



# LAWS OF ALASKA

**2004**

**Source**

CSSB 329(RES) am H

**Chapter No.**

\_\_\_\_\_

**AN ACT**

Relating to control of nuisance moose.

\_\_\_\_\_

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

THE ACT FOLLOWS ON PAGE 1



## AN ACT

1 Relating to control of nuisance moose.

2 \_\_\_\_\_  
3 \* **Section 1.** AS 16.05 is amended by adding a new section to read:

4       **Sec. 16.05.052. Nuisance moose.** The department shall avoid destruction of  
5 nuisance moose if a practicable alternative exists for the relocation of the moose to  
6 suitable habitat where the moose will not be a nuisance. The commissioner may  
7 authorize one or more private individuals or groups to relocate nuisance moose to  
8 suitable habitat designated by the department if, upon review and evaluation of a  
9 written application and proposal, the commissioner finds that the individual or group  
10 is qualified to relocate nuisance moose without undue danger to the public,  
11 themselves, or the moose. Before relocating nuisance moose, an authorized individual  
12 or group shall provide financial assurances acceptable to the commissioner that will  
13 cover the state's reasonable anticipated costs of the relocation and indemnify the state  
14 for liability for damages to private persons and property arising from the actions of the  
15 individual or group in relocating nuisance moose under this section. The authorized

1 individual or group shall reimburse the state for its costs that arise from relocating  
2 nuisance moose. A civil action to recover damages or costs that arise from relocating  
3 nuisance moose may not be brought against the state or a political subdivision, officer,  
4 or employee of the state. If darts containing narcotics are used to tranquilize moose,  
5 all of the darts shall be recovered and properly disposed. In this section, "nuisance  
6 moose" means moose designated by the department in an area of concentrated human  
7 population that pose a significant risk to the health, safety, or economic well-being of  
8 persons in the area.