

Kevin Meyer
Lieutenant Governor
State Capitol
Juneau, Alaska 99811
907.465.3520
WWW.LTGOV.ALASKA.GOV




530 West 7th Ave, Suite 1700
Anchorage, Alaska 99501
907.269.7460
LT.GOVERNOR@ALASKA.GOV

**OFFICE OF THE LIEUTENANT GOVERNOR
ALASKA**

MEMORANDUM

TO: Forrest Bowers
Department of Fish and Game

FROM: April Simpson, Office of the Lieutenant Governor 465.4081 

DATE: August 20, 2019

RE: Filed Permanent Regulations: Department of Fish and Game

Department of Fish & Game Board of Fisheries Regulation re: Electronic Reporting Procedures (5 AAC 01.011 - 5 AAC 92.050)

Attorney General File:	2019200383
Regulation Filed:	8/20/2019
Effective Date:	9/19/2019
Print:	231, October 2019

cc with enclosures: Linda Miller, Department of Law
Judy Herndon, LexisNexis

**ORDER ADOPTING CHANGES TO REGULATIONS
OF THE DEPARTMENT OF FISH AND GAME**


The attached 11 pages of regulations, dealing with regulations to allow electronic reporting in specified fishing and hunting activities through the eLicense application, are adopted and certified to be a correct copy of the regulation changes that the Department of Fish and Game adopts under the authority of AS 16.05.050, AS 16.05.251, AS 16.05.255 and AS 16.05.270 after compliance with the Administrative Procedure Act (AS 44.62), specifically including notice under AS 44.62.190 and 44.62.200 and opportunity for public comment under AS 44.62.210.

This action is not expected to require an increased appropriation.

In considering public comments, the Department of Fish and Game paid special attention to the cost to private persons of the regulatory action being taken.

The regulation changes adopted under this order take effect on the 30th day after they have been filed by the lieutenant governor, as provided in AS 44.62.180.

DATE: 7/24/19
Anchorage, Alaska


Benjamin J. Mulligan, Deputy Commissioner
Department of Fish and Game

FILING CERTIFICATION

I, Kevin Meyer, Lieutenant Governor for the State of Alaska, certify that on Aug. 20, 2019, at 10:46 AM, I filed the attached regulations according to the provisions of AS 44.62.040 - 44.62.120.


Kevin Meyer, Lieutenant Governor
State of Alaska

Effective: September 19, 2019

Register: 23, October 2019

Title 5. Fish and Game.

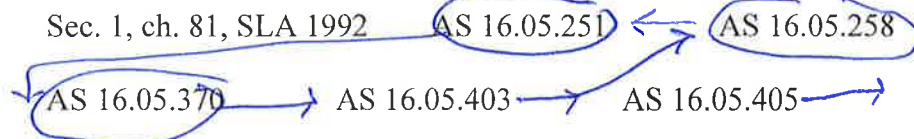
Chapter 01. Subsistence Finfish Fishery.

Article 1. Statewide Provisions.

5 AAC 01.011(i) is amended to read:

(i) Before concealing the finfish from plain view or transporting the finfish from the fishing site, a proxy must record [, IN INK,] on the proxy fishing information form, or a subsistence permit if allowed under (c) of this section, the date, location (body of water fished), species, approximate weight, and number of the finfish taken by the proxy on behalf of a beneficiary.

(Eff. 7/3/94, Register 130; am 6/15/95, Register 134; am 5/26/2006, Register 178; am 8/8/2007, Register 183; am 9 / 19 / 2019, Register 231)

Authority: Sec. 1, ch. 81, SLA 1992 AS 16.05.251  AS 16.05.258
AS 16.05.370 → AS 16.05.403 → AS 16.05.405 →

Article 7. Aleutian Islands Area.

5 AAC 01.380(c) is amended to read:

(c) A record of subsistence-caught fish must be kept on [THE REVERSE SIDE OF] the permit. The record must be completed immediately upon taking subsistence-caught fish and must be returned to the local representative of the department no later than October 31. (In effect before 1988; am 5/28/92, Register 122; readopt 5/15/93, Register 126; am 5/31/98, Register 146; am 7/22/2017, Register 223; am 9 / 19 / 2019, Register 231.)

Authority: AS 16.05.251 AS 16.05.258

Article 8. Alaska Peninsula Area.

5 AAC 01.430(c) is amended to read:

(c) A record of subsistence-caught fish must be kept on [THE REVERSE SIDE OF] the permit. The record must be completed immediately upon taking subsistence-caught fish and must be returned to the local representative of the department no later than October 31. (In effect before 1988; readopt 5/15/93, Register 126; am 6/4/2004, Register 170; am 9 / 19 / 2019, Register 231)

Authority: AS 16.05.251 AS 16.05.258

Article 9. Chignik Area.

5 AAC 01.480(c) is amended to read:

(c) A subsistence fishermen shall keep a record of the number of subsistence fish taken by that subsistence fisherman each year. The number of subsistence fish taken shall be recorded on the [REVERSE SIDE OF THE] permit. The record must be completed immediately upon landing subsistence-caught fish, and must be returned to the local representative of the department by December 31 of the year the permit was issued. (In effect before 1988; readopt 5/13/93, Register 126; am 5/29/99, Register 150; am 9 / 19 / 2019, Register 231)

Authority: AS 16.05.251 AS 16.05.258

Article 10. Kodiak Area.

