

HOUSE JOINT RESOLUTION NO. 202

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIRST LEGISLATURE - SECOND SPECIAL SESSION

BY THE HOUSE RULES COMMITTEE BY REQUEST

Introduced: 9/25/99

Referred: Judiciary, Finance

A RESOLUTION

1 **Proposing an amendment to the Constitution of the State of Alaska relating to**
2 **use of indigenous subsistence resources by residents.**

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

4 * **Section 1.** Article VIII, sec. 4, Constitution of the State of Alaska, is amended to read:

5 **Section 4. Sustained Yield. (a)** Fish, forests, wildlife, grasslands, and all
6 other replenishable resources belonging to the State shall be utilized, developed, and
7 maintained on the sustained yield principle, subject to preferences among beneficial
8 uses.

9 **(b) The legislature may provide a preference to and among residents for a**
10 **reasonable opportunity to take an indigenous subsistence resource on the basis of**
11 **customary and traditional use, direct dependence, proximity to the resource, or the**
12 **availability of alternative resources. The preference may be granted only when the**
13 **harvestable surplus of the resource, consistent with the sustained yield principle**
14 **and sound resource management practices, is not sufficient to allow a reasonable**
15 **opportunity for all beneficial uses.**

16 * **Sec. 2.** The amendment proposed by this resolution shall be placed before the voters of

- 1 the state at the next general election in conformity with art. XIII, sec. 1, Constitution of the
- 2 State of Alaska, and the election laws of the state.