



AN ACT CLARIFYING PAYMENTS TO AGENTS RETURNING FUGITIVES IN EXTRADITION PROCEEDINGS;
AND AMENDING SECTION 46-30-411, MCA.

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

Section 1. Section 46-30-411, MCA, is amended to read:

"46-30-411. Expenses of bringing fugitives back to this state. (1) When the governor of this state, in the exercise of the authority conferred by Article IV, section 2, of the constitution of the United States or by the laws of this state, demands from the executive authority of any state of the United States or of any foreign government the surrender to the authorities of this state of a fugitive from justice who has been found and arrested in that state or foreign government, the accounts of the person employed by the governor to bring back the fugitive must be audited by the governor and paid out of the state treasury.

(2) An agent of this state authorized to return a fugitive from justice to this state may use commercial transportation, aircraft, or motor vehicle to return the fugitive. The If the fugitive is returned to this state by an officer or employee of the state or of a political subdivision of the state, the agent must be paid travel expenses, as provided for in 2-18-501 through 2-18-503, incurred in returning the fugitive to this state. If the governor's authorized agent contracts for the performance of the transportation with a person or entity who is not an officer or employee of the state or of a political subdivision of the state, the expenses must be paid in accordance with the rate established by the contracting parties, as approved by the office of the governor."

- END -

I hereby certify that the within bill,
SB 0046, originated in the Senate.

Secretary of the Senate

President of the Senate

Signed this _____ day
of _____, 2011.

Speaker of the House

Signed this _____ day
of _____, 2011.

SENATE BILL NO. 46

INTRODUCED BY M. TROPILA, T. BROWN

BY REQUEST OF THE OFFICE OF BUDGET AND PROGRAM PLANNING

AN ACT CLARIFYING PAYMENTS TO AGENTS RETURNING FUGITIVES IN EXTRADITION PROCEEDINGS;
AND AMENDING SECTION 46-30-411, MCA.