

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 84th General Assembly  
3 Regular Session, 2003  
4

# A Bill

Act 1349 of 2003  
HOUSE BILL 2848

5 By: Representative Adams  
6  
7

## For An Act To Be Entitled

9 AN ACT TO REVISE THE DISTRIBUTION OF PROCEEDS  
10 FROM THE SALE OF CONFISCATED GOODS BY LAW  
11 ENFORCEMENT AGENCIES FROM WITHIN A MUNICIPALITY;  
12 AND FOR OTHER PURPOSES.  
13

## Subtitle

15 TO REVISE THE DISTRIBUTION OF PROCEEDS  
16 FROM THE SALE OF CONFISCATED GOODS BY  
17 LAW ENFORCEMENT AGENCIES FROM WITHIN A  
18 MUNICIPALITY.  
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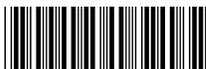
21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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23 SECTION 1. Arkansas Code § 24-11-415 is amended to read as follows:  
24 24-11-415. Proceeds derived from sale of confiscated goods.

25 (a)(1) In all cities and towns, all goods confiscated by a police  
26 officer of the city or by the sheriff or Arkansas State Police within the  
27 city that are no longer needed as evidence shall be sold at auction, the  
28 auction to be held at least annually or more often if the city determines  
29 appropriate, and the proceeds derived from the sale of all confiscated goods  
30 ~~that are required by the laws of this state to be sold if they were~~  
31 ~~confiscated by a police officer of the city, by the sheriff, or by an officer~~  
32 ~~of the Department of Arkansas State Police within the city~~ shall be deposited  
33 in the city's policemen's pension and retirement fund.

34 (2) Subdivision (a)(1) of this section shall not supercede any  
35 existing provisions of law governing the disposition of confiscated goods.

36 (b)(1) In all cities and towns, until such time as the pension and



1 retirement fund is actuarially sound as determined by the actuary under  
2 contract with the Arkansas Fire and Police Pension Review Board, all moneys  
3 confiscated by a police officer of the city, by the sheriff, or by an officer  
4 of the Department of Arkansas State Police within the city shall be deposited  
5 in the city's policemen's pension and retirement fund.

6 (2) Subdivision (b)(1) of this section shall not supercede any  
7 existing provisions of law governing the disposition of confiscated moneys.

8 (3) At the time that the pension and retirement fund is  
9 actuarially sound, all moneys received under this subsection shall be  
10 retained by the city.

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APPROVED: 4/14/2003