

SENATE BILL NO. 190

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SEVENTH LEGISLATURE - SECOND SESSION

BY SENATORS MENARD, Huggins

Introduced: 2/8/12

Referred: Labor and Commerce, Judiciary

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to activities, including violations and penalties, under the supervision**
2 **of the Big Game Commercial Services Board; and creating a retired status master**
3 **guide-outfitter license."**

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

5 * **Section 1.** AS 08.54 is amended by adding a new section to read:

6 **Sec. 08.54.608. Retired status master guide-outfitter license.** (a) On retiring
7 from guiding or outfitting, or both, and on payment of an appropriate one-time fee, an
8 individual who has held a master guide-outfitter license issued under AS 08.54.610
9 that has not been suspended or revoked under AS 08.54.710 may apply for a retired
10 status master guide-outfitter license. An individual holding a retired status master
11 guide-outfitter license may not guide or outfit in the state under the retired status
12 license. A retired status license is valid for the life of the license holder and does not
13 require renewal.

14 (b) An individual with a retired status master guide-outfitter license may apply

for a new registered guide-outfitter license under AS 08.54.610.

* **Sec. 2.** AS 08.54.610(d) is amended to read:

(d) Notwithstanding AS 08.54.750, a [A] person who is licensed as a registered guide-outfitter may be employed by another registered guide-outfitter to provide the services of a class-A [PERFORM THE FUNCTIONS OF A REGISTERED GUIDE-OUTFITTER OR CLASS-A ASSISTANT GUIDE IN THE GAME MANAGEMENT UNIT FOR WHICH THE PERSON IS CERTIFIED UNDER AS 08.54.600 OR OF AN] assistant guide in any game management unit.

* **Sec. 3.** AS 08.54.610(e) is amended to read:

(e) A registered guide-outfitter who contracts for a guided hunt shall be
 [(1) PHYSICALLY PRESENT IN THE FIELD WITH THE CLIENT
 AT LEAST ONCE DURING THE CONTRACTED HUNT; AND
 (2)] in the field and participating in the contracted hunt, unless the hunt is being conducted by a class-A assistant guide or a registered guide-outfitter employed by the contracting registered guide-outfitter.

* **Sec. 4.** AS 08.54.710 is amended by adding a new subsection to read:

(j) The board may suspend or permanently revoke a transporter license or any class of guide license if the board finds after a hearing that the licensee engaged in conduct involving unprofessionalism, moral turpitude, or gross immorality.

* **Sec. 5.** AS 08.54.720(f) is amended to read:

(f) In addition to the penalties set out in (b) - (e) of this section and a disciplinary sanction imposed under AS 08.54.710,

(1) the court may order the board to suspend the guide license or transporter license of a person who commits a misdemeanor offense set out in (a)(1), (3) - (5), (7), (8), (17), (18), or (19) of this section for a specified period of not more than three years;

(2) the court shall order the board to suspend the guide license or transporter license of a person who commits a misdemeanor offense set out in (a)(2) or (9) - (14) [(8) - (14)] of this section for a specified period of not less than one year and not more than five years;

(3) the court shall order the board to suspend the guide license or

1 transporter license for a specified period of not less than three years, or to permanently
 2 revoke the guide license or transporter license, of a person who commits an offense set
 3 out in (a)(15) or (16) of this section; and

4 (4) all guns, fishing tackle, boats, aircraft, automobiles, or other
 5 vehicles, camping gear, and other equipment and paraphernalia used in, or in aid of, a
 6 violation of (a) of this section may be seized by persons authorized to enforce this
 7 chapter and may be forfeited to the state as provided under AS 16.05.195.

8 * **Sec. 6.** AS 08.54.770(a) is amended to read:

9 (a) The department shall set fees under AS 08.01.065 for each of the
 10 following:

- 11 (1) registered guide-outfitter license;
- 12 (2) class-A assistant guide license;
- 13 (3) assistant guide license;
- 14 (4) transporter license;
- 15 (5) **retired status master guide-outfitter license;**
- 16 **(6)** license application fee.

17 * **Sec. 7.** AS 08.54.790 is amended by adding new paragraphs to read:

18 (11) "any class of guide license" does not include a retired status
 19 master guide-outfitter license;

20 (12) "licensee" means a person to whom a license, other than a retired
 21 status master guide-outfitter license, has been issued under this chapter.