

CS FOR HOUSE BILL NO. 260(FIN)

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTIETH LEGISLATURE - SECOND SESSION

BY THE HOUSE FINANCE COMMITTEE

Offered: 4/17/18

Referred: Rules

Sponsor(s): REPRESENTATIVES SADDLER, Kreiss-Tomkins, Tarr, Drummond, Knopp, Grenn, Lincoln, Gara, Thompson, Pruitt, Wilson, Kopp

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to possession of certain licenses, tags, and permits issued by the**
2 **Department of Fish and Game; and providing for an effective date."**

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

4 *** Section 1.** AS 16.05.330(a) is amended to read:

5 (a) Except as otherwise permitted in this chapter, without having the
6 appropriate license, [OR] tag, or permit in actual possession, a person may not
7 engage in

8 (1) sport fishing, including the taking of razor clams;

9 (2) hunting or [,] trapping [, OR FUR DEALING];

10 (3) the farming of fish, fur, or game;

11 (4) taxidermy or fur dealing; or

12 (5) control of nuisance wild birds and nuisance wild small mammals
13 for compensation.

14 *** Sec. 2.** AS 16.05.330 is amended by adding new subsections to read:

1 (f) A person charged with violating (a)(1) or (2) of this section for failure to
2 have a license in actual possession may not be convicted if the person provides, not
3 later than 90 days after the issuance of the citation, evidence satisfactory to the
4 arresting or citing agency of a license previously issued to the person that was valid at
5 the time of the offense.

6 (g) A license in actual possession may be in paper or electronic form.

7 (h) A peace officer presented with an electronic device under (g) of this
8 section is immune from any liability resulting from damage to the device, except that a
9 peace officer may be liable for civil damages that are the result of the peace officer's
10 intentional misconduct.

11 * **Sec. 3.** AS 16.05.430(a) is amended to read:

12 (a) Except as provided in AS 16.05.330(f), 16.05.407(b) [AS 16.05.407(b)]
13 and (d), 16.05.408(b), and 16.05.420(b), a person who violates AS 16.05.330 -
14 16.05.420 or a regulation adopted under AS 16.05.330 - 16.05.420 is guilty of a
15 misdemeanor and upon conviction is punishable by a fine of not more than \$1,000, or
16 by imprisonment for not more than six months, or by both.

17 * **Sec. 4.** This Act takes effect July 1, 2018.