

**SB**

**147**

**SFIN**

**FILE**

# SENATE FINANCE COMMITTEE REPORT

DATE: 4/17/03

REPORTED OUT  
APR 25 2003  
SENATE FINANCE  
SENATE BILL NO. 147

FURTHER:

DATE TURNED  
IN TO OFFICE: 4/25/03

Finance Committee considered

## SB 147 CONTROL OF NUISANCE WILD ANIMALS

"An Act relating to control of nuisance wild animals; and providing for an effective date."

and recommends:

- be replaced with \_\_\_\_\_ CS \_\_\_\_\_ (\_\_\_\_\_)
- adopt previous \_\_\_\_\_ CS \_\_\_\_\_ (\_\_\_\_\_)
- attached amendment(s)
- adopt Letter of Intent by \_\_\_\_\_ Committee
- further referral to \_\_\_\_\_ Committee

**Senate Bill:**

- same title
- new title

**House Bill:**

- same title
- technical title
- new: SCR # \_\_\_\_\_

**NEW FISCAL NOTE(S):**

| Department | Date | Fiscal | Zero | FN# |
|------------|------|--------|------|-----|
|            |      |        |      |     |
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**PREVIOUS FISCAL NOTE(S):**

| Department | Date    | Fiscal | Zero | FN# |
|------------|---------|--------|------|-----|
| FRG        | 4/14/03 | ✓      |      | 1   |
|            |         |        |      |     |
|            |         |        |      |     |
|            |         |        |      |     |
|            |         |        |      |     |

APPROPRIATION - no fiscal note

| SIGNATURES AND RECOMMENDATIONS: | DO PASS | DO NOT PASS | NO REC | AMEND |
|---------------------------------|---------|-------------|--------|-------|
| <i>Adrian Taylor</i>            | ✓       |             |        |       |
| <i>[Signature]</i>              |         |             | ✓      |       |
| <i>[Signature]</i>              |         |             | ✓      |       |
| <i>Ben Stevens</i>              | ✓       |             |        |       |
| COCHAIR: <i>[Signature]</i>     | ✓       |             |        |       |
| COCHAIR: <i>[Signature]</i>     | ✓       |             |        |       |

APR 25 2003

SENATE FINANCE  
COMMITTEE

# FISCAL NOTE

STATE OF ALASKA  
2003 LEGISLATIVE SESSION

Fiscal Note Number: 1  
Bill Version: SB 147  
(S) Publish Date: 4/17/03

Revision Date/Time (Note if correction): \_\_\_\_\_ Dept. Affected: Fish and Game  
Title Control of Nuisance Wild Animals BRU Wildlife Conservation  
Component Wildlife Conservation  
Sponsor Senator Green  
Requester Senate Resources Component No. 473

**Expenditures/Revenues** (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

| OPERATING EXPENDITURES | FY 2004    | FY 2005    | FY 2006    | FY 2007    | FY 2008    | FY 2009    |
|------------------------|------------|------------|------------|------------|------------|------------|
| Personal Services      |            |            |            |            |            |            |
| Travel                 |            |            |            |            |            |            |
| Contractual            |            |            |            |            |            |            |
| Supplies               |            |            |            |            |            |            |
| Equipment              |            |            |            |            |            |            |
| Land & Structures      |            |            |            |            |            |            |
| Grants & Claims        |            |            |            |            |            |            |
| Miscellaneous          |            |            |            |            |            |            |
| <b>TOTAL OPERATING</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> |

|                      |  |  |  |  |  |  |
|----------------------|--|--|--|--|--|--|
| CAPITAL EXPENDITURES |  |  |  |  |  |  |
|----------------------|--|--|--|--|--|--|

|                             |     |     |     |     |     |     |
|-----------------------------|-----|-----|-----|-----|-----|-----|
| CHANGE IN REVENUES ( 1024 ) | 0.0 | 0.2 | 0.4 | 0.4 | 0.4 | 0.4 |
|-----------------------------|-----|-----|-----|-----|-----|-----|

**FUND SOURCE** (Thousands of Dollars)

|   |            |            |            |            |            |            |
|---|------------|------------|------------|------------|------------|------------|
| 1002 Federal Receipts                   |            |            |            |            |            |            |
| 1003 GF Match                           |            |            |            |            |            |            |
| 1004 GF                                 |            |            |            |            |            |            |
| 1005 GF/Program Receipts                |            |            |            |            |            |            |
| 1037 GF/Mental Health                   |            |            |            |            |            |            |
| Other (Specify Type--Do not abbreviate) |            |            |            |            |            |            |
| <b>TOTAL</b>                            | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> |

