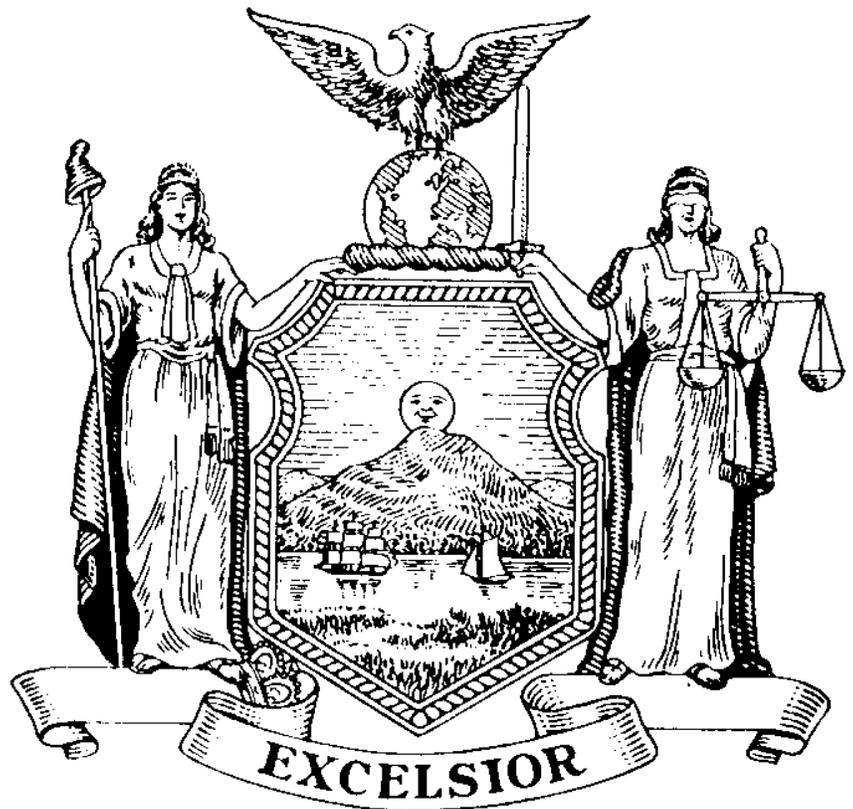




**Andrew M. Cuomo**  
Governor

**Michael C. Green**  
Executive Deputy Commissioner



# New York State Asset Forfeiture 2013 Annual Report

New York State Division of Criminal Justice Services  
80 South Swan Street  
The Alfred E. Smith Building  
Albany, New York 12210  
[www.criminaljustice.ny.gov](http://www.criminaljustice.ny.gov)

## INTRODUCTION

The New York State Division of Criminal Justice Services (DCJS) is statutorily required to publish an annual report detailing the value and distribution of assets seized as a result of criminal proceedings in the state, pursuant to the state's Civil Practice Laws and Rules (CPLR) Article 13-A and Penal Law Article 480.

Claiming authorities, typically district attorneys' offices, and claiming agents, typically police departments and sheriffs' offices, are required to report to DCJS the value of assets seized and the distribution of those assets under a specific formula outlined in CPLR 13-A. The same statute also mandates that claiming authorities report on the collection of assets and the disposal of property to the state Office of Victim Services and the state Office of Alcoholism and Substance Abuse Services (OASAS).

In most instances, forfeiture actions are initiated by claiming authorities. Upon conclusion of a case, asset forfeiture proceeds are distributed to claiming authorities, claiming agents and the OASAS.

