

2017 -- H 5018

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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2017

A N A C T

RELATING TO CRIMINAL PROCEDURE -- FORFEITURE

Introduced By: Representatives McNamara, Azzinaro, Lancia, Solomon, and Diaz

Date Introduced: January 05, 2017

Referred To: House Finance

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 12-21-10 of the General Laws in Chapter 12-21 entitled "Recovery
2 of Fines, Penalties, and Forfeitures" is hereby amended to read as follows:

3 **12-21-10. Disposition of recoveries.**

4 (a) Unless otherwise specially provided:

5 (1) All fines recovered shall be to the use of the state;

6 (2) All penalties and pecuniary forfeitures, one-half (1/2) to the use of the state and one-
7 half (1/2) to the use of the person who shall sue for it; and

8 (3) All forfeitures of personal property shall be disposed of as provided by law.

9 (b) Ten percent (10%) of all funds accruing to the state as provided in subsection (a) of
10 this section shall be deposited into a restricted receipt account, managed by the director of the
11 department of health, and expended as follows:

12 (1) To fund a k-12 research-based substance abuse prevention program to be developed
13 in conjunction with the department of education's health curriculum framework.

14 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

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- 1 This act would utilize ten percent (10%) of funds accruing to the state from forfeitures,
2 fines and penalties to fund a k-12 substance abuse prevention program as part of the health
3 curriculum.
4 This act would take effect upon passage.

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