

FIRST REGULAR SESSION

HOUSE BILL NO. 41

102ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE BURNETT.

0120H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To amend chapter 513, RSMo, by adding thereto two new sections relating to asset forfeiture.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 513, RSMo, is amended by adding thereto two new sections, to be
2 known as sections 513.652 and 513.654, to read as follows:

**513.652. Notwithstanding any provision of law, in any case involving civil asset
2 forfeiture, qualified immunity shall be waived.**

**513.654. A person may bring a civil action if the person's assets were wrongfully
2 seized in a CAFA forfeiture proceeding. If such person obtains a judgment in his or her
3 favor, the person may recover treble damages for the assets that were wrongfully seized.**

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EXPLANATION — Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.