

Protect Due Process and Constitutional Rights
Cosponsor H.R. 2857 the “Fifth Amendment Integrity Restoration Act” (FAIR Act)
Civil Asset Forfeiture Reform

Asset Forfeiture is an Effective Law Enforcement Tool

- Criminal forfeiture tied to the criminal conviction of an individual is an effective law enforcement tool to combat the drugs trade and human trafficking.
- Existing civil asset forfeiture laws can enable law enforcement to take legal action against the property of individuals regardless of whether the property owner is guilty or has even been charged with a crime.
- ***As a result, property owners must prove their innocence in court in order to get their property back.***

We Must Protect Constitutional Rights and Promote Trust in Government

In response to abuses and lack of Congressional oversight, the FAIR Act seeks to uphold individual rights to put the government and individuals at more equitable footing.

- State Laws Reforming Civil Asset Forfeiture: Many states have their own civil asset forfeiture reforms. These efforts include
- Equitable Sharing Program: As long as equitable sharing remains a viable option for local officials to forum shop and work around state laws, state reforms are nullified because the profit motive is too strong.
- Federal Asset Forfeiture Fund: (exceeded \$2 billion in 2013).

H.R. 2857 Ensures Due Process by Removing the Incentive to Abuse Civil Asset Forfeiture Tools

To help curb these abuses and restore the balance of power back to individual citizens, the FAIR Act would:

- **Raise the level of proof necessary for the government to seize property:**
- **Restore the principle of “innocent until proven guilty” by placing the burden back on the government to prove a property owner had knowledge of criminal activity:**
- **Increase Transparency of Civil Asset Forfeiture:**
- **Restrict the use of equitable sharing agreements between DOJ and local/state law enforcement agencies that infringe upon state laws:**

**Please support this bi-partisan bill to protect due process and Americans constitutional protections.
To co-sponsor contact:**

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