Estimate of any current year (FY2003) cost: 0.0

Mark this box (X) if funding for this bill is included in the Governor's FY 2004 budget proposal:

**POSITIONS**

|           |  |  |  |  |  |  |
|-----------|--|--|--|--|--|--|
| Full-time |  |  |  |  |  |  |
| Part-time |  |  |  |  |  |  |
| Temporary |  |  |  |  |  |  |

**ANALYSIS:** (Attach a separate page if necessary)

The cost of modifying license forms, the increased burden of administration, and anticipated revenue generated by this legislation are all expected to be insignificant. Depending on how this legislation is implemented by the Board of Game, some staff time is likely to be required to review and/or monitor activities of licensees, but this is expected to be minor.

It is difficult to project the number of persons who would annually obtain the \$100 nuisance wild animal control license.

Prepared by: Ryan Scott, Wildlife Biologist Phone 465-6197  
Division Wildlife Conservation Date/Time 4/14/03 3:39 PM  
Approved by: Kevin C. Duffy, Commissioner Date 4/14/2003  
Agency Alaska Department of Fish and Game

WITHDRAWN

SENATE FINANCE  
COMMITTEE

Amendment Number: #1  
Bill Number: SB 147  
Sponsor: Olson Date: 4/23/03  
Logged In By: Mindy

In Senate Finance

AMENDMENT

By Olson

To: SB 147

Page 3, line 20: After "Act"

Insert "and subject to AS 16.30.010".

THE  
FOLLOWING  
DOCUMENT(S)  
ARE  
POOR  
ORIGINAL  
COPIES

Airport Critical Habitat Area. If the department develops a management plan for the critical habitat area, the department shall consult with the advisory committee, and the plan must allow guaranteed access to and continued public fishing, hunting, and trapping activities and opportunities in the area. Among appointments to the advisory committee the department shall include

- (1) industry and commercial users and hunters, trappers, fishermen, and recreational users recommended by the City of Homer;
- (2) an official representing the City of Homer; and
- (3) a representative of the Department of Transportation and Public Facilities. (§ 2 ch 39 SLA 1996)

**Cross references.** — For legislative purpose in enacting this section, see § 1, ch. 39, SLA 1996 in the Temporary and Special Acts.

**Effective dates.** — Section 2, ch. 39, SLA 1996 which enacted this section, took effect on August 21, 1996.

**Sec. 16.20.690. Additional critical habitat areas.** The commissioner shall submit a list of additional critical habitat areas to the legislature annually. (§ 2 ch 140 SLA 1972)

**Revisor's notes.** — Formerly AS 16.20.270. Renumbered in 1987.

### Chapter 25. Stocking of Public Land.

#### Section

10. Program adopted

**Sec. 16.25.010. Program adopted.** There is adopted a program of stocking land in the state with valuable game and fur-bearing animals that do not at present occur on the land. The department is responsible for establishing priorities on the species of animals to be stocked and the area of the stocking. Priorities shall be based on the habitat requirements of the species, the population of native game animals present, and other factors that will effect the successful establishment of the species. (§ 39-7-1 ACLA 1949; am § 1 ch 97 SLA 1970)

*Secs. 16.25.020 — 16.25.060. Projects enumerated; duties of department; stock and offspring property of state; unlawful taking; penalty. [Repealed, § 2 ch 97 SLA 1970.]*

### Chapter 30. Destruction of Big Game Animals and Wild Fowl.

#### Section

- 10. Wanton waste of big game animals and wild fowl
- 12. Possession of horns or antlers
- 15. Surrender of salvaged portions, license forfeiture

#### Section

- 17. Defenses
- 20. Board may exempt animals
- 30. Definitions

**Sec. 16.30.010. Wanton waste of big game animals and wild fowl.** (a) It is a class A misdemeanor for a person who kills a big game animal or a species of wild fowl to fail intentionally, knowingly, recklessly, or with criminal negligence to salvage for human consumption the edible meat of the animal or fowl.

(b) If a person is convicted of violating this section and in the course of that violation failed to salvage from a big game animal at least the hindquarters as far as the distal joint of the tibia-fibula (hock), the court shall impose a sentence of imprisonment of not less than seven consecutive days and a fine of not less than \$2,500.

(c) The imposition or execution of the minimum sentence prescribed in (b) of this section may not be suspended under AS 12.55.080 or 12.55.085. The minimum sentence

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# ALASKA STATE LEGISLATURE



*Interim:*  
600 East Railroad Avenue  
Wasilla, Alaska 99654  
(907) 376-3370  
(907) 376-3157 Fax

*Session:*  
State Capitol  
Juneau, Alaska 99801-1182  
(907) 465-6600  
(907) 465-3805 Fax

**SENATOR LYDA GREEN**  
SENATE DISTRICT G

## **Sponsor Statement** **Senate Bill 147**

"An Act relating to control of nuisance wild animals; and providing for an effective date."

