

LEGISLATURE OF NEBRASKA
ONE HUNDRED FIFTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 1008

Introduced by Bostelman, 23.

Read first time January 16, 2018

Committee: Natural Resources

- 1 A BILL FOR AN ACT relating to the Game Law; to amend section 37-613,
- 2 Reissue Revised Statutes of Nebraska; to change amounts of certain
- 3 liquidated damages; and to repeal the original section.
- 4 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 37-613, Reissue Revised Statutes of Nebraska, is
2 amended to read:

3 37-613 (1) Any person who sells, purchases, takes, or possesses
4 contrary to the Game Law any wildlife shall be liable to the State of
5 Nebraska for the damages caused thereby. Such damages shall be:

6 (a) Twenty-five ~~Fifteen~~ thousand dollars for each mountain sheep;

7 (b) Ten ~~Five~~ thousand dollars for each elk with a minimum of twelve
8 total points and three ~~one thousand five hundred~~ dollars for any other
9 elk;

10 (c) Ten ~~Five~~ thousand dollars for each whitetail deer with a minimum
11 of eight total points and an inside spread between beams of at least
12 sixteen ~~eighteen~~ inches, two ~~one thousand~~ dollars for any other antlered
13 whitetail deer, and five hundred ~~two hundred fifty~~ dollars for each
14 antlerless whitetail deer and whitetail doe deer;

15 (d) Five thousand dollars for each mule deer with a minimum of eight
16 total points and an inside spread between beams of at least twenty-two
17 ~~twenty-four~~ inches and two ~~one thousand~~ dollars for any other mule deer;

18 (e) Five thousand dollars for each antelope with the shortest horn
19 measuring a minimum of fourteen inches in length and one thousand dollars
20 for any other antelope;

21 (f) One thousand five hundred dollars for each bear or moose or each
22 individual animal of any threatened or endangered species of wildlife not
23 otherwise listed in this subsection;

24 (g) Five thousand ~~hundred~~ dollars for each mountain lion, lynx,
25 bobcat, river otter, or raw pelt thereof;

26 (h) Twenty-five dollars for each raccoon, opossum, skunk, or raw
27 pelt thereof;

28 (i) Five thousand dollars for each eagle;

29 (j) Five ~~One~~ hundred dollars for each wild turkey;

30 (k) Twenty-five dollars for each dove;

31 (l) Seventy-five dollars for each other game bird, other game

1 animal, other fur-bearing animal, raw pelt thereof, or nongame wildlife
2 in need of conservation as designated by the commission pursuant to
3 section 37-805, not otherwise listed in this subsection;

4 (m) Fifty dollars for each wild bird not otherwise listed in this
5 subsection;

6 (n) Seven hundred fifty dollars for each swan or paddlefish;

7 (o) Two hundred dollars for each master angler fish measuring more
8 than twelve inches in length;

9 (p) Fifty dollars for each game fish measuring more than twelve
10 inches in length not otherwise listed in this subsection;

11 (q) Twenty-five dollars for each other game fish; and

12 (r) Fifty dollars for any other species of game not otherwise listed
13 in this subsection.

14 (2) The commission shall adopt and promulgate rules and regulations
15 to provide for a list of master angler fish which are subject to this
16 section and to prescribe guidelines for measurements and point
17 determinations as required by this section. The commission may adopt a
18 scoring system which is uniformly recognized for this purpose.

19 (3) Such damages may be collected by the commission by civil action.
20 In every case of conviction for any of such offenses, the court or
21 magistrate before whom such conviction is obtained shall further enter
22 judgment in favor of the State of Nebraska and against the defendant for
23 liquidated damages in the amount set forth in this section and collect
24 such damages by execution or otherwise. Failure to obtain conviction on a
25 criminal charge shall not bar a separate civil action for such liquidated
26 damages. Damages collected pursuant to this section shall be remitted to
27 the secretary of the commission who shall remit them to the State
28 Treasurer for credit to the State Game Fund.

29 Sec. 2. Original section 37-613, Reissue Revised Statutes of
30 Nebraska, is repealed.