



**To: All GACP Active, Professional and Life Members**  
**From: Frank V. Rotondo, Executive Director**  
**Re: 20180213-35 State Asset Forfeiture Requirements**  
**Date: February 13, 2018**

House Bill 505 was introduced at the end of last year's Legislative Session and is still a viable bill. That bill, if passed, could change the evidence standard for you to "keep" seized property. The evidence standard as noted in HB 505 bill is, "Beyond a Reasonable Doubt". Under this bill, while you have custody of the property seized you must maintain the property until an adjudication of guilty. If criminal charges are dismissed or the arrested person is found not guilty, the seized property would have to be returned to the owner. Does the evidence standard change to "Beyond a Reasonable Doubt" sound familiar for it has been the subject of debates at our Georgia State House for years. Regardless, GACP will be watching HB 505 so keep an eye on our legislative alerts.

Here is what you can do to help, please follow state code which requires all agencies that seizes property to fill out state approved forms each year. Below is the way you adhere to the letter and the spirit of the law...

**Asset Forfeiture Report forms are available on the PAC website ([www.pacga.org](http://www.pacga.org)) or <http://www.pacga.org/site/content/383>**

**This year, you will notice that to report, you must download the applicable spreadsheet and fill in the statutorily-required information. The use of a spreadsheet was made after consultation with law enforcement. It makes it easier for reporting agencies and offices to input information from their respective bookkeeping ledgers into the reporting spreadsheet. Once the spreadsheet is completed, you must convert it to .pdf form, attach the .pdf to the Title page and submit it.**

**Detailed instructions are available [here](#) to assist in completing the reporting requirements. If you have additional questions, please call Gary Bergman in my office (770-282-6300) or email him at [gbergman@pacga.org](mailto:gbergman@pacga.org).**

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