be done at the agency's discretion.
- 19**        **Judicial determination.** Replaces "county attorney" with "prosecuting authority." Clarifies that claimant may serve complaint on prosecuting authority by any means permitted by court rule.
- 20**        **Disposition.** Prohibits employees of the prosecuting authority and relatives from purchasing forfeited items.
- 21-23, 26**    **Prosecuting authority.** Replace "county attorney" with "prosecuting authority" to reflect forfeiture actions conducted by city attorneys and the attorney general's office.
- 24**        **Notice.** Amends notice language in drive-by shooting forfeiture provisions to be consistent with notice language found in other forfeiture provisions. See sections 5, 12, and 18 for changes to the language requirement for forfeiture notifications.
- 25**        **Hearing.** Structural change.