

1 IN THE HOUSE

BY MR. CASHEL

2 HOUSE BILL NO. 69

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 THIRD LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the organization of the
7 Department of Fish and Game; and providing
8 for an effective date."

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 * Section 1. AS 16.05 is amended by adding new sections to
11 read:

12 Sec. 16.05.022. REGULATIONS. The commissioner shall
13 adopt regulations under the Administrative Procedure Act
14 (AS 44.62) for

15 (1) setting apart fish and game reserve areas,
16 refuges and sanctuaries in the waters or on the lands of the
17 state over which it has jurisdiction, subject to the approval
18 of the legislature;

19 (2) establishment of open and closed seasons and
20 areas for fish and game;

21 (3) establishment of the means and methods employed
22 in the pursuit, capture, and transport of fish and game;

23 (4) setting quotas and bag limits on the taking of
24 fish and game;

25 (5) classifying fish and game as commercial fish,
26 sport fish, game birds, song birds, big game animals, fur
27 bearing animals, predators, vermin, or other categories es-
28 sential for regulatory purposes;

29 (6) establishing the qualifications for guides and

1 assistant guides, regulating guide activities, and maintain-
2 ing a guide register;

3 (7) engaging in biological research, watershed and
4 habitat improvement, fish and game management, protection,
5 propagation and stocking;

6 (8) investigating and determining the extent and
7 effect of predation and competition among fish and game in
8 the state and exercising control measures considered neces-
9 sary to the resources of the state;

10 (9) entering into cooperative agreements with
11 educational institutions and state, federal, or other agencies
12 to promote fish and game research, management, education, and
13 information and to train men for fish and game management;

14 (10) prohibiting the live capture, possession,
15 transport, or release of native or exotic fish or game or
16 their eggs.

17 Sec. 16.05.023. ADVISORY COMMITTEES. The commissioner
18 may adopt regulations under the Administrative Procedure Act
19 (AS 44.62) establishing, at places in the state designated
20 by the commissioner, advisory committees to be composed of
21 persons well informed on the fish and game resources of the
22 locality. The commissioner shall set the number and terms of
23 each of the members of the advisory committees, shall delegate
24 one member of each committee as chairman, and shall give him
25 authority to hold public hearings on fish and game matters.
26 Recommendations from the advisory committees shall be forward-
27 ed to the commissioner for his consideration. The commission-
28 er shall delegate authority to advisory committees for emerg-
29 ency closures during established seasons. The commissioner

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29

may countermand and make null and void any authority delegat-
ed or order issued under this section. The commissioner
shall establish the necessary rules governing such closures.

Sec. 16.05.239. ADVISORY DUTIES OF BOARD. The board
may advise the commissioner on the performance of any duty
given the commissioner under this title. The board, however,
has no power over a decision or action of the commissioner or
the department.

* Sec. 2. AS 16.05.240, 16.05.250, 16.05.260, and 16.05.270
are repealed.

* Sec. 3. This Act takes effect on the day after its passage
and approval or on the day it becomes law without such approval.