

(Return in triplicate)

FISCAL NOTE

Bill/Resolution No.: HB 1126 Amendment to: \_\_\_\_\_

Requested by: Legislative Council Date of Receipt: \_\_\_\_\_

Please estimate the fiscal impact of the above measure for:

State general or special funds     Counties     Cities

In the following space note the fiscal effect in dollars of this measure:

Narrative:

This bill providing a continuing appropriation of moneys deposited in the asset forfeiture fund obtained as a result of controlled substance investigations will permit increased investigation and enforcement of controlled substance laws without additional general fund expenditures. This bill permits payment of overtime to agents for drug investigation, the equipping of vehicles used in such investigations, the further assistance to local law enforcement investigations, and the taking advantage of federal grant programs to meet continuing personnel and equipment needs. In addition, this bill will allow the Attorney General to manage the fund in the most efficient manner to meet changing investigation and case development needs, such management being within the existing control of the Office of Management and Budget and the Attorney General.

The moneys deposited in the asset forfeiture fund are wholly dependent upon the seizure of property of drug offenders subject to the forfeiture laws, the initiation of forfeiture proceedings by prosecuting attorneys, the obtaining of a court order authorizing forfeiture, and the realization of proceeds from the sale of any such property. Property of drug offenders which was seized as a result of an investigation involving joint participation of state and local authorities results in a dividing of proceeds between the separate law enforcement agencies. In addition, changing patterns of drug activity may result in an increase or decrease in property, and the value of that property, which can be seized and forfeited.

State Fiscal Effect:

<u>1989-90</u>		<u>1990-91</u>		<u>Biennium Total</u>	
<u>General Fund</u>	<u>Special Funds</u>	<u>General Fund</u>	<u>Special Funds</u>	<u>General Fund</u>	<u>Special Funds</u>
	20,000		20,000		40,000

County and City Fiscal Effect:

<u>1989-90</u>		<u>1990-91</u>		<u>Biennium Total</u>	
<u>Counties</u>	<u>Cities</u>	<u>Counties</u>	<u>Cities</u>	<u>Counties</u>	<u>Cities</u>

If additional space is needed, attach a supplemental sheet.

Signed 

Typed Name Robert P. Bennett

Date Prepared: 01-05-89

Department Attorney General