

OFFICE OF ATTORNEY GENERAL

Civil Asset Forfeiture

Statewide Report Fiscal Year 2020-2021

July 1, 2020 – June 30, 2021



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Legislative Amendments

The 67th Legislative Assembly followed the recommendations from the 2019-2020 Report and amended the civil asset forfeiture reporting requirements to remove duplicative requirements and make the reporting less burdensome on local law enforcement, while requiring additional information be included in the civil asset forfeiture judgments. These changes took effect on August 1, 2021.

As a result, beginning with the report for the fiscal year 2021-2022 (which will issue on November 1, 2022), civil asset forfeiture report forms submitted by local law enforcement agencies and the narcotics task forces will be included as part of the annual report issued by this agency.

SUMMARY INFORMATION

Judicial Districts

The state has eight judicial districts each comprised of several counties. Each county has a two-digit county code, assigned alphabetically. When a civil asset forfeiture case is filed, it is assigned a case number consisting of the two-digit county code, the year, CV (to designate that it is a Civil case), and a unique five-digit case number.

Jurisdictions

The following judicial districts reported civil asset forfeiture proceedings during the period covered by this report (July 1, 2020 through June 30, 2021).

South Central Judicial District

- Burleigh County
- McLean County
- Morton County

East Central Judicial District

- Cass County

Northeast Judicial District

- Pembina County
- Ramsey County

Northeast Central Judicial District

- Grand Forks County

Southeast Judicial District

- Richland County
- Stutsman County

North Central Judicial District

- Ward County

Northwest Judicial District

- Williams County

Currency

Forfeited currency is divided among the agencies involved in the investigation and prosecution of the case. The number of agencies receiving funds and the cost share ratio depends on the jurisdiction and how the case originated, among other factors.

- Currency seized, statewide\$442,102.00
 - Returned to Defendants -\$17,447.00
- Net total \$424,655.00

Automobiles/Motorized Vehicles

13 forfeited motorized vehicles were reported as held or disposed of during the reporting period. The reported value of the asset is the amount for which the forfeited automobile sold.

- Total proceeds realized from forfeited automobiles\$20,146.50

Firearms

15 firearms were reported as held or disposed of during the reporting period. The reported value of the forfeited firearms is the amount realized from sale.

- Total proceeds received from forfeited firearms\$0.00

Other Property

Other property includes any other personal property, such as cell phones and electronics, clothing, personal possessions, hobby or sporting equipment, tools, etc. The “value” of some items (such as used clothing) is minimal.

- None was reported.\$0.00

DISAGGREGATED INFORMATION

Currency

The disaggregated forfeited cash is reported by judicial district and county because the narcotics task forces serve multiple counties, and each county also may include multiple law enforcement agencies. Proceeds from civilly forfeited assets from a case originating with a local law enforcement agency may be divided among different agencies, or in different percentages, than the assets from a case originating with a narcotics task force, even though the same criminal justice agencies may be involved.

South Central Judicial District

- Burleigh \$81,122
- McLean \$42,481
- Morton \$90,145

East Central Judicial District

- Cass \$171,003

Northeast Judicial District

- Ramsey \$4,500

Northeast Central Judicial District

- Grand Forks \$8,143

Southeast Judicial District

- Richland \$5,166
- Stutsman \$754

North Central Judicial District

- Ward \$19,273

Northwest Judicial District

- Williams..... \$6,568

TOTAL \$424,655

Automobiles/Motorized Vehicles

Following is the breakdown of forfeited vehicles by county¹ and, if sold, the month of sale and amount realized.

South Central Judicial District

- **Burleigh**
 - 1970 Cadillac Deville (January 2020)
 - 2015 Ford Edge (transferred to jurisdiction's fleet) \$0.00
 - 2013 Toyota Camry (September 2020)
 - 2013 Lincoln MKZ, sold June 2021 \$8,294.75
 - 2007 Ford F250, sold June 2021 \$9,775.75
- **Morton**
 - 2006 Dodge Charger, sold December 2019 \$350.00
 - 2014 Ford Mustang (July 2020)
 - 2010 Jeep Grand Cherokee (September 2019)

East Central Judicial District

- **Cass**
 - 2000 Ford Ranger, sold October 2020 \$1,725.00
 - 2008 Mercedes-Benz ML (May 2021)
 - 2013 Infiniti G37 (May 2021)

Northeast Judicial District

- **Pembina**
 - 2012 Polaris RZR-ATV (December 2020)
– forfeiture transferred to Grand Forks County

North Central Judicial District

- **Ward**
 - 2000 Chevrolet Tahoe \$1.00

TOTAL \$20,146.50

¹ In some instances, an automobile was ordered forfeited to a specific agency within one county even though the related criminal case involved multiple agencies or a multi-county drug task force that is headquartered in a different county.

Firearms

These jurisdictions reported forfeited firearms held or sold pursuant to the civil asset forfeiture order and in accordance with the provisions of statute during the reporting period. These items do not have a value until they are sold.

South Central Judicial District

- Burleigh
 - 380 ACP Hi Point CF, December 2019
 - .223 Black DPMS Rifle, September 2020
 - .40 Cal S&W Rifle, September 2020
 - Ruger p95 9mm pistol, September 2020
- Morton
 - Magnum Research .44 Desert Eagle pistol, November 2019
 - Kimber .45 Ultra Raptor, November 2019
 - Sig Sauer .22 Mosquito pistol, November 2019
 - North American Arms .22 pistol, November 2019
 - Springfield .45 Xds pistol, November 2019
 - DPMS Rifle & scope, July 2020
 - Kimber handgun, July 2020
 - RG Revolver, July 2020
- McLean
 - Firearm (no description), May 2021

Northeast Central Judicial District

- Grand Forks
 - Smith & Wesson Model SD9 9mm, May 2021
 - RMT Model 1911 .45, May 2021

TOTAL \$0