

HOUSE BILL NO. 110

INTRODUCED BY HIBBARD, SWANSON
BY REQUEST OF THE DEPARTMENT OF FISH,
WILDLIFE, AND PARKS

IN THE HOUSE

JANUARY 6, 1993	INTRODUCED AND REFERRED TO COMMITTEE ON FISH & GAME.
	FIRST READING.
JANUARY 20, 1993	COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.
JANUARY 21, 1993	PRINTING REPORT.
JANUARY 22, 1993	SECOND READING, DO PASS.
JANUARY 23, 1993	ENGROSSING REPORT.
JANUARY 25, 1993	THIRD READING, PASSED. AYES, 95; NOES, 2.
	TRANSMITTED TO SENATE.

IN THE SENATE

JANUARY 27, 1993	INTRODUCED AND REFERRED TO COMMITTEE ON FISH & GAME.
	FIRST READING.
MARCH 5, 1993	COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
MARCH 6, 1993	SECOND READING, CONCURRED IN.
MARCH 8, 1993	THIRD READING, CONCURRED IN. AYES, 42; NOES, 6.
	RETURNED TO HOUSE.

IN THE HOUSE

MARCH 16, 1993	RECEIVED FROM SENATE.
	SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1 House BILL NO. 110
 2 INTRODUCED BY H. Blum Strauss
 3 BY REQUEST OF THE DEPARTMENT OF FISH,
 4 WILDLIFE, AND PARKS

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 6 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THE
 7 DEPARTMENT OF FISH, WILDLIFE, AND PARKS, RATHER THAN A
 8 COURT, TO HOLD THE PROCEEDS FROM THE SALE OF SEIZED WILD
 9 ANIMALS, GAME BIRDS, OR FISH WHEN A PROSECUTION IS PENDING;
 10 AMENDING SECTION 87-1-513, MCA; AND PROVIDING AN EFFECTIVE
 11 DATE."

12
 13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

14 **Section 1.** Section 87-1-513, MCA, is amended to read:

15 "87-1-513. Disposition of proceeds of sale. The money
 16 obtained upon the sale of such seized property shall must be
 17 paid-over-to-the-court-before-whom retained and accounted
 18 for by the department when the person having the same
 19 property in possession at the time of seizure is prosecuted
 20 or in-which when a prosecution of the person is pending,-and
 21 if, If the person charged with violation of the law is found
 22 guilty before--said-court of or forfeits bond for violation
 23 of the fish and game laws of the state, the money received
 24 for the sale of said seized property shall must be paid over
 25 to the state treasurer and be deposited by-him to the credit

1 of the fish and game fund,-but-should-it-be-found-that. If
 2 the party from whom the same property was taken was is not
 3 found guilty of any violation of the fish and game laws of
 4 this state, said the money shall must be paid to the party
 5 from whom said the game birds, wild animals, fish, or parts
 6 or portions thereof were taken. No An officer shall--be is
 7 not liable for any damage on account of any search,
 8 examination, seizure, or sale as-herein-provided. Where When
 9 wild animals, game birds, or fish are seized as provided in
 10 this part provided and the person or persons who killed or
 11 captured the same wild animals, game birds, or fish cannot
 12 be ascertained or where when the animals sold were killed
 13 pursuant to 87-1-225, then the money so received from the
 14 sale of such the wild animals, game birds, or fish shall
 15 must be paid direct directly to the state treasurer. The
 16 cost of advertising notice of sale, as herein required by
 17 87-1-511, shall must be paid from the fish and game fund."

18 **NEW SECTION. Section 2.** Effective date. [This act] is
 19 effective July 1, 1993.

-End-

APPROVED BY COMM.
ON FISH AND GAME

1 House BILL NO. 110
2 INTRODUCED BY H. H. H. H. Sprague
3 BY REQUEST OF THE DEPARTMENT OF FISH,
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