

# SB-51

limit police and other such entities from seizure of assets when investigating civilians under suspicion of criminal activity.

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## IN THE SENATE OF THE AMERICAN LEGION BOYS NATION

Mr. Greenlee of Wyoming introduced the following bill;

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## A BILL

limit police and other such entities from seizure of assets when investigating civilians under suspicion of criminal activity.

*Be it enacted by The American Legion Boys Nation Senate assembled,*

### SECTION 1. SHORT TITLE.

This Act may be cited as the "Civil Forfeiture Prohibition Act of 2023".

### SECTION 2. FINDINGS

Congress finds that civil asset forfeiture, the government's seizure of property under suspicion of its involvement in illegal activity, has raised concerns regarding due process, property rights, and potential abuses of power.

### SECTION 3. DEFINITIONS

For the purposes of this Act:

(a) "Civil Asset Forfeiture" refers to the practice by which the government seizes property under suspicion of its involvement in illegal activity.

(b) "Department" refers to the United States Department of Justice.

#### **SECTION 4. PROHIBITION OF CIVIL ASSET FORFEITURE**

(a) Civil asset forfeiture is hereby declared illegal and shall be prohibited in all jurisdictions within the United States.

(b) Any law enforcement agency found to be in violation of this prohibition shall be subject to the following penalties:

(1) For the head of the department responsible for the violation, a minimum fine of \$10,000 and a maximum prison sentence of up to 5 years.

(c) This prohibition applies to all federal, state, and local law enforcement agencies operating within the United States.

#### **SECTION 5. ENFORCEMENT**

(a) The Department shall oversee and enforce the provisions of this Act.

(b) Any affected individual whose property has been subjected to civil asset forfeiture in violation of this Act shall have the right to bring a civil lawsuit against the law enforcement agency responsible for the violation.

#### **SECTION 6. EFFECTIVE DATE**

This Act shall go into effect 30 days after its passage.

#### **SECTION 7. REPEAL OF CONFLICTING LAWS**

All laws or provisions of laws in conflict with this Act are hereby declared null and void.

## **SECTION 8. SEVERABILITY**

If any provision of this Act or its application to any person or circumstances is held invalid, the remainder of the Act or the application of the provision to other persons or circumstances shall not be affected.

## **SECTION 9. SAVINGS CLAUSE**

Nothing in this Act shall be construed to waive or diminish any rights, remedies, or protections otherwise available to individuals under the Constitution or laws of the United States.

## **SECTION 10. EFFECT ON EXISTING LEGISLATION**

This Act shall supersede any conflicting provisions of existing legislation.