5 AAC 01.530(c) is amended to read:

(c) A subsistence permit holder shall record the number, or if for herring, the number of pounds, of subsistence fish taken by that subsistence permit holder each year as described in this subsection. The subsistence permit holder shall record all harvested fish on the permit [, IN INK], before concealing the

Register 231, October 2019 FISH AND GAME

fish from plain view or transporting the fish from the fishing site. The subsistence permit holder must return the permit to the local representative of the department by February 1 of the year following the year the permit was issued. For the purposes of this subsection, "fishing site" means the location where the fish is removed from the water and becomes part of the permit holder's limit.

(In effect before 1988; readopt 5/13/93, Register 126; am 3/16/96, Register 137; am 5/29/99, Register 150; am 5/4/2002, Register 162; am 2/16/2006, Register 177; am 4/25/2008, Register 186; am 4/21/2011, Register 198; am 9 / 19/2019, Register 231)

Authority: AS 16.05.251 AS 16.05.258

Article 11. Cook Inlet Area.

5 AAC 01.593(6) is amended to read:

(6) all salmon retained shall immediately be recorded [IN INK] on the permit and reported to the department by noon of the day following the day of harvest by telephone, email or other means as stated in the permit. (Eff. 5/31/98, Register 146; am 5/21/2011, Register 198; am 5/18/2014, Register 210; am 5/22/2018, Register 226; am 9 / 19/2019, Register 231)

Authority: AS 16.05.251 AS 16.05.258

Article 12. Prince William Sound Area.

5 AAC 01.630(e)(8) is amended to read:

(8) a subsistence permit holder shall record all harvested fish on the permit[, IN INK], before concealing the fish from plain view or transporting the fish from the fishing site; for the purposes of this paragraph, "fishing site" means the location where the fish is removed from the water and becomes part of the permit holder's bag limit;

Register 231, October 2019 FISH AND GAME

(In effect before 1982; am 4/14/82, Register 82; am 4/28/84, Register 90; am 6/2/88, Register 106; am 4/9/89, Register 110; em am 6/6/89 - 10/3/89, Register 111; am 4/30/91, Register 118; readopt 5/15/93, Register 126; am 5/24/97, Register 142; am 3/30/2000, Register 153; am 5/11/2003, Register 166; am 6/12/2003, Register 166; am 12/1/2004, Register 172; am 3/30/2006, Register 177; am 3/14/2009, Register 189; am 3/29/2018, Register 225; am 9 / 19 / 2019, Register 231)

Authority: AS 16.05.060 AS 16.05.251 AS 16.05.258

Chapter 02. Subsistence Shellfish Fishery.

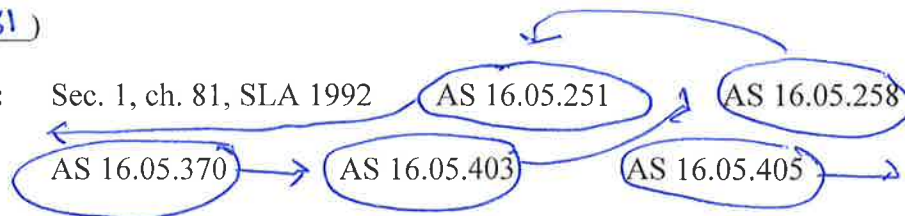
Article 1. Statewide Provisions.

5 AAC 02.011(i) is amended to read:

(i) Before concealing the shellfish from plain view or transporting the shellfish from the fishing site, a proxy must record [, IN INK,] on the proxy fishing information form, or a subsistence permit if allowed under (c) of this section, the date, location (body of water fished), species, approximate weight, and number of the shellfish taken by the proxy on behalf of a beneficiary.

(Eff. 7/3/94, Register 130; am 6/15/95, Register 134; am 3/15/2008, Register 185; am 9 / 19 / 2019, Register 231)

Authority: Sec. 1, ch. 81, SLA 1992



Article 3. Prince William Sound Area.

5 AAC 02.206 is amended to read:

5 AAC 02.206. Subsistence king and Tanner crab fishing permit. A person must obtain a subsistence crab permit, described in 5 AAC 02.015, from the department before harvesting crab with

pots in the Prince William Sound Area. Upon taking king or Tanner crab and before concealing the crab from plain view or removing the crab from the fishing site, the person must enter[, IN INK,] the catch information requested on the permit. (Eff. 9/12/2008, Register 187; am 9/28/2008, Register 187; am 9 / 19/ 2019, Register 231)

Authority: AS 16.05.251 AS 16.05.258

Article 4. Cook Inlet Area.

5 AAC 02.325(a)(2) is amended to read:

(2) before harvesting Tanner crab, a person must obtain a subsistence permit as specified in 5 AAC 02.015; upon taking Tanner crab, and before concealing the Tanner crab from plain view or removing the Tanner crab from the fishing site, the person must enter [IN INK,] the catch information requested on the permit;
(Eff. 3/15/2008, Register 185; am 9/12/2008, Register 187; am 6/27/2014, Register 210; am 7/22/2017, Register 223; am 9 / 19/ 2019, Register 231)

Authority: AS 16.05.251 AS 16.05.258

Chapter 58. Cook Inlet - Resurrection Bay Saltwater Area.

