

CS FOR HOUSE JOINT RESOLUTION NO. 86 (STATE AFFAIRS)

IN THE LEGISLATURE OF THE STATE OF ALASKA

SEVENTEENTH LEGISLATURE - SECOND SPECIAL SESSION

BY THE HOUSE STATE AFFAIRS COMMITTEE

Offered: 6/17/92

Referred: Judiciary

Sponsor(s): REPRESENTATIVES LINCOLN, Mackie, MacLean, Jacko, Davidson, Ivan

A RESOLUTION

1 **Proposing an amendment to the Constitution of the State of Alaska relating to**
2 **subsistence uses of fish and wildlife by residents, and establishing an effective**
3 **date for the amendment.**

4 **BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

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

7 **SECTION 19. SUBSISTENCE USES OF FISH AND WILDLIFE.** The
8 legislature may by law grant a preference to and between residents in the taking of
9 fish and wildlife for subsistence uses based on criteria consistent with the equal
10 protection requirements of the Constitution of the United States and the sustained
11 yield principle.

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

14 **SECTION 29. APPLICATION AND EFFECTIVE DATE OF SUBSISTENCE**
15 **AMENDMENT.** (a) Section 19 of Article VIII, regarding subsistence uses of fish
16 and wildlife, has priority over any inconsistent provisions of Sections 3 (common

1 use), 15 (no exclusive right of fishery), and 17 (uniform application) of Article VIII
2 and Section 1 (equal protection) of Article I.

3 (b) Section 19 of Article VIII, regarding subsistence uses of fish and wildlife,
4 takes effect immediately upon certification of the election returns by the lieutenant
5 governor.

6 * Sec. 3. The amendments proposed by this resolution shall be placed before the voters
7 of the state at the next general election in conformity with art. XIII, sec. 1, Constitution of
8 the State of Alaska, and the election laws of the state.

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