

1 IN THE SENATE

BY SENATOR POLLOCK

2 SENATE BILL NO. 109

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to game breeding and con-
7 trolled shooting areas."

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

9 * Section 1. AS 16 is amended by adding a new chapter to read:

10 CHAPTER 50. GAME BREEDING AND CONTROLLED SHOOTING AREAS

11 ARTICLE 1.

12 Sec. 16.50.010. CREATION. A game breeding and con-
13 trolled shooting area may be established and licensed as
14 provided in this chapter.

15 Sec. 16.50.020. REQUIREMENTS. A game breeding and
16 controlled shooting area shall

17 (1) consist of a contiguous tract of privately
18 owned land having an area of not less than 100 acres and not
19 more than 360 acres;

20 (2) be owned by the licensee or held by the li-
21 censee under a lease, the unexpired term of which shall not
22 be less than five years from the date of the granting of the
23 license;

24 (3) be adaptable for use as a game breeding and
25 shooting area;

26 (4) be of such nature that the game birds propa-
27 gated and released in the area are not likely to be diseased
28 and a menace to other game; and

29 (5) meet the requirements promulgated by the

1 department under sec. 140 of this chapter.

2 Sec. 16.50.030. APPLICATION FOR AREA LICENSE. An
3 application for a game breeding and controlled shooting area
4 license shall be

5 (1) made to the department on a form provided by
6 the department;

7 (2) accompanied by the annual license fee pro-
8 vided for in AS 16.05.340; and

9 (3) accompanied by a written description and a
10 map or sketch of the premises to be used and its location.

11 Sec. 16.50.040. INSPECTION. Upon receipt of an ap-
12 plication, the department shall inspect the proposed area
13 described in the application.

14 Sec. 16.50.050. LICENSE ISSUANCE. If the department
15 finds that the application and the proposed area meet the
16 requirements of sec. 20 of this chapter, the application
17 shall be granted and a license issued.

18 Sec. 16.50.060. RENEWAL. A license to operate a game
19 breeding and controlled shooting area shall be issued for
20 a term of one year and may be renewed within thirty days
21 before its expiration by paying the annual fee provided for
22 in AS 16.05.340.

23 Sec. 16.50.070. TRANSFER. Upon application a license
24 may be transferred if the area is sold or the lease to it is
25 assigned.

26 Sec. 16.50.080. FENCING AND POSTING. (a) The
27 boundary of the licensed area shall be marked by a fence and
28 shall be posted with printed notices prescribed by the
29 department not more than twenty rods apart.

1 (b) Instead of maintaining a fence where a currently
2 visible boundary exists, the licensee may post the required
3 notices on each side of all roadways or other entrances
4 leading into the area and along the boundaries at intervals
5 not exceeding forty rods apart. Where unfenced boundary
6 lines pass through forests, brush land, briar thicket or
7 high weed growth, the licensee shall maintain a cleared
8 strip of five or more feet from which brush, weeds or other
9 high growth is removed annually.

10 Sec. 16.50.090. BIRD RELEASE RESTRICTIONS. (a) Unless
11 otherwise provided by the department, only gallinaceous
12 birds may be propagated and released in a game breeding and
13 controlled shooting area.

14 (b) Each bird released under this chapter shall be at
15 least fourteen weeks of age before liberation and must
16 possess full plumage.

17 Sec. 16.50.100. HUNTING SEASON AND BAG LIMITS. Birds
18 released in a game breeding and controlled shooting area
19 may be harvested at any time without regard to sex or daily
20 or seasonal bag limits.

21 Sec. 16.50.110. HUNTING LICENSE REQUIRED. Each person
22 taking a game bird by shooting in an area licensed under
23 this chapter shall have a small game hunting license or
24 a nonresident controlled shooting license.

25 Sec. 16.50.120. BANDING OF BIRDS. (a) Each bird
26 released in a game breeding and controlled shooting area
27 must be banded with a type of leg band which cannot be re-
28 moved without breaking or mutilating the band.

29 (b) Leg bands shall be purchased by the licensee and

1 shall contain such information as the department may require.

2 Sec. 16.50.130. BIRD REGISTER. The licensee shall
3 keep a register which shall clearly show the number and
4 kind of each game bird propagated and released each year
5 and the date harvested.

6 Sec. 16.50.140. REGULATIONS. The department may
7 make regulations for the purpose of carrying out, administer-
8 ing and enforcing the provisions of this chapter.

9 Sec. 16.50.150. ENFORCEMENT. (a) The department may
10 designate an operator of a licensed game breeding and con-
11 trolled shooting area or any of his employees or agents as
12 a special representative of the department with power to
13 enforce the game laws, prevent trespassing, and to hunt and
14 trap rodents or other animals or birds which are destroying
15 or are likely to destroy the game birds propagated and re-
16 leased in the area.

17 (b) A special representative appointed by the depart-
18 ment under the provisions of this section shall be subject
19 to the rules and regulations of the department and shall
20 serve without compensation from the state.

21 Sec. 16.50.160. UNLAWFUL ACTS. It shall be unlawful
22 for a person to remove a game bird from, or consume a game
23 bird in an area licensed under this chapter unless the bird
24 has been banded as provided in sec. 120 of this chapter.

25 Sec. 16.50.170. PENALTY. (a) A game breeding and
26 controlled shooting area maintained in violation of this
27 chapter is a nuisance and may be abated as provided by law
28 and any game birds found on the premises may be liberated.

29 (b) A person who violates a provision of this chapter

1 or trespasses on a game breeding and controlled shooting
2 area is guilty of a misdemeanor and upon conviction shall
3 be punished by a fine of not less than one hundred dollars
4 and not more than five hundred dollars, or by imprisonment
5 in jail for not less than thirty days or more than six months,
6 or both.

7 Sec. 16.50.180. DEFINITIONS. As used in secs. 10 - 170
8 of this chapter "department" means the Department of Fish
9 and Game.

10 * Sec. 2. AS 16.05.340(a) is amended by adding new subsections
11 to read:

- 12 (18) gamebreeding and controlled shooting
- 13 area license. \$25
- 14 (19) nonresident controlled shooting
- 15 license 7

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