

PROPOSAL 162

5 AAC 01.010. Methods, means, and general provisions.

Prohibit commercial transport services in subsistence fisheries, as follows:

5 AAC 01.010(XX). Methods, means, and general provisions. (XX1)

Subsistence fishing transportation services are prohibited.

(XX2) For the purposes of this subsection, “subsistence fishing transportation services” means to provide transportation services for compensation, or with the intent to receive compensation, to a subsistence fisherman to take or attempt to take fish by transporting a subsistence fisherman to take fish from a vessel or to a location where subsistence fishing activities occur by accompanying or physically transporting the subsistence fisherman during any part of a subsistence fishing trip.

What is the issue you would like the board to address and why? Prohibit commercial transportation services in state subsistence fisheries in addition to existing prohibition of subsistence fishing guide services in state subsistence fisheries.

Increasing uses of commercial transportation services in state subsistence fisheries is inconsistent with customary and traditional patterns of harvest and use of salmon.

Commercial transportation services is counter to the statutory definition of “subsistence uses,” which means, “the noncommercial, customary and traditional uses of wild, renewable resources...for direct personal or family consumption as food, shelter, fuel, clothing, tools, or transportation, for the making and selling of handicraft articles out of nonedible by-products of fish and wildlife resources taken for personal or family consumption, and for the customary trade, barter, or sharing for personal or family consumption; in this paragraph, “family” means persons related by blood, marriage, or adoption, and a person living in the household on a permanent basis” (AS 16.05.940(34)).

Did you develop your proposal in coordination with others, or with your local Fish and Game Advisory Committee? Explain. Text

PROPOSED BY: Ahtna Intertribal Resource Commission

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