



**OHIO CONSTITUTIONAL MODERNIZATION COMMISSION**

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**MEMORANDUM**

**TO: Chair Abaray, Vice-chair Fischer, and  
Members of the Judicial Branch and Administration of Justice Committee**

**FROM: Shari O'Neill, Interim Executive Director and Counsel**

**DATE: April 13, 2017**

**RE: Civil Asset Forfeiture**

Representative McColley has suggested the following in relation to the topic of civil asset forfeiture:

Article 1 Section 12 would be maintained as is.

Add another section to Article I that would state:

*No person shall have their property forfeited to the state on the basis or allegation of a crime without a criminal conviction, unless a conviction against the person is unattainable by reason of death or inability to bring the person within jurisdiction of the court.*