

Introduced: 4/19/76
Referred: Resources

1 IN THE SENATE

BY THE RULES COMMITTEE BY REQUEST

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SENATE BILL NO. 749

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IN THE LEGISLATURE OF THE STATE OF ALASKA

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NINTH LEGISLATURE - SECOND SESSION

5

A BILL

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For an Act entitled: "An Act relating to the wildlife photography contest;
7 and providing for an effective date."

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

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* Section 1. PURPOSE. It is the purpose of this Act to recognize the
10 inestimable value of the living wildlife resources of the state and to
11 broaden the appreciation of these resources during all seasons of the year
12 and encourage other necessary public uses of wildlife in addition to their
13 legitimate harvest.

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* Sec. 2. AS 16.05.903 is repealed and re-enacted to read:

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Sec. 16.05.903. WILDLIFE PHOTOGRAPHY CONTEST. (a) In addition to
16 any existing programs, the department shall establish a yearly wildlife
17 photography contest to run for 12-month periods from September 1 -
18 August 31. An entry fee of \$10 is established for the privilege of
19 entering the contest established by this section. Each entrant may
20 submit up to six entries per category, including each big game mammal
21 category, after paying the \$10 entry fee. No person is eligible to
22 enter the contest established under this section unless he has paid the
23 entry fee.

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(b) The department shall establish the following four main non-
25 domestic wildlife photo categories: (1) big game mammals, with each big
26 game mammal being a separate category; (2) other mammals, including fur
27 bearers; (3) birds; and (4) fish, including shellfish. Within category
28 (1) first-, second- and third-place cash prizes shall be awarded for
29 each big game mammal in amounts of \$500, \$250, and \$100, respectively.

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1 Similarly, within each other main category three cash prizes shall be
2 awarded, subject to (c) and (g) of this section, in the same amounts.
3 A grand prize of \$2,500 shall be awarded for the single best entry of
4 the year. The grand prize winner is not eligible for a general category
5 prize for the same photograph. Entries for each category, including
6 each big game mammal category, may be in either black and white or color
7 but not more than two of the three winning entries in each category may
8 be in color.

9 (c) Regardless of the number of entries submitted within any cate-
10 gory specified in (b) of this section, if an entry does not meet a
11 reasonable standard of photographic competence, in the determination of
12 the judging panel, the entry shall be disqualified. Entries which do
13 not comply with rules established by or under this section shall also be
14 disqualified.

15 (d) The commissioner shall designate a different judging panel
16 each contest year to judge all entries made under this section. The
17 panel is composed of five members, consisting of two professional photo-
18 graphers, one master guide, and two members from the general public.
19 Panel members are authorized per diem for each day of judging and travel
20 expenses allowable by law for members of boards and commissions.

21 (e) The wildlife photography contest shall be advertised in news-
22 papers of general circulation within the state and in the various na-
23 tional conservation and wildlife magazines. All winning photographs
24 shall appear in a special yearly wildlife photography publication pub-
25 lished by or under contract with the Department of Fish and Game. The
26 publication shall be sold by the department, and the receipts from the
27 sale shall be utilized to promote and administer the wildlife photo-
28 graphy contest.

29 (f) The grand-prize winning entry of the year is the permanent

1 property of the state. The department and the photographer have joint
2 reproduction rights to other winning entries, but the department shall
3 be provided with the original transparency or negative upon receipt of
4 the prize for that entry and may retain possession of the original for a
5 period of one year from the date the original is received. However, an
6 entrant may acquire exclusive reproduction rights to a winning entry,
7 other than the grand-prize winning entry, and retain the original, by
8 electing to refuse the cash prize for his winning entry.

9 (g) No person may submit an entry of a mammal or bird under this
10 section if he has harvested that species of mammal or bird during the
11 same contest year unless it is harvested on a subsistence basis as pro-
12 vided in sec. 257 of this chapter. A person who wins a cash prize
13 specified in (b) of this section for a mammal or bird shall make a
14 signed, sworn statement that he has not harvested that species of mammal
15 or bird during the same contest year, and for every entry that it was
16 taken in Alaska during the contest year for which the entry is made.
17 The judging panel may require additional evidence of compliance with
18 this subsection if necessary.

19 (h) The commissioner may propose regulations for adoption by the
20 board under the Administrative Procedure Act (AS 44.62) to implement the
21 provisions of this section.

22 * Sec. 3. Notwithstanding secs. 1 and 2 of this Act, entries which were
23 taken between January 1, 1976 and August 31, 1976 may be submitted under
24 secs. 1 - 2 of this Act for the contest year 1976-1977.

25 * Sec. 4. This Act takes effect immediately in accordance with AS 01.10.-
26 070(c).