This legislation will provide authority to the Alaska Board of Game to adopt regulations to allow issuance of permits and licenses to sanctioned designees to control nuisance wild birds and nuisance wild small mammals. Currently, there is no statutory authority for nuisance wildlife control and the means by which ADF&G can sell a license or issue a permit.

This legislation would allow licenses for commercial exterminators and permits for homeowners, corporations, agricultural enterprises, state agencies and other entities that are beleaguered by nuisance wildlife.

Some examples of species which may fall under the category of nuisance wild animals are: beaver, porcupine, marmot, weasel, mink, muskrat, coyote, fox, marten, squirrel, woodchuck, otter, lynx, pigeon, woodpeckers, gray jay, ravens, crows, bats, magpie, sea gulls, Canadian geese and snow geese. However, an effective date of July 2004 has been placed on this legislation to allow ample time for regulations to be written by the Department of Fish and Game.

**Robert Doran**  
**HC 31 Box 5213B Wasilla, AK 99654**

April 23, 2003

Senate Finance Committee  
Juneau, AK

To Whom It May Concern:

The following is a testimony of my support for Senate Bill 147.

Southcentral Alaska is growing like never before. We are seeing more and more residential and commercial developments constructed very near to prime wildlife habitat. Despite this change in habitat, many species of birds and animals continue using these developed areas for protection and foraging. These factors, along with little or no hunting or trapping pressure, create the potential for confrontations to arise between people and wildlife. Even if the location allowed for regular hunting or trapping, many of these problems occur when the regular season for several species of animals is closed. A provision in Alaska state law allowing a licensed individual specializing in the control of problem wildlife to capture and remove the nuisance animal(s) out of the regular season would alleviate this problem. If properly regulated, many people in the public service industry would benefit.

Based upon conversations with state, borough and municipal agencies, including the Alaska Department of Fish and Game and Anchorage and Mat-Su Animal Control Shelters, I have found that these agencies often do not have the personnel, resources or time to adequately deal with these conflicts. Being able to refer problem wildlife calls to a licensed Nuisance Wildlife Control Operator (NWCO) would relieve these and other agencies from this responsibility. Local agencies could also benefit by gathering data from NWCO's to evaluate urban impact on local wildlife populations and their surrounding habitat. Evidence of these kinds of benefits can be seen in the 48 contiguous states where animal damage control companies are working in cooperation with their local game departments and offering a very valuable service to the public.

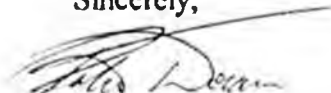
This is the time for this bill to be made into law. The public benefits as well as state, borough, city and federal agencies. ADFG would have more time to focus on biological research for our fish and wildlife. State and local law enforcement could concentrate on keeping our communities safe. Animal control would be able to keep their efforts centered on issues pertaining to domestic animals. Fish and Wildlife Protection would have more time to patrol our backcountry forests and rivers.

Yes, this is Alaska, The Last Frontier. But let's not be last in offering our residents this much needed public service, a service in which the need for it will only continue to grow.

**Robert Doran**  
**HC 31 Box 5213B Wasilla, AK 99654**

Thank you for devoting your time and energy to considering this bill and for serving the people of Alaska.

Sincerely,



Robert Doran

## SENATE COMMITTEE REPORT First Committee of Referral

DATE: 3/17/03

FURTHER: Finance

Date of 5-Day Notice: 4/10/03  
(in accordance with Uniform Rule 23)

DATE TURNED  
IN TO OFFICE: 4/17/03

Resources Committee considered      SENATE BILL NO. 147

### SB 147 CONTROL OF NUISANCE WILD ANIMALS

"An Act relating to control of nuisance wild animals; and providing for an effective date."

and recommends:

- be replaced with \_\_\_\_\_ CS \_\_\_\_\_ (\_\_\_\_\_)
- adopt previous \_\_\_\_\_ CS \_\_\_\_\_ (\_\_\_\_\_)
- attached amendment(s)
- adopt Letter of Intent by \_\_\_\_\_ Committee
- further referral to \_\_\_\_\_ Committee

