

TITLE 4: ECONOMIC RESOURCES
DIVISION 5: BUSINESS REGULATION

§ 53061. Confiscation of Marijuana and Property.

(a) Whenever any officer arrests any person for violation of this chapter, the officer may take into possession all marijuana items, and other property which the person so arrested has in possession, or on the premises, which is apparently being used in violation of sections of this chapter.

(b) If the person so arrested is convicted, and it is found that the marijuana items, and other property has been used in violation of Commonwealth law:

(1) The marijuana items shall be forfeited to an appropriate Commonwealth or local law enforcement agency, and shall be delivered by the court or officer to the law enforcement agency; and

(2) Subject to other applicable law, the other property shall be forfeited to the Commission, and shall be delivered by the court or officer to the Commission.

(c) The Commission is authorized to destroy or make such other disposition of any property it receives under subsection (b)(2) as it considers to be in the public interest. In any such case, all such property, including lockers, chairs, tables, cash registers, music devices, gambling devices, furniture, furnishings, equipment and facilities for the storing, serving or using of marijuana items shall be confiscated and forfeited to the Commonwealth, and the clear proceeds shall be deposited in the General Fund.

Source: PL 20-66 § 2(161) (Sept. 21, 2018), modified.

Commission Comment: The Commission changed “Act” to “chapter” in (a) and changed “paragraph (2) of subsection (b) of this section” to “subsection (b)(2)” in (c) pursuant to 1 CMC § 3806(g).