



Sen. Toi W. Hutchinson

Filed: 4/12/2012

09700HB5653sam001

LRB097 18560 RLC 67899 a

1 AMENDMENT TO HOUSE BILL 5653

2 AMENDMENT NO. _____. Amend House Bill 5653, by replacing
3 lines 20 through 26 on page 4 and lines 1 through 3 on page 5
4 with the following:

5 "(h) If a person is charged with financial exploitation of
6 an elderly person or a person with a disability that involves
7 the taking or loss of property valued at more than \$5,000, a
8 prosecuting attorney may file a petition with the circuit court
9 of the county in which the defendant has been charged to freeze
10 the assets of the defendant in an amount equal to but not
11 greater than the alleged value of lost or stolen property in
12 the defendant's pending criminal proceeding for purposes of
13 restitution to the victim. The burden of proof required to
14 freeze the defendant's assets shall be by a preponderance of
15 the evidence."