

CS FOR SENATE BILL NO. 46(FIN)

IN THE LEGISLATURE OF THE STATE OF ALASKA

EIGHTEENTH LEGISLATURE - FIRST SESSION

BY THE SENATE FINANCE COMMITTEE

Offered: 3/3/93

Referred: Rules

Sponsor(s): SENATORS MILLER, Frank, Pearce, Lincoln, Sharp

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to moose farming and relating to game farming."

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

3 * Section 1. AS 03.05.010(a) is amended to read:

4 (a) The commissioner of natural resources shall

5 (1) direct, administer, and supervise promotional and experimental
6 work, extension services and agricultural projects for the purpose of promoting and
7 developing the agricultural industry within the state including such fields as
8 horticulture, dairying, cattle raising, fur farming, game farming, grain production,
9 vegetable production, and development of other agricultural products;10 (2) procure and preserve all information pertaining to the development
11 of the agricultural industry and disseminate that information to the public;12 (3) assist prospective settlers and others desiring to engage in the
13 agricultural industry in the state with information concerning areas suitable for
14 agriculture and other activities and programs essential to the development of the

1 **agricultural industry in the state;**

2 **(4) review the marketing, financing, and development of agricultural**
3 **products inside the state including transportation, with special emphasis upon local**
4 **production, and negotiate for the marketing of agricultural products of the state with**
5 **federal and state agencies operating in the state;**

6 **(5) regulate and control the entry into the state and the transportation,**
7 **sale, or use inside the state of plants, seeds, vegetables, shell eggs, fruits and berries,**
8 **nursery stock, animal feeds, remedies and mineral supplements, fertilizers, and**
9 **agricultural chemicals in order to prevent the spread of pests, diseases, or toxic**
10 **substances injurious to the public interest, and to protect the agricultural industry**
11 **against fraud, deception, and misrepresentation; in this connection the commissioner**
12 **may require registration, inspection, and testing, and establish procedures and fees; and**

13 **(6) regulate game [THE] farming of elk and moose in a manner**
14 **similar to the manner in which the commissioner regulates domestic animals and**
15 **livestock, to the extent that is appropriate.**

16 * **Sec. 2. AS 03.05.011(b) is amended to read:**

17 **(b) The commissioner of environmental conservation shall regulate game**
18 **[THE] farming of elk and moose in a manner similar to the manner in which the**
19 **commissioner regulates domestic animals and livestock, to the extent that is**
20 **appropriate.**

21 * **Sec. 3. AS 03.05 is amended by adding a new section to read:**

22 **Sec. 03.05.075. IMPORTATION OF MOOSE. A person may not import**
23 **moose into the state for the purpose of moose farming.**

24 * **Sec. 4. AS 03.25.010 is amended to read:**

25 **Sec. 03.25.010. COMMISSIONER AUTHORIZED TO EMPLOY**
26 **VETERINARIANS. The commissioner may either independently or in cooperation**
27 **with the United States Department of the Interior or a college or a university or like**
28 **institution employ veterinarians for periods found to be to the best advantage for the**
29 **purpose of aid and service to the fur raising industry and game farming industry, and**
30 **for the purpose of aid and service to those engaged in raising livestock and other**
31 **domestic animals.**

1 * Sec. 5. AS 03.25.020 is amended to read:

2 Sec. 03.25.020. DUTIES OF VETERINARIANS. Veterinarians shall

3 (1) visit the fur farms and game farms of the state, study problems
4 incidental to raising fur bearing animals and captive game animals and advise those
5 engaged in the industry in matters pertaining to the breeding and care of fur bearing
6 animals and captive game animals and the prevention and cure of diseases of fur
7 bearing animals and captive game animals;

8 (2) prepare, publish, and distribute such data as the veterinarian, with
9 the advice and consent of the commissioner, considers useful to those engaged in the
10 industry;

11 (3) make reports to the commissioner when required by the
12 commissioner for transmittal to the state legislature;

13 (4) initiate and carry on experiments, on or in connection with a fur
14 farm or game farm, with relation to the care and feeding of fur bearing animals or
15 captive game animals, the improvements of the breed, or the cure or prevention of
16 any disease to which they may be subject or the extermination of the parasites by
17 which they may be attacked, and in this connection employ and pay for the necessary
18 assistance and rent and use of necessary facilities;

19 (5) perform other duties as may be prescribed by the commissioner as
20 are not inconsistent with the duties specifically imposed by this chapter;