5 AAC 58.026(a) is amended to read:

(a) Before harvesting shellfish with pots, a person must obtain a sport fishing shellfish harvest recording form, described in 5 AAC 75.016 and provided by the department. Upon taking shellfish with pots, and before concealing the shellfish from plain view or removing the shellfish from the fishing site, the person must enter [, IN INK,] the catch information requested in the form. A person who fails to

Register 231, October 2019 FISH AND GAME

comply with the requirements of this subsection or 5 AAC 75.016 may be ineligible to participate during the following calendar year in the fishery for which the form was required.

(Eff. 2/25/98, Register 145; am 6/5/2003, Register 166; am 7/1/2006, Register 178; am 9 / 19 / 2019, Register 231)

Authority: AS 16.05.251

Chapter 75. Statewide Provisions.

Article 1. General.

5 AAC 75.006(a)(1) is amended to read:

(1) a nontransferable harvest record is required and must be in the possession of each person taking and retaining a finfish for which an annual limit has been established; for a licensed angler, a harvest record appears on the [BACK OF THE] angler's sport fishing license; for an angler not required to have a sport fishing license, a harvest record may be obtained, without charge, from department offices and fishing license vendors;

5 AAC 75.006(a)(2) is amended to read:

(2) immediately upon landing a finfish for which an annual limit has been established, the angler shall enter the date, location (body of water fished), and species of the catch [, IN INK,] on the harvest record;

(Eff. 7/1/2007, Register 182; am 6/1/2013, Register 206; am 9 / 19 / 2019, Register 231)

Authority: AS 16.05.251

5 AAC 75.011(i) is amended to read:

(i) Before concealing the finfish or shellfish from plain view or transporting the finfish or shellfish from the fishing site, a proxy must record [, IN INK,] on the proxy fishing information form, the

Register 231, October 2019 FISH AND GAME

date, location (body of water fished), species, approximate weight, and number of the finfish or shellfish taken by the proxy on behalf of a beneficiary.

(Eff. 6/5/94, Register 130; am 5/13/95, Register 134; am 7/1/95, Register 134; am 5/26/2006, Register 178; am 8/8/2007, Register 183; am 3/15/2008, Register 185; am 3/14/2009, Register 189; am 9 / 19 / 2019, Register 231)

Authority: Sec. 1, ch. 81, SLA 1992

AS 16.05.251

AS 16.05.370

AS 16.05.403

AS 16.05.405

5 AAC 75.012(3)(A) is amended to read:

(A) for a licensed angler is located on [THE BACK OF] the angler's sport fishing license;

5 AAC 75.012(4) is amended to read:

(4) immediately upon landing a shark from salt water, an angler shall enter the date, location (water body), and species of the catch [, IN INK,] on the harvest record; and

(Eff. 4/23/98, Register 146; am 6/10/2010, Register 194; am 6/1/2013, Register 206; am 9 / 19 / 2019, Register 231)

Authority: AS 16.05.251

AS 16.10.190

Chapter 77. Personal Use Fishery.

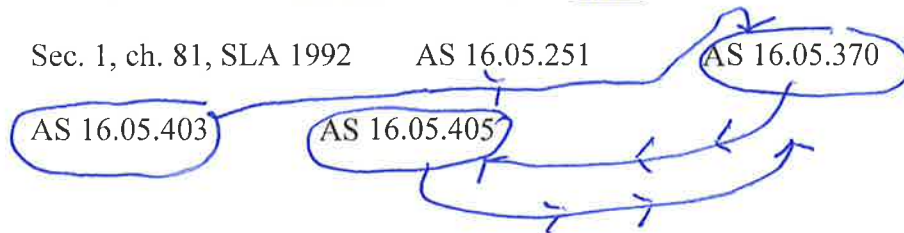
Article 1. Statewide Provisions.

5 AAC 77.016(i) is amended to read:

(i) Before concealing the finfish or shellfish from plain view or transporting the finfish or shellfish from the fishing site, a proxy must record [, IN INK,] on the proxy fishing information form, or a

personal use permit if allowed under (c) of this section, the date, location (body of water fished), species, approximate weight, and number of the finfish or shellfish taken by the proxy on behalf of a beneficiary. (Eff. 6/5/94, Register 130; am 6/15/95, Register 134; am 5/26/2006, Register 178; am 8/8/2007, Register 183; am 3/15/2008, Register 185; am 9 / 19 / 2019, Register 231)

Authority: Sec. 1, ch. 81, SLA 1992 AS 16.05.251



Article 11. Cook Inlet Area.

5 AAC 77.507 is amended to read:

Personal use permit for shellfish. A person must obtain a personal use shellfish permit described in 5 AAC 77.015, from the department before harvesting shellfish with pots in the Cook Inlet Area. Upon taking shellfish and before concealing the shellfish from plain view or removing the shellfish from the fishing site, the person must enter [IN INK,] the catch information requested on the personal use permit. (Eff. 9/12/2008, Register 187; am 9 / 19 / 2019, Register 231)

Authority: AS 16.05.251

The introductory language of 5 AAC 77.540(a)(2) is amended to read:

(2) shall record all fish harvested on the permit [IN INK,] immediately upon harvesting the fish; for the purpose of this paragraph, "immediately" means before concealing the salmon from plain view or transporting the salmon from the (Eff. 6/7/95, Register 135; am 9/29/95, Register 135; am 5/31/96, Register 138; am 6/21/97, Register 142; am 5/8/98, Register 146; am 6/13/99, Register 150; am 6/22/2002, Register 162; am 6/11/2005, Register 174; am 6/4/2008, Register 186; am 6/12/2011, Register 198; am 5/18/2014, Register 210; am 6/8/2017, Register 222; am 9 / 19 / 2019, Register 231)

Authority: AS 16.05.060 AS 16.05.251

Article 12. Prince William Sound Area.

