

Introduced: 3/18/81
Referred: Resources

1 IN THE SENATE

BY FERGUSON BY REQUEST

2 SENATE BILL NO. 302

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to nonresident hunters; and providing
7 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 HUNTING GAME ANIMALS MUST BE ACCOM-
11 PANIED 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
14 a master guide, registered guide or assistant guide under AS 08.65 or
15 [BY THE DEPARTMENT. OR WHO IS PERSONALLY ACCOMPANIED] by a resident
16 Alaskan over 19 years of age who is the spouse or is related by blood
17 within and including the second degree of kindred to the nonresident.
18 A person who applies for a nonresident big game tag for the taking of
19 an animal specified in this section shall first furnish to the state,
20 on a form provided by the state, an affidavit showing that he will be
21 accompanied in his hunt by a person who is qualified under the terms
22 of this section. A person who falsifies the required affidavit is
23 guilty of perjury.

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

28 (c) A [THE] nonresident who violates (a) or (b) of this section
29 is guilty of a class A misdemeanor [AND UPON CONVICTION IS PUNISHABLE

1 BY IMPRISONMENT FOR NOT MORE THAN ONE YEAR, OR BY A FINE OF NOT MORE
2 THAN ONE YEAR, OR BY A FINE OF NOT MORE THAN \$2,500, OR BY BOTH].

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

14 (e) In this section,

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

18 (2) "nonresident" means a person

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

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

26 (C) who is not a citizen of the United States and
27 whose permanent place of abode is not in the United States.

28 * Sec. 2. This Act takes effect immediately in accordance with AS 01.-
29 10.070(c).