

PLEASE READ CAREFULLY
REVIEWER LETTER

DEAR REVIEWER:

August, 2006

The Alaska Board of Game will consider the enclosed regulatory proposals during a special meeting scheduled for October 7 – 9, 2006 at the Howard Johnson Hotel in Anchorage, Alaska. The proposals generally concern changes to the regulations governing hunting seasons and bag limits for caribou and moose in GMUs 11 and 13 including the establishment of subsistence harvest areas and conditions, and modification to the Tier II subsistence hunting permit point system. The proposals are the result of continued efforts by the board, members of the public, organizations, state advisory committees, and state and federal agencies to resolve problems associated with the Tier II subsistence hunting system. All of the proposals from the June 2005 board meeting are included in this book along with other proposals as recommended by the board's Subsistence Implementation Committee.

The proposals in this book are presented as brief statements summarizing the intended regulatory changes. In cases where confusion might arise or where the regulation is complex, proposed changes are also indicated in legal format. In this format, bolded and underlined words are **additions** to the regulation text, and capitalized words or letters in square brackets [XXXX] are deletions from the regulation text.

You are encouraged to read all proposals presented in this book. Some regulations have statewide application and some regulations may affect other regions of the state. Also, some proposals recommend changes to multiple areas or regions.

The proposals are not in roadmap order for the meeting. Prior to the meeting, the board will generate and make available to the public, a roadmap for deliberations. The roadmap may be changed up to and during the meeting.

Before taking action on these proposed changes to the regulations, the board would like your written comments and/or oral testimony on any effects the proposed changes would have on your activities.

After reviewing the proposals, please send written comments to:

ATTN: BOG COMMENTS
Alaska Department of Fish and Game
Boards Support Section
P.O. Box 115526
Juneau, AK 99811-5526
Fax: 907-465-6094

Public comment, in combination with Advisory Committee comments and ADF&G staff presentations, provide the Board of Game with useful biological and socioeconomic data to form decisions. Comments may be submitted at any time until the public testimony

period for that proposal and/or its subject matter is closed at the meeting and the board begins deliberations. As a practical matter, you are encouraged to mail or fax your written comments to the above Juneau address no later than 5:00 p.m. on Friday, September 22nd, to ensure inclusion in the board workbook. All comments received after that time will be presented to board members at the time of the meeting, but may not be printed in the board workbook. Written comments, which become public documents, will also be accepted during the board meeting and public testimony during the public testimony portion of the meeting is always appreciated.

When providing written comments on the proposals in this proposal book, please consider the following tips to help ensure board members and the public more fully understand recommendations to the board:

Timely Submission: Submit written comments by fax or mail at least two weeks prior to the meeting. Comments received at least two weeks prior to the meeting are printed and cross referenced in the board members' workbooks. Written comments received after the two-week period will be included in the workbooks as "late comments" and are not cross referenced. Materials received during the meeting also are not cross referenced. If you provide written comments during a board meeting, submit 20 copies to Board Support Section staff, who will distribute your written comments to board members. If including graphs or charts, please indicate the source.

List the Proposal Number: Written comments should indicate the proposal number(s) to which the comments apply. Written comments should specifically state "support" or "opposition" to the proposal(s). This will help ensure written comments are correctly noted for the board members. If the comments support a modification in the proposal, please indicate "support as amended" and provide a preferred amendment in writing.

Do Not Use Separate Pages When Commenting on Separate Proposals: If making comments on more than one proposal, please do not use separate pieces of paper. Simply begin the next set of written comments by listing the next proposal number.

Provide an Explanation: Please briefly explain why you are in support or opposition of the proposal. Board actions are based on a complete review of the facts involved in each proposal, not a mere calculation of comments for or against a proposal. The board benefits greatly from understanding the pro and cons of each issue. A brief description consisting of a couple of sentences is sufficient.

Write Clearly: Comments will be photocopied so please use 8 1/2" x 11" paper and leave reasonable margins on all sides, allowing for hole punches. Whether typed or handwritten, use dark ink and write legibly.