5 AAC 77.591(d) is amended to read:

(d) A personal use salmon fishing permit holder shall record all harvested salmon on the permit [, IN INK,] before concealing the salmon from plain view or transporting the salmon from the fishing site. Permits must be returned to the department and the conditions specified in 5 AAC 77.015(c) must be met. For the purposes of this subsection, "fishing site" means the location where the salmon is removed from the water and becomes part of the permit holder's bag limit.

(Eff. 6/12/2003, Register 166; am 3/24/2012, Register 201; am 3/29/2015, Register 213; am 3/29/2018, Register 225; am 9 / 19 / 2019, Register 231)

Authority: AS 16.05.060 AS 16.05.251

Chapter 92. Statewide Provisions.

Article 2. Licenses, Harvest Tickets, Harvest Reports, Tags, and Fees.

5 AAC 92.010(b) is amended to read:

(b) After killing an animal for which a harvest ticket is required, if using a harvest ticket in paper form, the hunter shall remove immediately, before leaving the kill site, the day and month of the kill from the harvest ticket without removing any other day or month, and shall keep the validated harvest ticket in possession until the animal has been delivered to the location where it will be processed for human consumption; if using a harvest ticket in electronic form, the hunter shall immediately, before leaving the kill site, validate the harvest ticket by electronic means as directed by the department for the day and month of the kill, and shall keep the validated harvest ticket in possession until the animal has been delivered to the location where it will be processed for human consumption.

Register 231, October 2019 FISH AND GAME

(Eff. 7/5/85, Register 95; am 8/8/87, Register 103; am 8/20/89, Register 111; readopt 5/13/93, Register 126; am 7/1/93, Register 126; am 7/1/98, Register 146; em am 8/28/2000 - 12/25/2000, Register 155; am 7/1/2001, Register 158; am 8/22/2001, Register 159; am 7/1/2002, Register 162; am 7/1/2005, Register 174; am 7/1/2007, Register 182; am 7/1/2009, Register 190; add'l am 7/1/2009, Register 190; am 7/1/2010, Register 194; add'l am 7/1/2010, Register 194; am 7/1/2011, Register 198; 1st add'l am 7/1/2011, Register 198; 2nd add'l am 7/1/2011, Register 198; am 7/1/2016, Register 218; am 7/1/2017, Register 222; am 9 / 19 / 2019, Register 231)

Authority: AS 16.05.255 AS 16.05.258 AS 16.05.340 AS 16.05.370

5 AAC 92.018(2) is amended to read:

(2) **if using a paper license**, sign the tag across its face before hunting migratory birds.

(Eff. 7/5/85, Register 95; readopt 5/13/93, Register 126; am 7/1/98, Register 146; am 9 / 19 / 2019, Register 231)

Authority: AS 16.05.255 AS 16.05.258 AS 16.05.340

Article 3. Permits.

5 AAC 92.050(a)(7) is amended to read:

(7) immediately after killing a big game animal for which a permit is required, the permittee, or his or her proxy under 5 AAC 92.011, shall

(A) if using a paper permit, cancel the permit by removing the permit day and month on which the kill was made, without obliterating or destroying any other day and month printed on the permit;

(B) if using an electronic permit, cancel the permit, by electronic means as directed by the department, for the day and month on which the kill was made;

Register 231, October 2019 FISH AND GAME

(Eff. 7/5/85, Register 95; am 7/3/86, Register 99; am 4/24/88, Register 106; am 8/12/90, Register 115; am 8/10/91, Register 119; am 7/1/92, Register 122; readopt 5/13/93, Register 126; am 7/1/93, Register 126; am 7/7/94, Register 131; am 7/8/95, Register 135; am 6/28/96, Register 138; am 1/1/97, Register 140; am 3/25/98, Register 145; am 7/1/2000, Register 154; add'l am 7/1/2000, Register 154; am 7/1/2004, Register 170; am 11/1/2004, Register 172; am 12/30/2004, Register 172; am 7/1/2005, Register 174; am 7/1/2006, Register 178; add'l am 7/1/2006, Register 178; am 1/14/2007, Register 181; am 7/1/2007, Register 182; am 1/1/2008, Register 184; am 7/1/2008, Register 186; am 7/1/2009, Register 190; am 2/4/2011, Register 197; am 7/1/2012, Register 202; am 7/1/2014, Register 210; am 7/1/2016, Register 218; am 7/1/2018, Register 226; am 9 / 19 / 2019, Register 231)

Authority: AS 16.05.255 AS 16.05.258 AS 16.05.330 AS 16.05.343
AS 16.05.407

MEMORANDUM

State of Alaska Department of Law

To: The Honorable Kevin Meyer
Lieutenant Governor

Date: August 12, 2019

File No.: 2019200383

Tel. No.: 465-3600

From: Susan R. Pollard *SRP*
Chief Assistant Attorney General
and Regulations Attorney
Legislation and Regulations Section

Re: Department of Fish and Game Board
of Fisheries Regulation re: 5 AAC
01.011 - 5 AAC 92.050: Electronic
Reporting Procedures

The Department of Law has reviewed the attached regulations of the Department of Fish and Game through a delegation by the Board of Fisheries under AS 16.05.270 against the statutory standards of the Administrative Procedure Act. Based upon our review, we find no legal problems. This memorandum constitutes the written statement of approval under AS 44.62.060(b) and (c) that authorizes your office to file the attached regulations. The regulations were adopted by the Department of Fish and Game after the close of the public comment period. The regulations concern changes to regulations to allow electronic reporting of certain fishing and hunting activities by removal of references to signing "in ink" or "on the reverse side."

