

HOUSE BILL NO. 347

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIRST LEGISLATURE - SECOND SESSION

BY REPRESENTATIVE THERRIAULT BY REQUEST, Coghill

Introduced: 2/7/00

Referred: Resources, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the disposition of surplus moose, caribou, deer, Dall sheep,
2 elk, and musk oxen; and providing for an effective date."

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

4 * **Section 1.** AS 16.40.010 is amended to read:

5 **Sec. 16.40.010. Disposition of surplus game animals [BUFFALO AND**
6 **MUSK OXEN].** Whenever [IT IS DETERMINED BY] the department **determines**
7 **under (b) of this section** that a surplus exists in the herds of buffalo, **moose, caribou,**
8 **deer, Dall sheep, elk,** and musk oxen under its control, the department **shall** [MAY],
9 under regulations adopted by **the department** [IT], grant the surplus or portions of **the**
10 **surplus** [IT] to persons, groups, associations, partnerships, or corporations for the
11 purpose of raising and breeding the animals as domestic stock for commercial
12 purposes, or for scientific and educational purposes. A person, group, association,
13 partnership, or corporation may receive animals only after proving to the satisfaction
14 of the department

- 1 (1) intent to raise and breed the animals; and
 2 (2) possession of facilities for maintaining the animals under positive
 3 control.

4 * **Sec. 2.** AS 16.40.010 is amended by adding new subsections to read:

5 (b) The department shall annually determine whether surplus animals exist in
 6 the herds of moose, caribou, deer, Dall sheep, elk, and musk oxen in the state. A
 7 surplus exists in a herd if

8 (1) female animals may be taken from the herd under nonsubsistence
 9 hunting regulations; or

10 (2) animals may be removed from a herd without interfering with

11 (A) the maintenance of the herd on a sustained-yield basis;

12 (B) management goals set for the herd by the department or the
 13 Board of Game; and

14 (C) other uses of the herd that are determined to be a higher
 15 beneficial use of the herd by statute or by regulation adopted by the department
 16 or the Board of Game.

17 (c) Notwithstanding other provisions of this section, if an immature orphaned
 18 or abandoned moose, caribou, deer, Dall sheep, elk, or musk ox is not likely to survive
 19 in the wild, the department shall grant the animal to a person, group, association,
 20 partnership, or corporation eligible to receive animals under (a) of this section.

21 * **Sec. 3.** AS 16.40.020 is amended to read:

22 **Sec. 16.40.020. Sale of meat.** The sale of buffalo, moose, caribou, deer, Dall
 23 sheep, elk, or musk oxen meat resulting from the slaughter of animals obtained under
 24 AS 16.40.010, or their offspring, is authorized.

25 * **Sec. 4.** AS 16.40.050(c) is amended to read:

26 (c) Notwithstanding other provisions of law, a license or permit from the
 27 department, other than a game mammal farming license, is not required in order to
 28 import, export, or possess elk for the purpose of elk farming. **Except as provided**
 29 **under AS 16.40.010(c), a** [A] live elk may not be captured from the wild or released
 30 into the wild without an appropriate license or permit from the department.

31 * **Sec. 5.** This Act takes effect immediately under AS 01.10.070(c).