

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Agriculture & Natural Resources.

SB25-168 be amended as follows:

1 Amend printed bill, page 4, after line 19 insert:

2 **"SECTION 3.** In Colorado Revised Statutes, 33-6-110, **amend**
3 (1) introductory portion, (1)(a), and (1)(b) as follows:

4 **33-6-110. Division action to recover possession and value of**
5 **wildlife unlawfully taken.** (1) The division may bring and maintain a
6 civil action against any person, in the name of the people of the state, to
7 recover possession or value or both possession and value of any wildlife
8 taken in violation of articles 1 to 6 of this ~~title~~ TITLE 33. A writ of replevin
9 may issue in such an action without bond. No previous demand for
10 possession shall be necessary. If ANY costs or damages are adjudged in
11 favor of the defendant ~~the same~~ shall be paid out of the wildlife cash
12 fund. Neither the pendency of such civil action nor a criminal prosecution
13 for the same taking shall be a bar to the other; nor shall anything in this
14 section affect the right of seizure under ~~other provisions~~ of articles 1 to
15 6 of this ~~title~~ TITLE 33. The following shall be considered the minimum
16 value of the wildlife unlawfully taken or possessed and may be recovered
17 in addition to recovery of possession of the wildlife:

18 (a) For each eagle, member of an endangered species LISTED
19 PURSUANT TO SECTION 33-2-105 OR THE FEDERAL "ENDANGERED SPECIES
20 ACT OF 1973", 16 U.S.C. SEC. 1531 ET SEQ., rocky mountain goat, moose,
21 rocky mountain bighorn sheep, or lynx \$1,000

22 (b) For each elk or member of a threatened species or subspecies
23 LISTED PURSUANT TO SECTION 33-2-105 OR THE FEDERAL "ENDANGERED
24 SPECIES ACT OF 1973", 16 U.S.C. SEC. 1531 ET SEQ., \$700".

25 Renumber succeeding sections accordingly.

26 Page 4, line 25, strike "ACCORDING TO STATE LAW" and substitute
27 "PURSUANT TO SECTION 33-2-105".

28 Page 6, line 11, strike "UNDER COLORADO LAW;" and insert "PURSUANT
29 TO SECTION 33-2-105;".

30 Page 7, line 10, strike "ACCORDING TO STATE LAW" and substitute
31 "PURSUANT TO SECTION 33-2-105".

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