The June 20, 2019, public notice and the July 24, 2019 adoption order both state that this action is not expected to require an increased appropriation. Therefore, a fiscal note under AS 44.62.195 is not required.

We have made some technical corrections to conform the regulations in accordance with AS 44.62.125. The corrections are shown on the attached copy of the regulations.

SRP:nlw


cc: Honorable Doug Vincent-Lang, Commissioner
Department of Fish and Game
Glenn Haight, Executive Director
Department of Fish and Game
Sam Rabung, Director
Department of Fish and Game
Dave Rutz, Director
Department of Fish and Game
Tom Taube, Deputy Director
Department of Fish and Game
Lisa Olson, Director
Department of Fish and Game
Forrest Bowers, Fishery Regulations Program Coordinator
Department of Fish and Game
Enforcement Commander
Department of Public Safety
Cheryl Brooking, Assistant Attorney General,
Department of Law
J. Anne Nelson, Chief Assistant Attorney General,
Department of Law

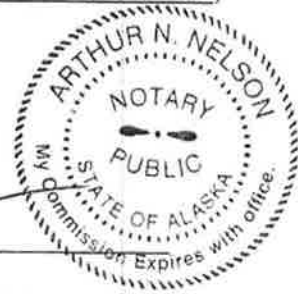
STATE OF ALASKA
DEPARTMENT OF FISH AND GAME
P.O. BOX 115526
JUNEAU, ALASKA 99811

DELEGATION OF AUTHORITY

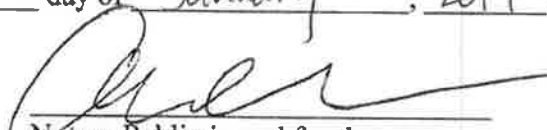
UNDER AS 44.17.010, THE AUTHORITY AND RESPONSIBILITY FOR ADOPTING
REGULATIONS OF THE DEPARTMENT OF FISH AND GAME UNDER THE ALASKA
ADMINISTRATIVE PROCEDURE ACT ARE DELEGATED TO BENJAMIN MULLIGAN,
DEPUTY COMMISSIONER.

SIGNED:


DOUGLAS VINCENT-LANG
(Please print name)



SIGNED AND SWORN TO before me this 3rd day of January, 2019.


Notary Public in and for the
State of Alaska
My commission expires: with office



Alaska Department of Fish and Game

Board of Fisheries

PO Box 115526

Juneau, AK 99811-5526

(907) 465-4110

www.adfg.alaska.gov

**ALASKA BOARD OF FISHERIES
DELEGATION OF AUTHORITY UNDER AS 16.05.270 TO THE COMMISSIONER TO
ADOPT REGULATIONS TO ALLOW ELECTRONIC LICENSES AND ELECTRONIC
HARVEST RECORDING**

2018-288-FB

The Board of Fisheries ("board") makes the following findings:

1. Whereas current regulations in 5 AAC 75 do not reference electronic licenses and require that annual limits must be recorded on the back of the license in ink.
2. Whereas if current legislation (HB 260) is passed that would allow sport fishing, hunting, and trapping licenses and waterfowl and king salmon stamps to be in paper or electronic format; the current regulations will likely need to be updated to provide for electronic licenses and other required documents.
3. Whereas current regulations specific to commercial crewmember licenses in 5 AAC 39 do not specify paper or electronic format.


NOW THEREFORE:

A. Pursuant to AS 16.05.270, the board delegates its authority under AS 16.05.251 to the commissioner to consider and, at the commissioner's discretion, adopt permanent regulations to allow and regulate the use of electronic licenses for sport and commercial fisheries and for sport, personal use, and subsistence fisheries harvest recording in electronic or paper format, and make conforming regulation changes as necessary, in accordance with the Administrative Procedure Act (AS 44.62).

B. This delegation of authority shall remain in effect unless revoked by the board.

Date Adopted: March 9, 2018
Anchorage, AK

VOTE: 6-0-1 (Payton absent)



John Jensen, Chairman
Alaska Board of Fisheries

Findings for the Alaska Board of Game

2019-224-BOG

**Delegation of Authority to the Commissioner to Adopt Regulations
to Allow and Regulate the use of Electronic Licenses, Permits or other Documentation
Authorized by the Department of Fish and Game for Hunting and Trapping**

The Board of Game ("board") makes the following findings:

1. Whereas current regulations in 5 AAC Chapter 92 do not reference electronic licenses and certain regulations require that hunting and trapping licenses and a waterfowl stamp be in paper or physical format.
2. Whereas nothing in statute requires licenses, permits, or other documents to be in paper format and the department would be able to issue licenses, permits and other documents in electronic form if the regulations are amended to authorize the department to issue them in any form determined by the department.
3. Whereas AS 16.05.330 was amended by the legislature effective July 1, 2018 to expressly allow sport fishing, hunting, and trapping licenses and waterfowl and king salmon stamps to be in paper or electronic format; the current regulations will need to be updated to provide for electronic licenses and other required documents.

