

Introduced: 2/26/81
Referred: Resources and
Judiciary

1 IN THE HOUSE

BY RANDOLPH, ABOOD, BARNES,
BEIRNE, BETTISWORTH, BYLSMA
FANNING, METCALFE AND MONTGOMERY

2

HOUSE BILL NO. 231

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

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TWELFTH LEGISLATURE - FIRST SESSION

5

A BILL

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For an Act entitled: "An Act relating to the seizure of items used or in aid
7 of fish and game violations."

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

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* Section 1. AS 16.05.190 is amended to read:

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Sec. 16.05.190. SEIZURE WITHOUT WARRANT AND CONFISCATION BY COURT.

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Guns, traps, nets, fishing tackle, boats, aircraft, automobiles or other

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vehicles, sleds, and other paraphernalia used in or in aid of a viola-

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tion of this chapter [, OR RULE] or regulation of the department may be

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seized under a valid search if the person making the seizure determines

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that the seizure is necessary to preserve the items as evidence of a

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violation, and all fish and game, or parts of fish and game, or nests or

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eggs of birds, taken, transported, or possessed contrary to the provi-

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sions of this chapter [, OR RULE] or regulation of the department shall

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be seized by any person designated in AS 16.05.150. Upon conviction of

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the offender or upon judgment of the court having jurisdiction that the

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item was taken, transported, or possessed in violation of this chapter

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[OR RULE] or regulation of the department, all fish and game, or parts

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of them are forfeited to the state and shall be disposed of as directed

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by the court. If sold, the proceeds of the sale shall be transmitted to

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the proper state officer for deposit in the general fund. Guns, traps,

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nets, fishing tackle, boats, aircraft, or other vehicles, sleds, and

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other paraphernalia seized under the provisions of this chapter [, OR

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RULE] or regulation of the department, unless forfeited by the order of

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the court, shall be returned within seven days after the seizure unless



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an extension is approved by court order for cause shown [, AFTER COMPLE-
TION OF THE CASE AND PAYMENT OF THE FINE, IF ANY].