

HOUSE BILL NO. 274

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIRST LEGISLATURE - SECOND SESSION

BY REPRESENTATIVE MORGAN

Introduced: 1/10/00

Referred: Resources, Judiciary

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to waste of big game animals and wild fowl."

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

3 * **Section 1.** AS 16.30.010(a) is amended to read:

4 (a) It is a class A misdemeanor for a person who kills a big game animal or
5 a species of wild fowl to fail intentionally, knowingly, recklessly, or with criminal
6 negligence to salvage for human consumption the [EDIBLE] meat of the animal or
7 fowl.

8 * **Sec. 2.** AS 16.30.012 is amended to read:

9 **Sec. 16.30.012. Possession of horns or antlers.** (a) It is a class A
10 misdemeanor for a person to possess the horns or antlers of a big game animal that
11 was killed after the opening of the current or most recent lawful hunting season for
12 that animal if the person does not possess the [EDIBLE] meat of the animal.

13 (b) A person may not be arrested or prosecuted for a violation of this section
14 unless the arresting officer determines that there is probable cause to believe that the
15 [EDIBLE] meat of the big game animal from which the horns or antlers were taken

1 has not been salvaged.

2 * **Sec. 3.** AS 16.30.017(a) is amended to read:

3 (a) It is a defense to a criminal charge under AS 16.30.010 or 16.30.012 that
4 the failure to salvage or possess the [EDIBLE] meat was due to circumstances beyond
5 the control of the person charged, including

6 (1) theft of the animal or fowl;

7 (2) unanticipated weather conditions or other acts of God;

8 (3) unavoidable loss in the field to another wild animal.

9 * **Sec. 4.** AS 16.30.017(b) is amended to read:

10 (b) It is a defense to a criminal charge under AS 16.30.012 that the defendant
11 does not possess the [EDIBLE] meat of the big game animal because the meat was

12 (1) consumed by human beings; or

13 (2) delivered to another person.

14 * **Sec. 5.** AS 16.30 is amended by adding a new section to read:

15 **Sec. 16.30.025. Hunter responsibilities.** (a) It is the responsibility of a
16 hunter of a big game animal or wild fowl to

17 (1) have the knowledge necessary to prepare and preserve the meat of
18 big game animals and wild fowl in the field until the meat can be consumed or
19 processed for storage or consumption;

20 (2) be reasonably prepared for weather conditions that may be
21 encountered in the field that may affect the preservation of the meat of big game
22 animals and wild fowl until the meat can be consumed or processed for storage or
23 consumption.

24 (b) The Board of Game may adopt regulations requiring that a hunter of a big
25 game animal or wild fowl demonstrate the knowledge necessary to prepare and
26 preserve the meat of big game animals and wild fowl in the field until the meat can
27 be consumed or processed for storage or consumption and to avoid waste of the meat
28 of big game animals and wild fowl.

29 * **Sec. 6.** AS 16.30.030(3) is amended to read:

30 (3) "[EDIBLE] meat" means, in the case of big game animals, the **flesh**
31 [MEAT] of the ribs, neck, brisket, front quarters as far as the distal joint of the radius-

1 ulna (knee), hindquarters as far as the distal joint of the tibia-fibula (hock), and that
2 portion of the animal between the front and hindquarters; in the case of wild fowl, the
3 flesh [MEAT] of the breast; however, "[EDIBLE] meat" of big game or wild fowl
4 does not include

5 (A) flesh [MEAT] of the head;

6 (B) flesh [MEAT] that has been damaged and made inedible by
7 the method of taking;

8 (C) bones, sinew, and incidental flesh [MEAT] reasonably lost
9 as a result of boning or a close trimming of the bones;

10 (D) viscera;

11 * **Sec. 7.** AS 16.30.030(6) is amended to read:

12 (6) "possess the [EDIBLE] meat" includes possessing portions of the
13 [EDIBLE] meat in more than one location while the meat is being transported from
14 the place where it was salvaged;