NOW THEREFORE:

A. Pursuant to AS 16.05.270, the board delegates its authority under AS 16.05.255 to the commissioner for the specific purpose of considering and, at the commissioner's discretion, adopting permanent regulations to allow and regulate the use of electronic licenses, permits or other documentation for hunting and trapping in formats authorized by the department, and make conforming regulatory changes as necessary, in accordance with the Administrative Procedure Act (AS 44.62).

B. This delegation of authority shall remain in effect unless revoked by the board.

Vote: 5-0-2

(Members Hoffman and Burnett Absent)

March 20, 2019

Anchorage, Alaska



Ted Spraker, Chairman
Alaska Board of Game

ANCHORAGE DAILY NEWS

AFFIDAVIT OF PUBLICATION

Account #: 270233

Order #: 0001439710

Cost: \$498.02

STATE OF ALASKA
THIRD JUDICIAL DISTRICT

Joleesa Stepetin
being first duly sworn on oath
deposes and says that she is
a representative of the
Anchorage Daily News, a
daily newspaper. That said
newspaper has been approved
by the Third Judicial Court,
Anchorage, Alaska, and it now
and has been published in the
English language continually as a
daily newspaper in Anchorage,
Alaska, and it is now and during
all said time was printed in an
office maintained at the aforesaid
place of publication of said
newspaper. That the annexed is
a copy of an advertisement as it
was published in regular issues
(and not in supplemental form)
of said newspaper on

June 21, 2019

and that such newspaper was
regularly distributed to its
subscribers during all of said
period. That the full amount of
the fee charged for the foregoing
publication is not in excess of
the rate charged private individuals.

Signed

Subscribed and sworn to before

me this 21 day of July

20 19

Notary Public in and for
The State of Alaska.
Third Division
Anchorage, Alaska
MY COMMISSION EXPIRES
7/14/2020

STATE OF ALASKA
NOTARY
PUBLIC
Jade L. Nowling

NOTICE OF PROPOSED CHANGES TO ALLOW FOR ELECTRONIC REPORTING IN SUBSISTENCE, SPORT, AND PERSONAL USE FISHING AND BIG GAME, WATERFOWL AND ANIMALS HUNTED THAT REQUIRE HARVEST TICKETS REGULATIONS OF THE ALASKA DEPARTMENT OF FISH & GAME

The Alaska Department of Fish and Game is proposing to allow electronic reporting in specified fishing and hunting activities through the eLicense application.

The commissioner of the Department of Fish and Game, under a delegation of authority issued by the Alaska Board of Fisheries and the Alaska Board of Game under AS 16.05.270, proposes to adopt regulation changes in Title 5 of the Alaska Administrative Code (AAC) to allow electronic reporting in specified fishing and hunting activities through the eLicense application, including the following:

5 AAC 01.011(i); 5 AAC 01.380(c); 5 AAC 01.430(c); 5 AAC 01.180(c); 5 AAC 01.560(c); 5 AAC 01.593(6); 5 AAC 01.630(e)(8); 5 AAC 02.011(i); 5 AAC 02.206; 5 AAC 02.325(a)(2); 5 AAC 58.026(a); and 5 AAC 75.006(a); 5 AAC 75.011(i); 5 AAC 75.012(3)(A); 5 AAC 75.012(4); 5 AAC 77.016(i); 5 AAC 77.507; 5 AAC 77.540(a)(2); 5 AAC 77.591(d); 5 AAC 92.010(b); 5 AAC 92.018(2) and 5 AAC 92.050(a)(7) are proposed to be changed to remove language requiring forms provided by the department to be signed in ink or otherwise recording information in writing on the documents to allow for electronic reporting capabilities.

You may comment on the proposed regulation changes, including the potential costs to private persons of complying with the proposed changes, by submitting written comments to Shellene L. Hutter, Regulations Program Coordinator, Department of Fish and Game, P.O. Box 115526, Juneau, AK 99811-5526. Additionally, the Department of Fish and Game will accept comments by facsimile at (907) 465-2604 and by electronic mail at shellene.hutter@alaska.gov. The comments must be received no later than 5:00 p.m. on July 22, 2019.

You may submit written questions relevant to the proposed action to Shellene L. Hutter, Regulations Program Coordinator, Department of Fish and Game, P.O. Box 115526, Juneau, AK 99811-5526. Additionally, the Department of Fish and Game will accept questions by facsimile at (907) 465-2604 and by electronic mail at shellene.hutter@alaska.gov. The questions must be received at least 10 days before the end of the public comment period. The Department of Fish and Game will aggregate its response to substantially similar questions and make the questions and responses available on the Alaska Online Public Notice System.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Shellene L. Hutter at (907) 465-6124 no later than July 18, 2019 to ensure that any necessary accommodations can be provided.

A copy of this notice of proposed regulation changes and the regulations proposed to be changed are available on the Alaska Online Public Notice System. For a copy of the proposed regulation changes contact Shellene L. Hutter, Regulations Program Coordinator at the mailing address, telephone number, or email address above or online on the department's website at: <http://www.adfg.alaska.gov/index.cfm?adfg=regulations.main>

Place an ad today!
SELL YOUR CAR FAST!