21 (6) study problems incidental to the raising of livestock, [AND] other
22 domestic animals, and captive game animals, and advise those engaged therein upon
23 matters pertaining to the breeding, care, and the prevention and cure of diseases of
24 livestock, [AND] other domestic animals, and captive game animals;

25 (7) issue a certificate to a person, group, association, partnership,
26 or corporation who has applied to the Department of Fish and Game to receive
27 surplus moose under AS 16.40.010 if the applicant has demonstrated to the
28 satisfaction of the veterinarian that the applicant

29 (A) has the ability to prevent and detect the spread of
30 disease and parasites from

31 (i) captive moose to wild game; and

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(H) domestic animals to captive moose; and

(B) possesses facilities sufficient to prevent injury to animals and handlers.

* Sec. 6. AS 03.40.010 is amended to read:

Sec. 03.40.010. BRANDS AND MARKS. Any person owning cattle, reindeer, bison, ~~musk ox, moose,~~ [MUSK OX,] sheep, horses, mules, or asses [,] may adopt a brand or mark. After recording the brand or mark as provided in AS 03.40.030, the person has the exclusive right to its use.

* Sec. 7. AS 03.40.050 is amended to read:

Sec. 03.40.050. USE WITHOUT CERTIFICATE PROHIBITED. A person may not brand any horse, cattle, reindeer, bison, ~~musk ox, moose,~~ [MUSK OX] mule, or ass, unless the person using the brand holds a written certificate of acceptance from the commissioner.

* Sec. 8. AS 16.40.010 is amended to read:

Sec. 16.40.010. DISPOSITION OF SURPLUS GAME ANIMALS [BUFFALO AND MUSK OXEN]. Whenever it is determined by the department that a surplus [EXISTS IN THE HERDS] of buffalo, ~~moose,~~ or [AND] musk oxen exists [UNDER ITS CONTROL], the department may, under regulations adopted by it, grant the surplus or portions of the surplus [IT] to persons, groups, associations, partnerships, or corporations for the purpose of raising and breeding the animals as domestic stock for commercial purposes, or for scientific and educational purposes. A person, group, association, partnership, or corporation may receive animals only after

(1) obtaining a certificate from a veterinarian under AS 03.25.020, if the person, group, association, partnership, or corporation intends to raise and breed moose; and

(2) proving to the satisfaction of the department

(A) [(1)] intent to raise and breed the animals; and

(B) [(2)] possession of facilities for maintaining the animals under positive control.

* Sec. 9. AS 16.40.010 is amended by adding new subsections to read:

(b) A person, including a group, association, partnership, or corporation, who

1 receives moose under (a) of this section after the effective date of this subsection shall

2 (1) brand or mark each animal received and the progeny of any animal
3 received with an appropriate mark, brand, or tattoo as approved by the commissioner
4 of natural resources under AS 03.40 and with a highly visible, numbered ear tag;

5 (2) register the animals received, other captive game animals however
6 acquired, and the progeny of those animals with the commissioner of fish and game,
7 the Department of Natural Resources, and the Department of Environmental
8 Conservation within 30 days after the animals are acquired;

9 (3) construct and maintain a fence that is adequate to prevent the
10 escape of the animals and their progeny and to exclude wild game;

11 (4) establish and maintain a contractual relationship with a veterinarian
12 to examine the animals and their progeny semi-annually;

13 (5) notify the commissioner of fish and game of the birth, sale,
14 slaughter, escape, or death of the animals and their progeny;

15 (6) provide at the person's cost for a complete necropsy by a
16 veterinarian approved by the commissioner of fish and game to determine the cause
17 of death of all the animals and their progeny;

18 (7) notify the commissioner of fish and game within 24 hours after wild
19 big game enters a facility where the animals or their progeny are present.

20 (c) A person who receives moose under (a) of this section after the effective
21 date of this subsection may not raise moose and domestic livestock in the same fenced
22 area.

23 * Sec. 10. AS 16.40.020 is amended to read:

24 Sec. 16.40.020. SALE OF MEAT. The sale of buffalo, moose, or musk oxen
25 meat resulting from the slaughter of animals obtained under AS 16.40.010, or their
26 offspring is authorized. The slaughter of animals and sale of meat authorized
27 under this section are subject to AS 03, regulations adopted under AS 03, and
28 other applicable law.