

CS FOR HOUSE BILL NO. 137(FIN) am

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIFTH LEGISLATURE - SECOND SESSION

BY THE HOUSE FINANCE COMMITTEE

Amended: 2/27/08

Offered: 4/2/07

Sponsor(s): HOUSE SPECIAL COMMITTEE ON FISHERIES

A BILL

FOR AN ACT ENTITLED

1 **"An Act providing for free hunting and sport fishing licenses for active members of the**
2 **Alaska National Guard; and amending the requirements for the identification card**
3 **needed for sport fishing, hunting, and trapping without a license by residents who are 60**
4 **years of age or more; and providing for an effective date."**

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

6 *** Section 1.** AS 16.05.340(a)(17) is amended to read:

7 (17) Waterfowl conservation tag 5

8 (A) A person may not engage in waterfowl hunting without
9 having the current year's waterfowl tag in the person's actual possession, unless
10 that person

11 (i) qualifies for a \$5 license fee under (6) of this
12 subsection;

13 (ii) is a resident under the age of 16;

14 (iii) is 60 years of age or older and is a resident;

1 (iv) is [A DISABLED VETERAN] eligible for a free
2 license under AS 16.05.341.

3 (B) The Board of Game shall by regulation exempt the
4 requirement of a waterfowl conservation tag for waterfowl hunting in areas of
5 the state not likely to benefit from programs described in AS 16.05.130(b)(2) -
6 (4).

7 * **Sec. 2.** AS 16.05.340(a)(23) is amended to read:

8 (23) Resident anadromous king salmon tag 10
9 A resident may not engage in sport fishing for anadromous king salmon without
10 having the current year's anadromous king salmon tag in the resident's actual
11 possession, unless that person

12 (A) qualifies for a 25 cent license fee under (1) of this
13 subsection;

14 (B) is under the age of 16;

15 (C) is 60 years of age or older and has been a resident of the
16 state for at least one year;

17 (D) is [A DISABLED VETERAN] eligible for a free license
18 under AS 16.05.341; or

19 (E) qualifies for a \$5 license fee under (6) of this subsection.

20 * **Sec. 3.** AS 16.05.341 is amended to read:

21 **Sec. 16.05.341. Free license for disabled veterans and active members of**
22 **the Alaska National Guard.** A person may receive a resident hunting and sport
23 fishing license under AS 16.05.340(a)(5) without charge if the person

24 (1) has been discharged from military service under honorable
25 conditions, is eligible for a loan under AS 18.56.101, and is certified by the United
26 States Department of Veterans Affairs as having incurred a 50 percent or greater
27 disability during military service; [OR]

28 (2) served in the Alaska Territorial Guard, is eligible for a loan under
29 AS 18.56.101, and incurred a 50 percent or greater disability while serving in the
30 Alaska Territorial Guard; **or**

31 **(3) is an active member of the Alaska National Guard.**

1 * **Sec. 4.** AS 16.05.400(b) is repealed and reenacted to read:

2 (b) A sport fishing, hunting, or trapping license is not required of a resident
3 who is 60 years of age or more. A resident who is 60 years of age or more is required
4 to possess a valid identification card to engage in sport fishing, hunting, or trapping
5 without a license. The commissioner shall issue an identification card without charge
6 to a person who qualifies by age and residence and who completes the forms required
7 by the commissioner. To obtain or renew a valid identification card, the person must
8 have lawfully received a permanent fund dividend during the most recent dividend
9 disbursement or must present evidence satisfactory to the department that the person was
10 in the state for at least 185 days during the previous calendar year. A person who is
11 issued an identification card under this subsection shall have it in possession while
12 sport fishing, hunting, or trapping. The identification card must be renewed every
13 three years.

14 * **Sec. 5.** AS 16.05.405(b) is amended to read:

15 (b) Notwithstanding AS 16.05.420(c), a resident holding a valid resident
16 hunting license may take game on behalf of a person who is blind, a person with
17 physical disabilities, or a person who is 65 years of age or older if the resident
18 possesses on the resident's person

19 (1) a document signed by the person on whose behalf the game is
20 taken, stating that the resident possesses the person's hunting license or **valid**
21 [PERMANENT] identification card in order to take game on behalf of that person; and

22 (2) the person's

23 (A) resident hunting license issued under AS 16.05.403 or
24 **valid** [PERMANENT] identification card issued under AS 16.05.400(b); and

25 (B) harvest ticket, tag, stamp, or other document required by
26 law as a condition of taking the game being hunted.

27 * **Sec. 6.** AS 16.05.405(c) is amended to read:

28 (c) Notwithstanding AS 16.05.420(c), a resident holding a valid
29 noncommercial fishing license may take fish on behalf of a person who is blind, a
30 person with physical disabilities, or a person who is 65 years of age or older if the
31 resident possesses on the resident's person

1 (1) a document signed by the person on whose behalf the fish is taken,
2 stating that the resident possesses the person's sport fishing license, subsistence fishing
3 permit, personal use fishing permit, or valid [PERMANENT] identification card in
4 order to take fish on behalf of that person;

5 (2) the person's

6 (A) resident sport fishing license issued under AS 16.05.403 or
7 valid [PERMANENT] identification card issued under AS 16.05.400(b);

8 (B) resident subsistence fishing permit issued under
9 AS 16.05.403; or

10 (C) resident personal use fishing permit issued under
11 AS 16.05.403; and

12 (3) all other documents issued to the person that are required by law as
13 a condition of taking the fish being pursued.

14 * **Sec. 7.** The uncodified law of the State of Alaska is amended by adding a new section to
15 read:

16 TRANSITION. The commissioner of fish and game shall notify in an appropriate
17 form all current permanent identification card holders of the requirements of AS 16.05.400(b),
18 as repealed and reenacted by sec. 4 of this Act, and provide instructions for obtaining a valid
19 identification card to replace the permanent identification card previously authorized by that
20 subsection.

21 * **Sec. 8.** AS 16.05.341(3) is repealed June 30, 2011.

22 * **Sec. 9.** Section 4 of this Act takes effect January 1, 2009.