2000 Dodge Coach House
Camper Van \$22,900
907-250-6897
dodgecoachhouse@gmail.com.

Camping/Motorhomes
7100

Airplanes
7025

Recreation
7000

\$10,950

AFFIDAVIT OF AGENCY RECORD OF PUBLIC COMMENT

I, Shellene Louise Hutter, Regulations Program Coordinator for the Alaska Department of Fish & Game, being duly sworn, state the following:

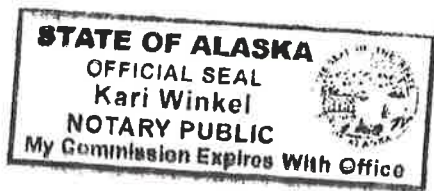
In compliance with AS 44.62.215, the Alaska Department of Fish and Game has kept a record of its use or rejection of factual or other substantive information that was submitted in writing as public comment and that was relevant to the accuracy, coverage, or other aspect of the Department of Fish & Game regulations on allowance of electronic reporting in specified fishing and hunting activities through the eLicense application.

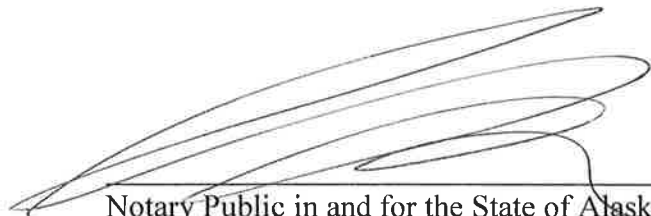
Date: 7/29/2019



Shellene L. Hutter, Regulations Program
Coordinator

Subscribed and sworn to before me on July 29, 2019.





Notary Public in and for the State of Alaska
My commission expires: w/o office

AFFIDAVIT OF NOTICE OF PROPOSED REGULATION
AND FURNISHING OF ADDITIONAL INFORMATION

I, Shellene L. Hutter, Regulations program Coordinator, of Department of Fish and Game, being sworn, state the following:

As required by AS 44.62.190, notice of the proposed adoption of changes to 5 AAC 01.011 – 5 AAC 92.050 to allow electronic reporting in specified fishing and hunting activities through the eLicense application has been given by being:

- (1) published in a newspaper or trade publication;
- (2) furnished to every person who has filed a request for notice of proposed action with the state agency;
- (3) furnished to appropriate state officials;
- (4) furnished to interested persons;
- (5) furnished to the Department of Law, along with a copy of the proposed regulation;
- (6) furnished electronically to incumbent State of Alaska legislators;
- (7) posted on the Alaska Online Public Notice System as required by AS 44.62.175(a)(1) and (b) and 44.62.190(a)(1).

As required by AS 44.62.190, additional regulation notice information regarding the proposed adoption of the regulation changes described above has been furnished to interested persons and those in (2), (4) and (6) of the list above. The additional regulation notice information also has been posted on the Alaska Online Public Notice System.

Date:

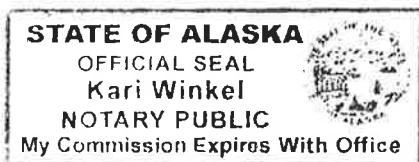
7/29/2019



Shellene L. Hutter, Regulations Program
Coordinator

Subscribed and sworn to before me on

July 29, 2019



Notary Public in and for the State of Alaska

My commission expires: with office

**NOTICE OF PROPOSED CHANGES TO ALLOW FOR ELECTRONIC REPORTING
IN SUBSISTENCE, SPORT, AND PERSONAL USE FISHING AND BIG GAME,
WATERFOWL AND ANIMALS HUNTED THAT REQUIRE HARVEST TICKETS
REGULATIONS OF THE ALASKA DEPARTMENT OF FISH & GAME**

The Alaska Department of Fish and Game is proposing to allow electronic reporting in specified fishing and hunting activities through the eLicense application.

The commissioner of the Department of Fish and Game, under a delegation of authority issued by the Alaska Board of Fisheries and the Alaska Board of Game under AS 16.05.270, proposes to adopt regulation changes in Title 5 of the Alaska Administrative Code (AAC) to allow electronic reporting in specified fishing and hunting activities through the eLicense application, including the following:

5 AAC 01.011(i); 5 AAC 01.380(c); 5 AAC 01.430(c); 5 AAC 01.180(c); 5 AAC 01.560(c); 5 AAC 01.593(6); 5 AAC 01.630(e)(8); 5 AAC 02.011(i); 5 AAC 02.206; 5 AAC 02.325(a)(2); 5 AAC 58.026(a); and 5 AAC 75.006(a); 5 AAC 75.011(i); 5 AAC 75.012(3)(A); 5 AAC 75.012(4); 5 AAC 77.016(i); 5 AAC 77.507; 5 AAC 77.540(a)(2); 5 AAC 77.591(d); 5 AAC 92.010(b); 5 AAC 92.018(2) and 5 AAC 92.050(a)(7) are proposed to be changed to remove language requiring forms provided by the department to be signed in ink or otherwise recording information in writing on the documents to allow for electronic reporting capabilities.

