

Original sponsor(s): REP. MENARD, Navarre, Brown, Ellis, Grussendorf,
Finkelstein, Donley, Goll, Jacko

1 IN THE HOUSE BY THE TRANSPORTATION COMMITTEE
2 SENATE CS FOR CS FOR HOUSE BILL NO. 484 (Transportation)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 SIXTEENTH LEGISLATURE - SECOND SESSION
5 A BILL
6 For an Act entitled: "An Act relating to destruction of moose by the
7 Alaska Railroad."
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:
9 * Section 1. AS 42.40 is amended by adding a new section to read:
10 Sec. 42.40.445. PROTECTION OF MOOSE. (a) The corporation shall
11 adopt practices to mitigate the destruction of moose by operations of
12 the railroad. The corporation shall cooperate with the Department of
13 Fish and Game to mitigate the effects of the operations of the rail-
14 road on moose by granting access to railroad rights-of-way to the
15 department and its contractors, if before entering railroad rights-of-
16 way the department and its contractors execute agreements with the
17 corporation concerning the terms of access. The corporation shall, in
18 accordance with the contingency plan prepared under (c) of this sec-
19 tion and to the extent feasible and compatible with railroad opera-
20 tions, provide rail transportation to the department and its contrac-
21 tors while they are engaged in activities under this section.
22 (b) The corporation shall consult with representatives of the
23 Department of Fish and Game, the Department of Natural Resources, the
24 Department of Transportation and Public Facilities, the Matanuska-
25 Susitna Borough, and citizens residing in communities served by the
26 railroad regarding the mitigation of the effects of railroad opera-
27 tions on moose.
28 (c) The corporation shall prepare, in cooperation with the
29 Department of Fish and Game, a contingency plan to minimize to the

1 greatest extent feasible the effect of railroad operations on moose.
2 The plan must include specific criteria for timing and implementation
3 of measures to mitigate the effects of railroad operations on moose.
4 The plan must be updated annually on or before September 1. In pre-
5 paring the plan, the corporation may conduct one or more public meet-
6 ings to discuss practices by which the destruction of moose by rail-
7 road operations may be mitigated.

8 (d) The corporation shall provide for the salvage of moose
9 killed by operations of the railroad. The corporation shall cooperate
10 with the Department of Public Safety in distributing salvaged moose
11 meat to persons identified by the Department of Public Safety as
12 qualified to receive salvaged moose meat.

13 (e) The corporation shall report the number of moose killed by
14 railroad operations to the Department of Fish and Game. The report
15 shall include the time and location, by railroad milepost, of each
16 moose kill.

17 * Sec. 2. The Alaska Railroad Corporation shall complete the first
18 contingency plan to minimize the effect of railroad operations on moose, as
19 required by AS 42.40.445(c), enacted by sec. 1 of this Act, on or before
20 September 1, 1990.