

Introduced: 3/8/63
Referred: Judiciary

1 IN THE SENATE BY SENATORS KILCHER AND MCNEALY

2 SENATE BILL NO. 163

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 THIRD LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to confiscation by court of
7 guns, boats, etc., used in a violation of the
8 Fish and Game Code."

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 * Section 1. AS 16.05.190 is amended to read:

11 Sec. 16.05.190. SEIZURE WITHOUT WARRANT AND CONFISCATION
12 BY COURT. Guns, traps, nets, fishing tackle, boats, aircraft
13 automobiles or other vehicles, sleds, and other paraphernalia
14 used in or in aid of a violation of this chapter, or rule or
15 regulation of the department may be seized under a valid
16 search, if considered useful as evidence, and all fish and
17 game, or parts of fish and game, or nests or eggs of birds
18 [,] taken, transported, or possessed contrary to the provis-
19 ions of this chapter, or rule or regulation of the department
20 shall be seized by any person designated in sec. 150 of this
21 chapter. Upon conviction of the offender or upon judgment
22 of the court having jurisdiction that the item was taken,
23 transported, or possessed in violation of this chapter or
24 rule or regulation of the department, all fish and game, or
25 parts of them are forfeited to the state and shall be dis-
26 posed of as directed by the court. If sold, the proceeds of
27 the sale shall be transmitted to the proper state officer
28 for deposit in the general fund. Guns, traps, nets, fishing
29 tackle, boats, aircraft, or other vehicles, sleds, and other

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1 paraphernalia seized under the provisions of this chapter, or rule
2 or regulation of the department [, UNLESS FORFEITED BY ORDER OF
3 THE COURT,] shall be returned [,] after completion of the case
4 [AND PAYMENT OF THE FINE, IF ANY].
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