You may comment on the proposed regulation changes, including the potential costs to private persons of complying with the proposed changes, by submitting written comments to Shellene L. Hutter, Regulations Program Coordinator, Department of Fish and Game, P.O. Box 115526, Juneau, AK 99811-5526. Additionally, the Department of Fish and Game will accept comments by facsimile at (907) 465-2604 and by electronic mail at shellene.hutter@alaska.gov. The comments must be received no later than 5:00 p.m. on July 22, 2019.

You may submit written questions relevant to the proposed action to Shellene L. Hutter, Regulations Program Coordinator, Department of Fish and Game, P.O. Box 115526, Juneau, AK 99811-5526. Additionally, the Department of Fish and Game will accept questions by facsimile at (907) 465-2604 and by electronic mail at shellene.hutter@alaska.gov. The questions must be received at least 10 days before the end of the public comment period. The Department of Fish and Game will aggregate its response to substantially similar questions and make the questions and responses available on the Alaska Online Public Notice System.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Shellene L. Hutter at (907) 465-6124 no later than July 18, 2019 to ensure that any necessary accommodations can be provided.

A copy of this notice of proposed regulation changes and the regulations proposed to be changed are available on the Alaska Online Public Notice System. For a copy of the proposed regulation changes contact Shellene L. Hutter, Regulations Program Coordinator at the mailing address, telephone number, or email address above or online on the department's website at: <http://www.adfg.alaska.gov/index.cfm?adfg=regulations.main>

After the public comment period ends, the commissioner of the Department of Fish and Game will either adopt the proposed regulation changes or other provisions dealing with the same subject, without further notice, or decide to take no action. The language of the final regulations may be different from that of the proposed regulations. **You should comment during the time allowed if your interests could be affected.** Written comments received are public records and are subject to public inspection.

Statutory Authority: AS 16.05.251; AS 16.05.270

Statutes Being Implemented, Interpreted, or Made Specific: Sec. 1ch. 81, SLA 1992; AS 16.05.251; 16.05.258; 16.05.370; 16.05.403; 16.05.405; 16.05.060; 16.10.190; 16.05.340; 16.05.255; 16.05.330; 16.05.343 and 16.05.407

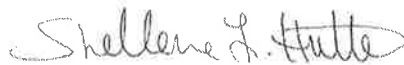
Fiscal Information: The proposed regulation changes are not expected to require an increased appropriation.

The Department of Fish and Game keeps a list of individuals and organizations interested in its regulations. Those on the list will automatically be sent a copy of all of the department's notices of proposed regulation changes. To be added to or removed from the list, send a request to the Department of Fish and Game Boards Support Section at P O Box 115526 Juneau, AK 99811, by phone at (907) 465-4110, or via our website at:

<http://www.adfg.alaska.gov/index.cfm?adfg=fisheriesboard.main>

giving your name, and either your e-mail address or mailing address, as you prefer for receiving notices.

DATE:6/20/2019



Shellene L. Hutter
Regulations Program Coordinator
Department of Fish and Game

ADDITIONAL REGULATIONS NOTICE INFORMATION
(AS 44.62.190(d))

1. Adopting agency: Alaska Department of Fish & Game
2. General subject of regulation: Electronic reporting in specified fishing and hunting activities through the eLicense application.
3. Citation of regulations: 5 AAC 01.011(i); 5 AAC 01.380(c); 5 AAC 01.430(c); 5 AAC 01.180(c); 5 AAC 01.560(c); 5 AAC 01.593(6); 5 AAC 01.630(e)(8); 5 AAC 02.011(i); 5 AAC 02.206; 5 AAC 02.325(a)(2); 5 AAC 58.026(a); and 5 AAC 75.006(a); 5 AAC 75.011(i); 5 AAC 75.012(3)(A); 5 AAC 75.012(4); 5 AAC 77.016(i); 5 AAC 77.507; 5 AAC 77.540(a)(2); 5 AAC 77.591(d); 5 AAC 92.010(b); 5 AAC 92.018(2) and 5 AAC 92.050(a)(7)
4. Department of Law file number, if any: 2019200383
5. Reason for the proposed action: Development of program standards
6. Appropriation/Allocation: Fish and Game Funds
7. Estimated annual cost to comply with the proposed action to:

A private person: \$0

Another state agency: \$0

A municipality: \$0

8. Cost of implementation to the state agency and available funding (in thousands of dollars):

	Initial Year FY 2019	Subsequent Years
Operating Cost	\$0	\$0
Capital Cost	\$0	\$0
1002 Federal receipts	\$0	\$0
1003 General fund match	\$0	\$0
1004 General fund	\$0	\$0
1005 General fund/ program	\$0	\$0
Other:	\$15,000	\$15,000

(funds designated from License Modernization Project)

9. The name of the contact person for the regulations:

Name: Shellene L. Hutter

Title: Regulations Program Coordinator

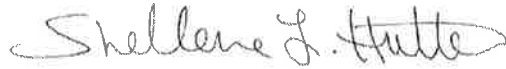
Address: P.O. Box 115526

Juneau, AK 99811-5526

Telephone: (907) 465-6124

E-mail address: shellene.hutter@alaska.gov

10. The origin of the proposed action: Staff of state agency



11. Date: 6/20/2019

Prepared by: _____

Name: Shellene L. Hutter

Title: Regulations Program Coordinator

Telephone: (907) 465-6124