

28 **24-1-102. Definitions.**

29 As used in this title:

30 (1) "Account" means the Criminal Forfeiture Restricted Account created in Section  
31 [24-4-116](#).32 (2) (a) "Acquittal" means a finding by a jury or a judge at trial that a claimant is not  
33 guilty.

34 (b) An acquittal does not include:

35 (i) a verdict of guilty on a lesser or reduced charge;

36 (ii) a plea of guilty to a lesser or reduced charge; or

37 (iii) dismissal of a charge as a result of a negotiated plea agreement.

38 (3) "Agency" means any agency of municipal, county, or state government, including  
39 law enforcement agencies, law enforcement personnel, and multijurisdictional task forces.

40 (4) "Claimant" means any:

41 (a) owner of property as defined in this section;

42 (b) interest holder as defined in this section; or

43 (c) person or entity who asserts a claim to any property seized for forfeiture under this  
44 title.

45 (5) "Commission" means the Utah Commission on Criminal and Juvenile Justice.

46 (6) "Complaint" means a civil in rem complaint seeking the forfeiture of any real or  
47 personal property under this title.48 (7) ~~§~~ **→** (a) ~~←~~ **§** "Computer" means an electronic, magnetic, optical, electrochemical, or  
48a other  
49 high-speed data processing device that performs logical, arithmetic, and storage functions, and  
50 includes any device that is used for the storage of digital or electronic files, flash memory,  
51 software, or other electronic information.51a **§** **→** (b) **"Computer" does not mean a computer server of an Internet or an electronic**  
51b **service provider, or the service provider's employee, if used for the purpose of compliance with**  
51c **obligations pursuant to 18 USC 2258A.** ~~←~~ **§**52 [(7)] (8) "Constructive seizure" means a seizure of property where the property is left  
53 in the control of the owner and the seizing agency posts the property with a notice of intent to  
54 seek forfeiture.55 [(8)] (9) (a) "Contraband" means any property, item, or substance that is unlawful to  
56 produce or to possess under state or federal law.57 (b) All controlled substances that are possessed, transferred, distributed, or offered for  
58 distribution in violation of Title 58, Chapter 37, Utah Controlled Substances Act, are