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Bullard  
3/4/14

**CS FOR SENATE BILL NO. 190( )**  
**IN THE LEGISLATURE OF THE STATE OF ALASKA**  
**TWENTY-EIGHTH LEGISLATURE - SECOND SESSION**

**BY**

**Offered:**  
**Referred:**

**Sponsor(s): SENATOR HUGGINS**

**A BILL**  
**FOR AN ACT ENTITLED**

1 **"An Act permitting a guide-outfitter to delegate certain guide services to a person who is**  
2 **not licensed by the Big Game Commercial Services Board."**

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

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

5 **Sec. 08.54.635. Delegation of guide services.** (a) A registered guide-outfitter  
6 who contracts to guide a big game hunt may, under regulations adopted by the board,  
7 delegate to a person not licensed under this chapter the service of packing, preparing,  
8 salvaging, or caring for a client's meat.

9 (b) For training purposes established by the board in regulation, a guide-  
10 outfitter who contracts to guide a big game hunt may delegate to a person who is not  
11 licensed under this chapter the guide services of field preparation of trophies, stalking,  
12 pursuing, tracking, killing, or attempting to kill big game, and using guiding or  
13 outfitting equipment, including spotting scopes and firearms, for the benefit of a  
14 hunter. An unlicensed person may only perform tasks delegated under this subsection

1 if a licensed registered guide-outfitter or a class-A assistant guide is physically present  
2 and the class-A assistant guide is

3 (1) employed by and under the supervision of the registered guide-  
4 outfitter who contracted for the big game hunt; and

5 (2) licensed in the game management unit where the hunt is conducted.

6 (c) A person who does not hold a license issued under this chapter may  
7 provide the services identified under this section only if the person meets requirements  
8 adopted by the board. A person who provides guide services delegated under this  
9 section may receive compensation for providing the services.

10 \* Sec. 2. AS 08.54.720(a) is amended to read:

11 (a) It is unlawful for a

12 (1) person who is licensed under this chapter to knowingly fail to  
13 promptly report, unless a reasonable means of communication is not reasonably  
14 available, to the Department of Public Safety, and in no event later than 20 days, a  
15 violation of a state or federal wildlife or game, guiding, or transportation services  
16 statute or regulation that the person reasonably believes was committed by a client or  
17 an employee of the person;

18 (2) person who is licensed under this chapter to intentionally obstruct  
19 or hinder or attempt to obstruct or hinder lawful hunting engaged in by a person who  
20 is not a client of the person;

21 (3) class-A assistant guide or an assistant guide to knowingly guide a  
22 big game hunt except while employed and supervised by a registered guide-outfitter;

23 (4) person who holds any class of guide license or transporter license  
24 to knowingly enter or remain on private, state, or federal land without prior  
25 authorization during the course of providing big game hunting services or  
26 transportation services;

27 (5) registered guide-outfitter to knowingly engage in providing big  
28 game hunting services outside of

29 (A) a game management unit for which the registered guide-  
30 outfitter is certified; or

31 (B) a use area for which the registered guide-outfitter is

1 registered under AS 08.54.750 unless the registration requirement for the area  
2 has been suspended by the Department of Fish and Game;

3 (6) person to knowingly guide without having a current registered  
4 guide-outfitter, class-A assistant guide, or assistant guide license and a valid Alaska  
5 hunting license in actual possession;

6 (7) registered guide-outfitter to knowingly fail to comply with  
7 AS 08.54.610(e);

8 (8) person who is licensed under this chapter to knowingly

9 (A) commit or aid in the commission of a violation of this  
10 chapter, a regulation adopted under this chapter, or a state or federal wildlife or  
11 game statute or regulation; or

12 (B) permit the commission of a violation of this chapter, a  
13 regulation adopted under this chapter, or a state or federal wildlife or game  
14 statute or regulation that the person knows or reasonably believes is being or  
15 will be committed without

16 (i) attempting to prevent it, short of using force; and

17 (ii) reporting the violation;

18 (9) person without a current registered guide-outfitter license to  
19 knowingly guide, advertise as a registered guide-outfitter, or represent to be a  
20 registered guide-outfitter, except as provided by AS 08.54.635;

21 (10) person without a current master guide-outfitter license to  
22 knowingly advertise as, or represent to be, a master guide-outfitter;

23 (11) person without a current registered guide-outfitter license to  
24 knowingly outfit a big game hunt, provide outfitting services, advertise as an outfitter  
25 of big game hunts, or represent to be an outfitter of big game hunts;

26 (12) person to knowingly provide transportation services to big game  
27 hunters without holding a current registered guide-outfitter license or transporter  
28 license;

29 (13) person without a current transporter license to knowingly  
30 advertise as, or represent to be, a transporter;

31 (14) class-A assistant guide or an assistant guide to knowingly contract

1 to guide or outfit a hunt;

2 (15) person licensed under this chapter to knowingly violate a state  
3 statute or regulation prohibiting waste of a wild food animal or hunting on the same  
4 day airborne;

5 (16) person to knowingly provide big game hunting services or  
6 transportation services during the period for which the person's license to provide that  
7 service is suspended or revoked;

8 (17) registered guide-outfitter, except in the defense of life or property,  
9 to knowingly personally take

10 (A) big game while accompanying a client in the field; or

11 (B) a species of big game if the registered guide-outfitter is  
12 under contract with a client to provide a guided hunt for that species of big  
13 game and the client is in the field;

14 (18) person who is licensed as a registered guide-outfitter, a class-A  
15 assistant guide, or an assistant guide, except in the defense of life or property, to  
16 knowingly personally take big game while a client of the registered guide-outfitter by  
17 whom the person is employed is in the field unless the person is not participating in,  
18 supporting, or otherwise assisting in providing big game hunting services to a client of  
19 the registered guide-outfitter by whom the person is employed; or

20 (19) person who is licensed as a transporter, or who provides  
21 transportation services under a transporter license, to knowingly accompany or remain  
22 in the field with a big game hunter who is a client of the person except as necessary to  
23 perform the specific duties of embarking or disembarking big game hunters, their  
24 equipment, or big game animals harvested by hunters; this paragraph does not apply to  
25 a person who holds both a transporter license and a registered guide-outfitter license  
26 issued under this chapter when the person has a contract to provide guiding services  
27 for the client.

28 \* Sec. 3. AS 08.54.740(a) is amended to read:

29 (a) A registered guide-outfitter who contracts to guide or outfit a big game  
30 hunt is equally responsible under AS 08.54.710 for a violation of a state or federal  
31 wildlife or game or guiding statute or regulation committed by a person while the

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person provides guide services for the guide-outfitter under AS 08.54.635 or  
during [IN] the course of the person's employment for the registered guide-outfitter.