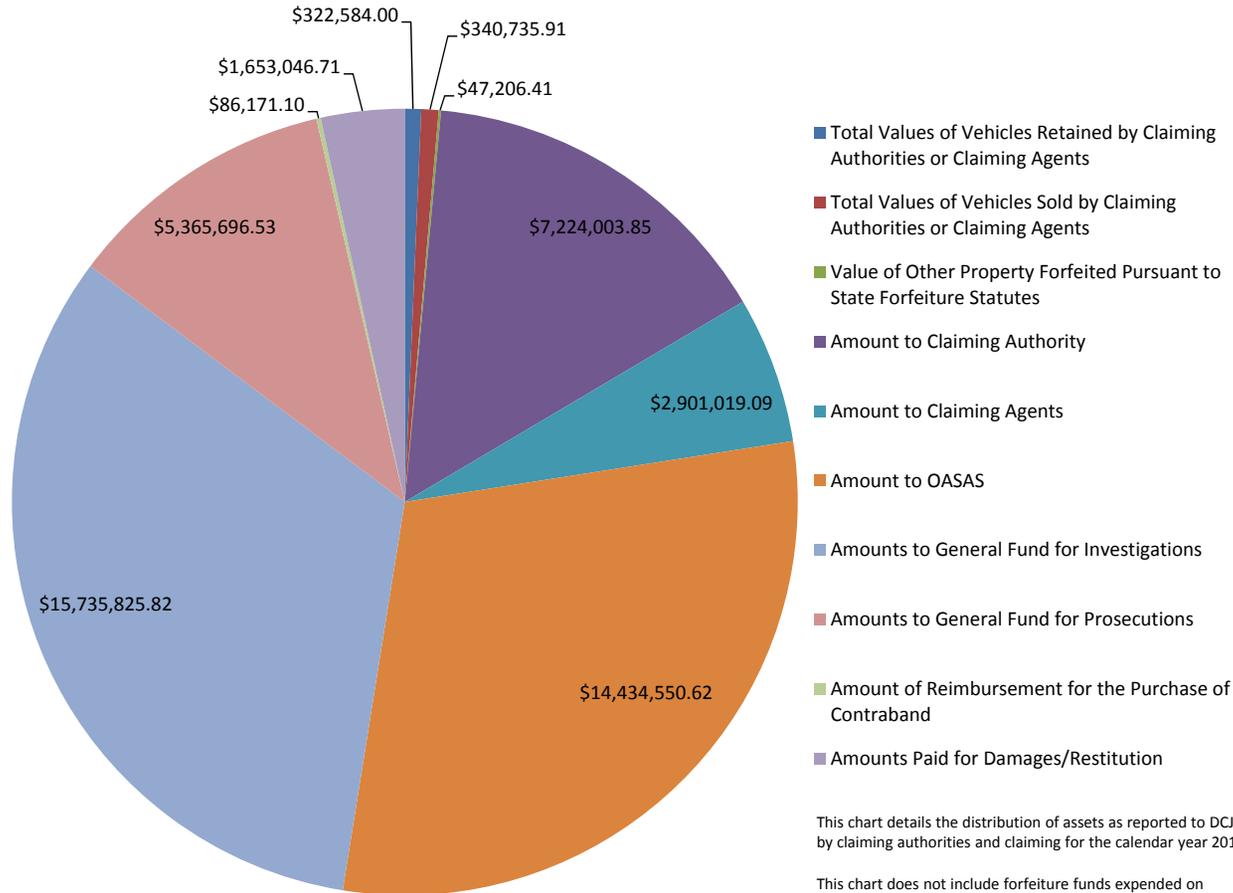
Under the law, forfeiture proceeds can be used in a variety of ways, including funding investigations and prosecutions, reimbursing agencies for the purchase of contraband during the course of an investigation and paying restitution. The statute does not require agencies to report to DCJS how they spent asset forfeiture funds they received.

In 2013, claiming authorities and claiming agents reported to DCJS that more than \$46.8 million was forfeited and distributed pursuant to state forfeiture statutes. In addition, claiming authorities and claiming agents reported that approximately \$25 million was collected pursuant to federal forfeiture statutes; this information is also reported to DCJS and is required to be included in this report.

The report has two attachments providing the following:

- **Attachment A** details the breakdown, by dollar amount and percentage, of the major disbursement categories detailed in CPLR Article 13A, §1349, as reported to DCJS.
- **Attachment B** details the state and federal asset forfeiture dollar amounts by claiming authority or claiming agent, as reported to DCJS by those agencies. The distribution of assets forfeited under state law is pursuant to CPLR Article 13A §1349 and the distribution of assets forfeited under federal law is pursuant to CPLR Article 13A §1311(11) c. If a district attorney's office, sheriff's office or police department is not listed in this attachment, that agency did not report any information to DCJS.

### Distribution of Assets Forfeited Pursuant to State Forfeiture Statutes



This chart details the distribution of assets as reported to DCJS by claiming authorities and claiming for the calendar year 2013.

This chart does not include forfeiture funds expended on maintenance and clean-up, disposal and storage of hazardous substances or other materials associated with forfeited real property; or liens paid on forfeited real property or vehicles. Claiming authorities reported to DCJS that a total of \$45,449 was spent on those statutorily required items in 2013.

