

SENATE BILL NO. 74

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIRST LEGISLATURE - FIRST SESSION

BY SENATOR PETE KELLY

Introduced: 2/17/99

Referred: Resources

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to hunting on the same day airborne."

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

3 * **Section 1.** AS 16.05.783(a) is amended to read:

4 (a) A person may not shoot or assist in shooting a free-ranging wolf,
5 wolverine, fox, or lynx the same day that a person has been airborne. [HOWEVER,
6 THE BOARD OF GAME MAY AUTHORIZE A WOLF CONTROL PROGRAM
7 INVOLVING THE SHOOTING OF WOLVES FROM THE AIR IF

8 (1) THE COMMISSIONER OF FISH AND GAME MAKES
9 WRITTEN FINDINGS BASED ON ADEQUATE DATA DEMONSTRATING THAT
10 A BIOLOGICAL EMERGENCY EXISTS AND THAT THERE IS NO FEASIBLE
11 SOLUTION OTHER THAN AIRBORNE CONTROL TO ELIMINATE THE
12 BIOLOGICAL EMERGENCY, AND

13 (2) THE PROGRAM IS CONDUCTED ONLY BY DEPARTMENT OF
14 FISH AND GAME PERSONNEL

15 (3) THE PROGRAM IS LIMITED TO THE SPECIFIC

1 GEOGRAPHICAL AREA WHERE THE BIOLOGICAL EMERGENCY EXISTS,
2 AND

3 (4) THE PROGRAM REMOVES ONLY THE MINIMUM NUMBER
4 OF WOLVES NECESSARY TO ELIMINATE THE BIOLOGICAL EMERGENCY.]

5 * **Sec. 2.** AS 16.05.783(b) is amended to read:

6 (b) This section does not apply to

7 (1) a person who was airborne the same day if that person was airborne
8 only on a regularly scheduled commercial flight; or

9 (2) an employee or agent of the department who, as part of a game
10 management program, is authorized to shoot or to assist in shooting wolf,
11 wolverine, fox, or lynx on the same day that the employee or agent has been
12 airborne.

13 * **Sec. 3.** AS 16.05.783(d) is amended by adding a new paragraph to read:

14 (3) "game management program" means a program authorized by the
15 Board of Game or the commissioner to achieve identified game management objectives
16 in a designated geographic area.

17 * **Sec. 4.** AS 16.05.783(d)(2) is repealed.