

ALASKA BOARD OF GAME
94-79-BOG
Delegation of Authority


Under AS 16.05.270, the Alaska Board of Game delegates to the Commissioner of the Department of Fish and Game authority to adopt and make regulatory changes to 5 AAC to comply with the superior court's judgement in Kenaitze v. State, case no. 3AN-91-4569 Civil (Alaska Super. November 26, 1993), consistent with AS 16.05.255 and the subsistence law at AS 16.05.258(a) and (b), including the following:

(1) make findings under the subsistence law at AS 16.05.258(a) and (b), and adopt, amend, and repeal regulations as necessary and appropriate to comply with the superior court's order to provide for subsistence hunting seasons within the nonsubsistence areas described at 5 AAC 99.015;

(2) adopt, amend, and repeal general hunt regulations as necessary for conservation of the resource due to regulations adopted under (1) of this delegation. Where possible changes to general hunt regulations should result in the same level of opportunity and the same management measures provided by regulation during the 1991--1992 hunting season.

This delegation authorizes the commission to adopt regulations providing for hunting seasons, areas, bag limits, and methods and means as necessary to provide a reasonable opportunity for the identified subsistence uses in the nonsubsistence areas described a 5 AAC 99.015.

DATE: April 28, 1994



Dick Burley, Chair
Alaska Board of Game

VOTE: 6-0-1