

By: Senator(s) Michel

To: Judiciary

SENATE BILL NO. 2410

1 AN ACT TO AMEND SECTION 97-37-3, MISSISSIPPI CODE OF 1972, TO
2 PROVIDE THAT CONFISCATED FIREARMS SHALL BE SOLD AT AUCTION WITH
3 100% OF THE PROCEEDS TO BE USED TO PURCHASE BULLETPROOF VESTS FOR
4 THE SEIZING LAW ENFORCEMENT AGENCY; AND FOR RELATED PURPOSES.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

6 **SECTION 1.** Section 97-37-3, Mississippi Code of 1972, is
7 amended as follows:

8 97-37-3. (1) Any weapon used in violation of Section
9 97-37-1, or used in the commission of any other crime, shall be
10 seized by the arresting officer, may be introduced in evidence,
11 and in the event of a conviction, shall be ordered to be
12 forfeited, and shall be disposed of as ordered by the court having
13 jurisdiction of such offense. In the event of dismissal or
14 acquittal of charges, such weapon shall be returned to the accused
15 from whom it was seized.

16 (2) (a) If the weapon to be forfeited is merchantable, the
17 court shall order the weapon forfeited to the seizing law
18 enforcement agency.

19 (b) A weapon so forfeited to a law enforcement agency
20 shall be sold at auction as provided by law, with the proceeds
21 from such sale at auction to be used to buy bulletproof vests for
22 the seizing law enforcement agency.

23 **SECTION 2.** This act shall take effect and be in force from
24 and after July 1, 2003.

