

2.405 ASSET SEIZURE AND FORFEITURE

2.405.10 CDS Related Seizure and Forfeiture

- A. The Metropolitan Area Drug Task Force is responsible for conducting and/or facilitating this agency's CDS related asset seizures and forfeitures.
- B. Subject to the provisions of CP TITLE 12, property subject to civil forfeiture in CDS related cases includes, but is not limited to:
 - 1. CDS;
 - 2. Raw materials, etc.;
 - 3. Containers used, or intended for use;
 - 4. Conveyances;
 - 5. Books, records, etc.;
 - 6. Money, coin, currency, or weapons;
 - 7. Drug paraphernalia;
 - 8. Balances of proceeds from sales of seized goods;
 - 9. Real property; and
 - 10. Everything of value, proceeds, etc. used to facilitate violations.
- C. The duties and responsibilities of officers encountering situations wherein the provisions of CP TITLE 12 may be utilized include, but are not limited to:
 - 1. Ensuring supervisory ranked personnel are notified;
 - 2. Ensuring notifications are made to the Metropolitan Area Drug Task Force;
 - 3. Processing property and evidence that is to be held by this agency consistent with **2.500 Evidence & Property Management**; and
 - 4. Completing agency required reports and CIS.

2.405.20 Handgun Related Seizure and Forfeiture

- A. Subject to the provisions of CP 13-201, ET. SEQ., officers may initiate civil seizure and forfeiture actions for:
 - 1. Handguns that are worn, carried, or transported in violation of CR 4-203; and
 - 2. Ammunition or other handgun parts or accessories that are worn, carried, or transported or found in the immediate vicinity of handguns.
- B. The duties and responsibilities of officers encountering situations wherein the provisions of CP 13-201, ET. SEQ. may be utilized include, but are not limited to:
 - 1. Ensuring supervisory ranked personnel are notified;
 - 2. Ensuring weapons are made safe;
 - 3. Processing property and evidence that is to be held by this agency consistent with **2.500 Evidence & Property Management** and ensuring "Forfeiture" is entered in the Property Receipt, Property Disposal section;
 - 4. Attempting to determine ownership of handguns and if they were reported stolen prior to recovery or seizure;
 - 5. Requesting agency armorers examine handguns to determine if they meet the definition of handguns consistent with CR 4-101 b; and
 - 6. Completing agency required reports and ensuring CIS are sent.
- C. The chief is responsible for ensuring that seized handguns are disposed of consistent with the provisions of CP 13-201, ET. SEQ.
- D. All seized handguns will be submitted for ballistic testing to MSP or PGPD.