

Original sponsor: Specking, Anderson,
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Offered: 4/16/75
Referred: Finance

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2 CS FOR HOUSE BILL NO. 370

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act creating a special fish, game and guide
7 prosecutor; and providing for an effective date."

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

9 * Section 1. AS 44.23 is amended by adding a new section to read:

10 Sec. 44.23.070. FISH, GAME AND GUIDE PROSECUTOR. (a) Within the
11 Department of Law is the office of the special prosecutor for fish, game
12 and guide matters.

13 (b) The office of the fish, game and guide prosecutor consists of
14 at least one assistant attorney general appointed by the attorney general
15 who is admitted to the practice of law in the state, familiar with fish,
16 game and guide statutes and regulations of the state, and experienced in
17 trial practice; and at least one investigator experienced in fish, game
18 and guide investigation.

19 (c) The Department of Law shall set out separately the expenses of
20 the office of the fish, game and guide prosecutor as an independent sub-
21 program or element of the Department of Law budget, which shall be
22 submitted by the governor in accordance with the Executive Budget Act
23 (AS 37.07) as part of his annual budget presentation to the legislature.
24 The funds budgeted shall include sufficient travel expenses to allow the
25 office to operate effectively in enforcing the fish, game and guide laws
26 of the state.

27 (d) The fish, game and guide prosecutor shall

28 (1) review all reported violations of state fish, game and
29 guide laws;

1 (2) prosecute or oversee the prosecution of cases involving
2 violation of state fish, game and guide laws;

3 (3) coordinate the activities of the Department of Law in the
4 enforcement of state fish, game and guide laws;

5 (4) cooperate with the Department of Public Safety personnel
6 responsible for enforcement of state fish, game and guide laws;

7 (5) submit to the legislature an annual report of its acti-
8 vities including but not limited to the number of reported violations of
9 the state fish, game and guide laws in the period covered by the report,
10 the number of cases prosecuted, and the disposition of those cases; and
11 submit to the legislature recommendations for changes in the fish, game
12 and guide laws of the state;

13 (6) submit recommendations to the Board of Fish and Game and
14 the Guide Licensing and Control Board for changes in their regulations.

15 (e) The fish, game and guide prosecutor may

16 (1) conduct investigations of fishing, hunting and guiding
17 practices in the state; and

18 (2) issue subpoenas to require the attendance of witnesses or
19 the production of documents or other physical evidence, administer
20 oaths, and conduct hearings to aid in investigation or inquiry; service
21 of an order or subpoena shall be made in the same manner as a summons in
22 a civil action in the superior court.

23 * Sec. 2. This Act takes effect July 1, 1975.
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