Use the Correct Address or Fax Number: Mail written comments to Board of Game Comments, ADF&G, P.O. Box 115526, Juneau, AK 99811-5526; or fax them to 907-465-6094; or deliver them to a Regional Boards Support Offices.

Advisory Committees: In addition to the above, please make sure the Advisory Committee meeting minutes reflect why the committee voted as it did. If the vote was split, include the minority opinion. A brief description consisting of a couple of sentences is sufficient. Detail the number in attendance (e.g., 12 of 15 members) and indicate the represented interests such as subsistence, guides, trappers, hunters, wildlife viewers, etc.

Pertinent policies and findings, proposals, written comment deadlines, meeting calendars and notices for the Board of Game meetings are posted on the Board Support website at <http://www.boards.adfg.state.ak.us/> .

A tentative agenda for the October, 2006 Board of Game meeting is shown on page “xiv.” A roadmap detailing the tentative order in which proposals will be deliberated upon will be made available in September, 2006 at <http://www.boards.adfg.state.ak.us/> .

Updated Status of the Meeting: After the board meeting begins, a recorded telephone message will provide current updates on the board's agenda and schedule. Dial (800) 764-8901 (in Juneau, call 465-8901).

Additional Accommodations: Persons with a disability needing special accommodations in order to comment on the proposed regulations should contact the Boards Support Section at (907) 465-4110 no later than September 29, 2006 to make any necessary arrangements.

Kristy Tibbles, Executive Director
Alaska Board of Game
Alaska Department of Fish and Game

**ALASKA BOARD OF GAME
OCTOBER, 2006 PROPOSAL BOOK
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PROPOSAL TOPICS

PROPOSAL NUMBER

| | |
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| Customary and Traditional Uses of Game Populations..... | 1 |
| Units 11 and 13 Caribou and Moose Hunting Conditions and Requirements..... | 2, 7, & 8 |
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BOARD OF GAME
Proposals Concerning Subsistence Taking of Caribou and Moose in Units 11 and 13
Prepared by the Subsistence Implementation Committee
Updated: 8/8/06

Virtually since its inception, the Tier II subsistence permit system has been plagued with complaints about inequities, unfairness and false applications. Over the years, the Alaska Board of Game (board) has amended the system numerous times to try to address the problems, but the controversy continues and the system remains rife with problems. Public complaints have been primarily directed at the Tier II permitting system – particularly those near urban areas like the Minto moose hunt, and the Nelchina Tier II caribou hunt.

The board focused on the Nelchina basin caribou hunt because it has generated the vast majority of the interest and complaints from the general public. In addition, board members are concerned that the protected subsistence patterns of uses no longer meet the original intent when the hunt was originally established. A review of the hunt elevated the issue of whether the hunt satisfied the basic requirements the Joint Boards established in the eight criteria for implementing the state subsistence law. See 5 AAC 99.010.

The board will consider proposals to address the subsistence management problems in the Nelchina basin as well as the Tier II scoring problems statewide. It is emphasized that most of these proposals have been subject to public, advisory committee and other organization's review and input prior to the board's June 2005 special meeting in Anchorage. Additional proposals have been added due to the continued public input since the June 2005 meeting. The board also has the option of rejecting, adopting, modifying or even delaying action on these proposals.

Two proposals modify the Tier II scoring system. The proposed scoring modifications will produce some shifting of available Tier II permits. The intent is to give more emphasis in the scoring system to subsistence use dependency by elevating direct impacts on the subsistence user if subsistence resources become unavailable. An analysis of the projected shift in subsistence permits will be provided by the Department.

The other proposals are the result of the board's deliberations at their meetings in March 2004 and June 2005 in Anchorage and the Subsistence Implementation Committee's deliberations in the interim. All of these proposals are generated for public comment by the board. One proposal is presented by the board, as recommended by AHTNA Incorporated to the Subsistence Committee, to modify the Tier II scoring system. One proposal was originally generated by the Fairbanks Advisory Committee to modify the Amount of Nelchina Caribou Necessary for Subsistence (Tier II) and providing the remainder for a general hunt.

