

HOUSE BILL NO. 483

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTIETH LEGISLATURE - SECOND SESSION

BY THE HOUSE RULES COMMITTEE

Introduced: 4/7/98

Referred: House Special Committee on Fisheries, Resources

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to processors of sport caught fish; requiring certain nonresident
2 alien sport fishermen to be accompanied by a sport fishing guide; and providing
3 for an effective date."

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

5 * **Section 1.** AS 16.05.408 is amended to read:

6 **Sec. 16.05.408. Nonresident alien hunter or sport fisherman to be**
7 **accompanied by guide.** (a) It is a class A misdemeanor for a nonresident alien to

8 **(1) hunt, pursue, or take a big game animal as defined by the Board of**
9 **Game unless personally accompanied by a registered guide, master guide, class-A**
10 **assistant guide, or assistant guide licensed under AS 08.54; or**

11 **(2) take salmon in a sport fishery unless personally accompanied**
12 **by the owner or employee of a sport fishing guide business that is registered with**
13 **the department under regulations adopted by the Board of Fisheries; this**
14 **paragraph does not apply to a nonresident alien who is a citizen of Canada or**

Mexico.

(b) A nonresident alien, when purchasing a big game tag for the taking of an animal specified in **(a)(1)** [(a)] of this section, shall first furnish to the state, on a form provided by the state, an affidavit showing that the nonresident alien will be accompanied in the hunt by a person who is qualified under the terms of **(a)(1)** [(a)] of this section. A nonresident alien shall have a copy of the affidavit in possession while in the field hunting. A person who falsifies the required affidavit is guilty of perjury under AS 11.56.200.

(c) Before obtaining a nonresident hunt permit for the taking of an animal specified in **(a)(1)** [(a)] of this section, a nonresident alien shall, if requested by the department, first furnish to the department proof of prior authorization to use federal or private land where the permit hunt will occur. The authorization shall be provided to the nonresident alien by the registered guide or master guide with whom the nonresident alien has contracted to guide the permit hunt.

* **Sec. 2.** AS 16.40 is amended by adding new sections to read:

Article 5. Sport Fish Commercial Services.

Sec. 16.40.250. Processors of sport caught fish. (a) Each person who engages in the business of processing sport caught fish or who provides processing services to sport fishermen during the course of providing sport fish guide services shall register with the department.

(b) A person subject to registration under this section shall maintain records of sport caught fish submitted for processing. The records must include the number and weight of each species of fish, the date the fish were taken, the area where the fish were taken, the type of processing performed on the fish, and the name and sport fishing license number of the person who took the fish. The records must be available for inspection by the Department of Fish and Game and the Department of Public Safety.

(c) In this section, "processing"

(1) means an activity that

(A) modifies the physical condition of a fish, including butchering, freezing, salting, cooking, canning, dehydrating, or smoking; or

1 (B) prepares a fish for shipment, including vacuum packaging;
2 and
3 (2) does not include
4 (A) gutting, gilling, sliming, or washing a fish solely for the
5 purpose of maintaining the quality of a fresh fish; or
6 (B) filleting.
7 * **Sec. 3.** This Act takes effect January 1, 1999.