

## S 3045

DUE PROCESS Act of 2016

**Congress:** 114 (2015–2017, Ended)

**Chamber:** Senate

**Policy Area:** Crime and Law Enforcement

**Introduced:** Jun 9, 2016

**Current Status:** Read twice and referred to the Committee on the Judiciary. (Sponsor introductory remarks on measure:

**Latest Action:** Read twice and referred to the Committee on the Judiciary. (Sponsor introductory remarks on measure: CR S3723) (Jun 9, 2016)

**Official Text:** <https://www.congress.gov/bill/114th-congress/senate-bill/3045>

### Sponsor

**Name:** Sen. Grassley, Chuck [R-IA]

**Party:** Republican • **State:** IA • **Chamber:** Senate

### Cosponsors (2 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Leahy, Patrick J. [D-VT]	D · VT		Jun 9, 2016
Sen. Crapo, Mike [R-ID]	R · ID		Jun 13, 2016

### Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	Senate	Referred To	Jun 9, 2016

### Subjects & Policy Tags

#### Policy Area:

Crime and Law Enforcement

### Related Bills

Bill	Relationship	Last Action
114 HR 5283	Related bill	<b>Dec 23, 2016:</b> Placed on the Union Calendar, Calendar No. 702.

## **DUE PROCESS Act of 2016 or the Deterring Undue Enforcement by Protecting Rights of Citizens from Excessive Searches and Seizures Act of 2016**

This bill amends the federal criminal code to revise provisions related to federal civil forfeiture cases. Specifically, the bill:

- raises the evidentiary standard in such cases from "preponderance of the evidence" to "clear and convincing evidence";
- with respect to property owners who are indigent, provides for the appointment of counsel;
- provides for recovery of attorney's fees with respect to settled claims in which the claimant prevails;
- adds notice requirements; and
- expedites and otherwise modifies certain procedures.

The Department of Justice must: (1) annually audit federal civil forfeiture cases, and (2) establish a publicly available database with respect to seizures in such cases.

### **Actions Timeline**

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- **Jun 9, 2016:** Introduced in Senate
- **Jun 9, 2016:** Read twice and referred to the Committee on the Judiciary. (Sponsor introductory remarks on measure: CR S3723)