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1 IN THE HOUSE

2 HOUSE BILL NO. 836

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to alien and nonresident hunters; and
7 providing for an effective date."

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

9 * Section 1. AS 16.05.407 is amended to read:

10 Sec. 16.05.407. NONRESIDENT OR ALIEN HUNTING GAME ANIMALS MUST BE
11 ACCOMPANIED BY GUIDES. (a) It is unlawful for a nonresident to hunt,
12 pursue or take brown bear, grizzly bear, polar bear or sheep in this
13 state, unless personally accompanied by a person who is licensed as a
14 master guide, registered guide or assistant guide under AS 08.54 or [BY
15 THE DEPARTMENT, OR WHO IS PERSONALLY ACCOMPANIED] by a resident Alaskan
16 over 19 years of age who is the spouse of or is related by blood within
17 and including the second degree of kindred to the nonresident. A person
18 who applies for a nonresident big game tag for the taking of an animal
19 specified in this section shall first furnish to the state, on a form
20 provided by the state, an affidavit showing that he will be accompanied
21 in his hunt by a person who is qualified under the terms of this section.
22 A person who falsifies the required affidavit is guilty of perjury.

23 (b) It is unlawful for a nonresident or an alien to import polar
24 bear into this state unless personally accompanied by a person who is
25 licensed as a master guide, registered guide or assistant guide under
26 AS 08.54 [BY THE DEPARTMENT].

27 (c) A [THE] nonresident who violates (a) or (b) of this section
28 or an alien who violates (b) or (d) of this section is guilty of a
29

1 class A misdemeanor [AND UPON CONVICTION IS PUNISHABLE BY IMPRISONMENT
2 FOR NOT MORE THAN ONE YEAR, OR BY A FINE OF NOT MORE THAN \$2,500, OR BY
3 BOTH].

4 (d) It is unlawful for an alien to hunt, pursue or take big game
5 in this state unless personally accompanied by a person who is licensed
6 as a master guide, registered guide or assistant guide under AS 08.54
7 or by a resident Alaskan over 19 years of age who is the spouse of or
8 is related by blood within and including the second degree of kindred
9 to the alien. An alien who applies for a big game tag for the taking
10 of an animal specified in this section shall first furnish to the state,
11 on a form provided by the state, an affidavit showing that he will be
12 accompanied in his hunt by a person who is qualified under the terms of
13 this section. A person who falsifies the required affidavit is guilty
14 of perjury.

15 (e) In this section,

16 (1) "big game" means black bear, brown bear, grizzly bear,
17 polar bear, bison, caribou, deer, elk, goat, moose, sheep, walrus, wolf,
18 and wolverine;

19 (2) "nonresident" means a person

20 (A) who is a citizen of the United States and who has
21 not maintained his permanent place of abode and his voting resi-
22 dence in this state for at least 12 consecutive months; or

23 (B) who is not a citizen of the United States, whose
24 permanent place of abode is in the United States, and who has not
25 maintained his permanent place of abode in this state for at least
26 36 consecutive months;

27 (3) "alien" means a person who is not a citizen of the
28 United States and whose permanent place of abode is not in the
29 United States.

1 * Sec. 2. This Act takes effect immediately in accordance with AS 01.10.-
2 070(c).

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