

IN THE SENATE

SENATE BILL NO. 1022

BY SCHROEDER

AN ACT

RELATING TO FISH AND GAME; AMENDING SECTION 36-1407, IDAHO CODE, TO REVISE PROCESSING FEE PROVISIONS RELATING TO CERTAIN FISH AND GAME VIOLATORS.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 36-1407, Idaho Code, be, and the same is hereby amended to read as follows:

36-1407. PROCESSING FEE IMPOSED ON VIOLATORS. (a) In addition to the penalties provided for violating any of the provisions of title 36, Idaho Code, any person who pleads guilty, is found guilty, or is convicted of or received a withheld judgment for the illegal killing or the illegal possession or illegal waste of game animals shall be assessed a processing fee as follows:

(1) Moose or elk, ~~one two~~ two hundred seventy-five ~~fifty~~ fifty dollars (~~\$175~~250) per animal killed, possessed or wasted.

(2) Deer, pronghorn antelope, ~~fifty~~ seventy-five dollars (~~\$50~~75.00) per animal killed, possessed or wasted.

(3) Bighorn sheep, caribou, mountain goat and black bear, ~~seventy-five~~ one hundred twenty-five dollars (~~\$75~~125.00) per animal killed, possessed or wasted.

(b) In every case of a plea of guilty, a finding of guilt, a conviction or a withheld judgment, the court before whom such plea of guilty, finding of guilt or conviction is obtained or who enters a withheld judgment shall enter judgment ordering the defendant to pay the state in a sum or sums as hereinbefore set forth including post-judgment interest. If two (2) or more defendants are convicted of the illegal taking, killing or the illegal possession or wasting of the game animal, such judgment shall be declared against them jointly and severally.

(c) The judgment shall fix the manner and the time of payment. A defaulted judgment or any installment payment thereof may be collected by any means authorized for the enforcement of a judgment under the provisions of the Idaho Code.

(d) All courts ordering such judgments of processing fees shall order such payments to be made to the department which shall deposit them with the state treasurer, and the treasurer shall place them in the state fish and game set-aside account. These fees shall be available for the processing of the meat of moose, elk, deer, pronghorn antelope, bighorn sheep, caribou, mountain goat and black bear which have been illegally taken, accidentally killed, taken as a result of depredation problems or donated by sportsmen. The processed meat thereof shall be distributed by charitable organizations free to needy Idaho residents or utilized by charitable organizations.