

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 394

BY RESOURCES AND CONSERVATION COMMITTEE

AN ACT

1
2 RELATING TO FISH AND GAME; AMENDING SECTION 36-1303, IDAHO CODE, TO REVISE
3 OFFICER AUTHORIZATION PROVISIONS REGARDING CERTAIN INSPECTIONS AND
4 SEARCHES.

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

6 SECTION 1. That Section 36-1303, Idaho Code, be, and the same is hereby
7 amended to read as follows:

8 36-1303. ~~RIGHT OF INSPECTION~~ -- SEARCH. Officers are hereby vested
9 with authority and it is their duty to:

10 (a1) Inspection of Storage Facilities. Inspect all depots, cars,
11 warehouses, cold storage rooms, warerooms, restaurants, hotels, motels,
12 markets, air terminals and all baggage, packages, and packs held either for
13 sale, shipment or storage which they shall have probable cause to believe
14 contain evidence of the violation of any provisions of this title. A search
15 warrant, or consent of the owner and person in possession, shall be obtained
16 prior to conducting an inspection of storage facilities as provided in this
17 subsection.

18 (b2) ~~Right of Search.~~ Search, with ~~or without~~ a warrant, or consent
19 of the owner and person in possession of, the tents, wagons, autos, boats,
20 aircraft (private or chartered), campers, camp trailers, or other vehicles,
21 camp, baggage or packs of any person in the state, when they shall have prob-
22 able cause to believe such person has in his possession any unlawfully taken
23 wildlife or any equipment or substances used to take such wildlife.