Senate Bill:

same title

new title

House Bill:

same title

technical title

new: SCR # \_\_\_\_\_

**NEW FISCAL NOTE(S):**

| Department | Date    | Fiscal | Zero | FN# |
|------------|---------|--------|------|-----|
| F+G        | 4/14/03 | ✓      |      | 1   |
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**PREVIOUS FISCAL NOTE(S):**

| Department | Date | Fiscal | Zero | FN# |
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APPROPRIATION - no fiscal note

| SIGNATURES AND RECOMMENDATIONS: |                        | DO PASS | DO NOT PASS | NO REC | AMEND |
|---------------------------------|------------------------|---------|-------------|--------|-------|
| Seelins                         | <i>Keel Jackson</i>    | ✓       |             |        |       |
| B. Stevens                      | <i>Ken Stevens</i>     | ✓       |             |        |       |
| Wagoner                         | <i>Thomas Wagoner</i>  | ✓       |             |        |       |
| Dyson                           | <i>Paul Dyson</i>      | ✓       |             |        |       |
| Lincoln                         | <i>[Signature]</i>     |         |             | ✓      |       |
| Elton                           | <i>[Signature]</i>     |         |             | ✓      |       |
| Chair:                          | <i>Sarah O'Connell</i> | ✓       |             |        |       |

SENATE FINANCE COMMITTEE

SIGN-IN

SB 147-CONTROL OF NUISANCE WILD ANIMALS

NAME:       Matt Robus       Subject/Bill No:       SB 147      

Co./Dept./Title:       ADFG Div. of Wildlife Cons.       Phone:       465-4192      

Address:       POB 25826       Zip:       99802      

Do you wish to testify?     Yes     No     Respond To Questions

NAME: \_\_\_\_\_ Subject/Bill No: \_\_\_\_\_

Co./Dept./Title: \_\_\_\_\_ Phone: \_\_\_\_\_

Address: \_\_\_\_\_ Zip: \_\_\_\_\_

Do you wish to testify?     Yes     No     Respond To Questions

NAME: \_\_\_\_\_ Subject/Bill No: \_\_\_\_\_

Co./Dept./Title: \_\_\_\_\_ Phone: \_\_\_\_\_

Address: \_\_\_\_\_ Zip: \_\_\_\_\_

Do you wish to testify?     Yes     No     Respond To Questions

NAME: \_\_\_\_\_ Subject/Bill No: \_\_\_\_\_

Co./Dept./Title: \_\_\_\_\_ Phone: \_\_\_\_\_

Address: \_\_\_\_\_ Zip: \_\_\_\_\_

Do you wish to testify?     Yes     No     Respond To Questions

SENATE FINANCE COMMITTEE

SIGN-IN

SB 147-CONTROL OF NUISANCE WILD ANIMALS

NAME: Matt Robus Subject/Bill No: SB 147  
Co./Dept./Title: Div of Wildlife Conservation - ADF&G Phone: 465 - 4190  
Address: POB 25526 Juneau Zip: 99802  
Do you wish to testify?  Yes  No  Respond To Questions

NAME: \_\_\_\_\_ Subject/Bill No: \_\_\_\_\_  
Co./Dept./Title: \_\_\_\_\_ Phone: \_\_\_\_\_  
Address: \_\_\_\_\_ Zip: \_\_\_\_\_  
Do you wish to testify?  Yes  No  Respond To Questions

NAME: \_\_\_\_\_ Subject/Bill No: \_\_\_\_\_  
Co./Dept./Title: \_\_\_\_\_ Phone: \_\_\_\_\_  
Address: \_\_\_\_\_ Zip: \_\_\_\_\_  
Do you wish to testify?  Yes  No  Respond To Questions

NAME: \_\_\_\_\_ Subject/Bill No: \_\_\_\_\_  
Co./Dept./Title: \_\_\_\_\_ Phone: \_\_\_\_\_  
Address: \_\_\_\_\_ Zip: \_\_\_\_\_  
Do you wish to testify?  Yes  No  Respond To Questions

**SITE: MAT-SU LIO**

**COMMITTEE: SFIN**

**DATE: 04/23/03**

**SUBJECT OF MEETING**

**SB147**

**UPDATE:**

## PLEASE SIGN IN

**P R I N T YOUR NAME**

**ADDRESS (MAILING & ZIP)**

**REPRESENTING**

**DO YOU WANT  
to testify?  
Y or N**

| <b>Robert Doran</b>   |  | <b>Nuisance<br/>Management</b> | <b>Wildlife</b> | <b>SB147 Y</b> |
|-----------------------|--|--------------------------------|-----------------|----------------|
| <b>Email address:</b> |  |                                |                 |                |
|                       |  |                                |                 |                |
| <b>Email address:</b> |  |                                |                 |                |
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