

ACR #4 – Establish a target hunt for musk ox in Unit 23.

SUBMITTED BY: Native Village of Kotzebue and the Kotzebue Elders Council

CITE THE REGULATION THAT WILL BE CHANGED IF THIS ACR IS HEARD.

Alaska Administrative Code Number 5 AAC: NEW

WHAT IS THE PROBLEM YOU WOULD LIKE THE BOARD TO ADDRESS? STATE IN DETAIL THE NATURE OF THE CURRENT PROBLEM.

We would like the Board of Game to create a targeted (hotspot) hunt for problem bull muskox at the traditional camping site of the Sisualik Peninsula during the months of June through October. The Peninsula is entirely composed of Native Allotments and ANCSA land. The petitioner (the Native Village of Kotzebue) has been working with the ADF&G and the Western Arctic Parklands on addressing problem muskox and safety issues created by them, since at least 2008. The Kotzebue Elders Council has also been calling for a more active approach to address the ongoing safety issue since that time. Various approaches have been tried over the years, from electric fencing across the Peninsula, to using aircraft to drive muskox herds from the Peninsula back to the mainland away from the camps. Everything tried has only had limited results that are temporary in nature. In most cases, the campers themselves have had to resort to using their own ATV's to drive them muskox away from the camps. On occasion, valuable sled dog's have been injured, cemeteries have been molested, funerals have been disrupted, Elders and children have been kept in their camps unable to go out for the bathroom and water, and general disruption of subsistence activities due to the presence of menacing muskox. Defense of Life and Property kills have occurred. After the Public Safety Officer was killed in Nome, the issue has finally come to a head and a more proactive approach is being requested.

The Tribe and the Kotzebue Elders met with ADF&G Commissioner to discuss the issue, when he suggested looking at the targeted (Hotspot) hunt as one tool to try. Unfortunately, the meeting occurred the second week of May 2023, a week after the proposal deadline for the January 2024 Board of Game meeting. Instead of continuing to wait until another proposal opportunity in regular order occurs, the Tribe believes that this long-standing issue needs to be addressed in a timelier manner and thus decided to submit a proposal through the ACR process. Also the Board of Game plans to meet in Kotzebue in January which would facilitate more informed discussions surrounding the issue and proposal. While mixed sex/age groups of muskox regularly occur on the Peninsula, the bulls, especially the old bulls kicked out of the herd, and the bulls jacked up on testosterone during the breeding season, are the most dangerous of the animals and are the ones that have caused the dog injuries and were the target of DLP (defense of life and property) situations, so these are the animals we are requesting a targeted hunt for during the season of June through October, when they are normally present and causing safety and conflict issues. Create a list of willing hotspot hunters who can respond within 24 hours of a muskox bull safety issue being called in to the Department.

WHAT SOLUTION DO YOU PREFER?

Unit 23, Sheshalik Spit, 1 muskox bull by targeted permit only during the months of May through October.

STATE IN DETAIL HOW THIS ACR MEETS THE FOLLOWING CRITERIA:

N/A

- A. To correct an error in regulation.**
- B. To correct an effect of a regulation that was unforeseen when a regulation was adopted.**
- C. Does the request identify a biological concern for the population or a threat to meeting objectives for the population?**
- D. Does the request identify an unforeseen, unexpected event or effect that would otherwise restrict or reduce a reasonable opportunity for customary and traditional wildlife uses, as defined in AS 16.05.258(f)?**
- E. Does the request identify an unforeseen, unexpected resource situation where a biologically allowable resource harvest would be precluded by delayed regulatory action and such delay would be significantly burdensome because the resource would be unavailable in the future?**

WHAT WILL HAPPEN IF THIS PROBLEM IS NOT SOLVED PRIOR TO THE REGULAR CYCLE?

More delay, after years of inaction by the State to address a real safety issue.

STATE WHY YOUR ACR IS NOT PREDOMINANTLY ALLOCATIVE.

It is predominately a safety issue, although also allocative in nature.

IF THIS REQUEST IS ALLOCATIVE, STATE THE NEW INFORMATION THAT COMPELS THE BOARD TO CONSIDER AN ALLOCATIVE PROPOSAL OUTSIDE OF THE REGULAR CYCLE.

The new information is the existence of a targeted (hotspot) hunt solution to address this long-standing muskox conflict, that the Tribe and Elders Council, was only recently made aware of by the ADF&G Commissioner when discussing possible solutions with him in May 2023.

STATE YOUR INVOLVEMENT IN THE ISSUE THAT IS THE SUBJECT OF THIS ACR.

The Native Village of Kotzebue manages Native allotments on behalf of property owners in concert with the US Bureau of Indian Affairs, and it is these properties and the safety issues created by the presence of muskox and the use and enjoyment by their owners, that is at the core of this issue.

STATE WHETHER THIS ACR HAS BEEN CONSIDERED BEFORE, EITHER AS A PROPOSAL OR AS AN ACR, AND IF SO, DURING WHICH BOARD OF GAME MEETING.

No, the Tribe has only recently been made aware of a targeted (hotspot) hunt possibility.