

1 supports a federal law-enforcement agency in enforcing drug laws,
2 the West Virginia National Guard Counterdrug Support Program is
3 authorized to participate in the sharing of any property seized or
4 forfeited to the United States under federal law.

5 (b) For the foregoing purposes, there is hereby created in the
6 State Treasury a special revenue account, designated the West
7 Virginia National Guard Counterdrug Forfeiture Fund which shall be
8 an interest bearing account and may be invested in accordance with
9 the provisions of article six, chapter twelve of this code, with
10 the interest income a proper credit to the fund. The fund shall
11 consist of property seized or forfeited to the United States under
12 any federal asset, forfeiture or sharing program and shared with
13 the West Virginia National Guard Counter Drug Program.
14 Expenditures from the fund shall be for facilities, equipment,
15 administrative expenses and to defray any other necessary expenses
16 incidental to and associated with the program. The Legislature may
17 appropriate and have funds deposited in the West Virginia National
18 Guard Counterdrug Forfeiture Fund as deemed necessary to carry out
19 the purposes of this section.

20 (c) The Adjutant General shall propose rules pursuant to
21 article three, chapter twenty-nine-a of this code for the operation
22 of any asset forfeiture and asset sharing program by the West
23 Virginia National Guard Counterdrug Support Program and for the
24 operation of the special revenue fund account established under

1 this article.

NOTE: The purpose of this bill is to allow the West Virginia National Guard to participate in federal asset forfeiture or sharing programs.

This section is new; therefore, it has been completely underscored.