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Referred: Resources and
Finance

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TILLION AND CROFT

1 IN THE SENATE

2 SENATE BILL NO. 315

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 and game prosecutor;
7 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 AND GAME PROSECUTOR. (a) Within the
11 Department of Law is the office of the special prosecutor for fish
12 and game matters.

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

19 (c) The Department of Law shall set out separately the expenses
20 of the office of the fish and game 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
25 the office to operate effectively in enforcing the fish and game laws
26 of the state.

27 (d) The fish and game prosecutor shall

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

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

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

5 (4) cooperate with the Department of Public Safety personnel
6 responsible for enforcement of state fish and game 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 and game laws in the period covered by the report, the
10 number of fish and game cases prosecuted, and the disposition of those
11 cases.

12 (e) The fish and game prosecutor may

13 (1) conduct investigations of fishing and hunting practices
14 in the state; and

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

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