

Original sponsor(s): Rules/Governor

1 IN THE HOUSE BY THE RULES COMMITTEE
2 CS FOR HOUSE JOINT RESOLUTION NO. 99 (Rules)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 SIXTEENTH LEGISLATURE - FIRST SPECIAL SESSION

5 Proposing amendments to the Constitution
6 of the State of Alaska relating to
7 subsistence uses of fish and wildlife by
8 Alaska residents in order to retain
9 management of those resources by the
10 State of Alaska; and providing for an
11 effective date.

12 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:

13 * Section 1. Article VIII, Constitution of the State of Alaska, is
14 amended by adding a new section to read:

15 SECTION 19. SUBSISTENCE USES OF FISH AND WILDLIFE. Consistent
16 with the sustained yield principle and the Declaration of Rights
17 (Article I of this Constitution), the legislature may grant a pref-
18 erence to and among Alaska residents in the taking of fish and wild-
19 life for subsistence uses on the basis of community or area charac-
20 teristics, need, customary and traditional noncommercial use, direct
21 dependence, local residence, or the availability of alternative re-
22 sources.

23 * Sec. 2. In addition to authorizing the legislature to enact laws
24 granting a preference for subsistence uses, the amendment proposed in
25 sec. 1 of this resolution (1) validates, ratifies, and reinstates state
26 subsistence laws, including the definitions and subsistence preference for
27 rural residents in ch. 52, SLA 1986, that are consistent with federal laws
28 relating to subsistence uses, and (2) enables the state to retain manage-
29 ment of fish and wildlife on federal land.

1 * Sec. 3. Article XV, Constitution of the State of Alaska is amended by
2 adding a new section to read:

3 SECTION 29. EFFECTIVE DATE OF SUBSISTENCE AMENDMENT. Section 19
4 of Article VIII, regarding a subsistence preference, takes effect
5 immediately upon certification of the election returns by the lieuten-
6 ant governor.

7 * Sec. 4. The amendments proposed in secs. 1 and 3 of this resolution,
8 and the effect of the amendment proposed in sec. 1 of this resolution, as
9 set out in sec. 2 of this resolution, shall be placed before the voters of
10 the state as one ballot proposition at the next general election in con-
11 formity with art. XIII, sec. 1, Constitution of the State of Alaska, and
12 the election laws of the state.

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