

By Ms. St. Fleur of Boston, petition of Marie St. Fleur and other members of the General Court for legislation to provide that proceeds of drug case confiscation be used for drug treatment. The Judiciary.

The Commonwealth of Massachusetts

In the Year Two Thousand and One.

AN ACT TO PROVIDE PROCEEDS OF DRUG CASE CONFISCATION FOR DRUG TREATMENT.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Section 47 of Chapter 94C of the General Laws of Massachu-
2 setts is amended by striking the second paragraph in
3 subsection (d), and replacing it with the following:— “The final
4 order of the court shall provide that fifty percent of said moneys
5 and the proceeds of any such sale shall be distributed equally
6 between the prosecuting district attorney or attorney general and
7 the city, town, or state police department involved in the seizure.
8 If more than one department was substantially involved in the
9 seizure, the court having jurisdiction over the forfeiture pro-
10 ceeding shall distribute the twenty-five percent equitably among
11 the departments; and the final order shall further provide that fifty
12 percent of said moneys and the proceeds of any such sale shall be
13 paid to the department of Public Health for the sole purpose of
14 providing drug rehabilitation and treatment to inmates who are
15 drug dependent, and for the education of those persons who are at
16 risk of becoming drug dependent as determined by the Commis-
17 sioner of Public Health.”

