

Introduced: 2/14/86
Referred: Resources, State Affairs
and Finance

1 IN THE SENATE

BY P.FISCHER BY REQUEST

2

SENATE BILL NO. 419

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FOURTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6 For an Act entitled: "An Act relating to the division of wildlife enforce-
7 ment and the Department of Public Safety."

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

9 * Section 1. AS 18.65.080 is amended to read:

10 Sec. 18.65.080. POWERS AND DUTIES [OF DEPARTMENT AND MEMBERS OF
11 STATE TROOPERS]. The Department of Public Safety and each member of
12 the division of state troopers and the division of wildlife enforce-
13 ment is charged with the enforcement of all criminal laws of the
14 state, and has the power of a peace officer of the state or a munic-
15 ipality and those powers usually and customarily exercised by peace
16 officers. A commissioned [EACH MEMBER OF THE] state trooper or wild-
17 life officer [TROOPERS] may prevent crime, pursue and apprehend of-
18 fenders, obtain legal evidence, institute criminal proceedings, exe-
19 cute a [ANY] lawful warrant or order of arrest, make an arrest without
20 warrant for a violation of law committed in the trooper's or officer's
21 [HIS] presence, and may cooperate with other law enforcement agencies
22 in detecting crime, apprehending criminals, and preserving law and
23 order in the state.

24 * Sec. 2. AS 18.65.080 is amended by adding a new subsection to read:

25 (b) The primary duty of the division of wildlife enforcement is
26 to enforce laws and regulations of the state relating to wildlife
27 resources, guiding, and outfitting. The primary duty of the division
28 of state troopers is to enforce criminal laws of the state, other than
29 those relating to wildlife resources, guiding, and outfitting. The

1 commissioner may not order one division to assume the primary duty of
2 the other division because of a shortage of money appropriated to
3 either or both divisions by the legislature unless required by a
4 disaster or emergency, such as an earthquake, flood, air crash, prison
5 escape, or riot.

6 * Sec. 3. AS 44.41 is amended by adding a new section to read:

7 Sec. 44.41.015. DIVISIONS OF THE DEPARTMENT. (a) The Depart-
8 ment of Public Safety contains the following divisions:

- 9 (1) division of administration;
10 (2) division of motor vehicles;
11 (3) division of state troopers;
12 (4) division of wildlife enforcement.

13 (b) The governor or the commissioner of public safety may estab-
14 lish other divisions necessary or convenient for executing the duties
15 of and administering the department.