

Introduced: 1/31/69
Referred: Commerce and
Judiciary

BY KAY, DEVEAU AND
MCVEIGH

1 IN THE HOUSE

2 HOUSE BILL NO. 86

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the seizure of commercial
7 fishing vessels and gear."

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

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

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

1 or rule or regulation of the department, unless forfeited by order of
2 the court, shall be returned, after completion of the case and payment
3 of the fine, if any.
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