

Prior law provided that when property is forfeited under the provisions of the Uniform Controlled Dangerous Substances Law, the district attorney is to authorize a public sale or an auction sale conducted by a licensed auctioneer, without appraisal, of whatever forfeited property that is not required by law to be destroyed and that is not harmful to the public.

Also, in Opinion No. 12-0243, the attorney general has opined that prior law did not prohibit the disposition of seized motor vehicles at dealer-only auctions provided that the auction is conducted by a licensed auctioneer and the auctioneer accepts the highest or most favorable bid for the property auctioned.

New law retains prior law and adds a requirement that any auction of property forfeited under the Uniform Controlled Dangerous Substances Law is to be a public auction.

Effective upon signature of the governor (June 17, 2013).

(Amends R.S. 40:2616(A)(1))