

From: Senator Tom Young
Sent: 6/14/2015 5:01:08 PM
To: wbusser721@aol.com
Cc: bill@taylorschouse.com; mhanna@aikenstandard.com;
dturner@aikenstandard.com; tkulmala@aikenstandard.com;
tom@senatortomyoung.com; bill@billhixon.com; dwells29801@gmail.com;
BillClyburn@schouse.gov; chriscorley1980@aol.com;
NikkiSetzler@scsenate.gov; ShaneMassey@scsenate.gov; Haley, Nikki;
Shane@scpolicycouncil.org; jamie@scpolicycouncil.org;
winky@scpolicycouncil.org; Robert@RobertAriail.com;
glynn.moore@augustachronicle.com; stateeditor@thestate.com
Subject: Re: Rep. Bill Taylor link: quality of civil asset forfeiture laws by state,
(SC F, GA D-)

Bill - we will look at this - thank you for sharing

Tom Young
SC Senate District 24

On Jun 11, 2015, at 1:13 PM, wbusser721@aol.com <<mailto:wbusser721@aol.com>> wrote:

Thank you for your response and interest
correcting the forfeiture problem.

Bill Busser

TO: cc & bcc

Please read the link in Rep. Bill Taylor's email. The
Georgia and South Carolina ratings are as follows:

Georgia D-

The standard of proof is extremely low; depending on the property the government must establish probable cause or show a preponderance of the evidence to forfeit property. The burden is on the property owner to prove his innocence to get his property back. Law enforcement keeps 100% of forfeiture funds, but they must be used for law enforcement activities. The legislature recently passed minor transparency reforms, which were signed into law by the governor.

South Carolina F

The standard of proof is extremely low; the government must only show probable cause to forfeit property. The burden is on the property owner to prove his innocence to get his property back. Law enforcement keeps 75% of forfeiture funds, 20% goes to prosecutors and the remaining 5% goes to the general fund. There are no collecting or reporting requirements.

Please see the section in the Rep. Bill Taylor link for your state rating: Civil Asset Forfeiture: Grading the States

<<http://www.scribd.com/doc/267761329>>