

Department of Planning and Budget
2025 General Assembly Session
State Fiscal Impact Statement

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ORIGINAL

Bill Number: HB2120S1 **Patron:** Maldonado
Bill Title: Seizure of property used in connection with or derived from financial exploitation of vulnerable adults.

Bill Summary: The substitute bill permits a law-enforcement officer investigating the financial exploitation of a vulnerable adult to seek a warrant from a judicial officer to seize moneys, cash, or negotiable or nonnegotiable instruments or securities, including those in deposit accounts, and retain, pending a prosecution or appeal, sufficient amounts of such moneys, cash, or negotiable or nonnegotiable instruments or securities as is necessary to prove such financial exploitation. The bill allows a court, upon motion of the attorney for the Commonwealth and for good cause shown, to order the release of all moneys, cash, or negotiable or nonnegotiable instruments or securities. Any remaining moneys, cash, or negotiable or nonnegotiable instruments or securities may also be released to the owner by the court with the consent of the attorney for the Commonwealth.

The substitute bill defines several terms used in the section and requires, unless otherwise ordered by the court, notification of the seizure of any moneys or other assets of value shall be made by certified mail to the asset owner. Notification shall include a copy of the seizure warrant or complaint, unless the matter is sealed by the court. The substitute bill also specifies that all funds seized shall be placed into a county-owned, city-owned, or state-owned interest-bearing account for the purposes of the section.

Budget Amendment Necessary: No **Items Impacted:** N/A
Explanation: N/A

Fiscal Summary: The proposed legislation is not expected to have a material fiscal impact on state agencies.

Fiscal Analysis: None required

Other: None