Proposal #4 would give advantages to hunters and members of hunter's households who agree to hunt only in Unit 13 while providing the opportunity for other hunters to win a drawing permit to hunt in an area from which they are presently excluded by the Tier II system. This system is patterned after the "super exclusive" approach used to manage some commercial fisheries.

The goal is to guarantee access to Nelchina caribou and moose for those people with the greatest historic reliance on caribou and moose as a food source, while still providing other users some opportunity to participate in a general hunt.

Hunters who choose to register as "super-exclusive subsistence" users will be guaranteed permits with longer seasons and more liberal bag limits, but they must agree to transportation and other methods and means restrictions and that no one in the hunter's household may hunt any species anywhere else during that regulatory year.

Those who decide not to register for the "super-exclusive subsistence zone" still will be allowed to participate in general hunt drawing for caribou and moose, with shorter seasons and more restrictive bag limits. In exchange, they retain the ability to hunt other species in other parts of the state.

Hunters with registration subsistence permits will be allowed to participate in community harvest programs. In other words, permit holders can consolidate their permits and allow other community members to harvest the animals. Those without registration subsistence permits cannot participate in community harvest programs, but may utilize the state proxy system.

The following are some of the major concepts and strategies embodied in these proposals:

1. Customary and Traditional (C&T) subsistence findings must be reexamined by the board for the species included within these proposals.
2. Specific Subsistence Harvest Area(s) must be identified consistent with the C&T findings above.
3. The Amounts Necessary for Subsistence (ANS) for each species must be established for each subsistence harvest area.
4. Generally, within Subsistence Harvest Areas (SHA), bag limits and seasons would be more liberal than the general hunts.
5. Allowed methods and means within a SHA "may" be more restrictive depending on the findings for C&T by the board.
6. Once subsistence permits are issued for a specific hunt within a SHA, permittees "may" choose to consolidate their permits into a Community Harvest Hunt under guidelines established by the board and the department.
7. Anyone in the state has the opportunity to participate as a subsistence user within the SHA. If an individual selects that option, no one in the individual's household can hunt for those species designated by the board in any other area of the state during that regulatory year.

8. If the harvestable surplus for a species exceeds the amount necessary to provide for the subsistence priority for game populations that temporarily or permanently occupy the SHA, then a general hunt may be allowed.
9. The SHA permits are household permits and all conditions and restrictions apply to all members of the household.

In general, most Alaskans have not qualified for a Tier II permit for either caribou or moose. Most Alaskans have been unable to hunt Nelchina caribou since the 1980s when drawing permits were available. Alaskans in general will be able to register as “super-exclusive subsistence hunters” and be guaranteed permits with the same benefits and restrictions outlined above. Individuals unwilling to abide by the restrictions as a registered “super-exclusive” hunter will still have the opportunity to draw a fall caribou permit and to hunt spike-fork/50-inch or four-brow-tine bull moose.

Historically, the hunters most dependent on Nelchina caribou and moose have seldom hunted other species elsewhere in the state. Agreeing not to hunt elsewhere is simply a formal recognition of reality. Historically, hunters outside of Unit 13 have hunted moose, caribou and other species in many areas of the state. If they are willing to forego those other hunting opportunities, they can register for the subsistence harvest area and be guaranteed permits.

The subsistence harvest area program operates on a single regulatory year. Hunters may change their “super-exclusive” registration status from regulatory year to regulatory year, if approved by the Board.

**ALASKA BOARD OF GAME
TENTATIVE MEETING SCHEDULE
for 2006/2007 Meeting Schedule
as of February, 2006**

Dates & Location

Topic

| | | |
|---------------------------|---|-----------------------------|
| October 2006 Anchorage | October 7 – 9, 2006 Written Comments: September 22, 2006 | Special Subsistence Meeting |
|---------------------------|---|-----------------------------|

| | | |
|-----------------------|--|------------------|
| Fall 2006 Wrangell | November 10 – 15, 2006 Call for Proposals: June 7, 2006 Proposal Deadline: August 18, 2006 Written Comments: October 27, 2006 | Southeast Region |
|-----------------------|--|------------------|

| | | |
|--------------------------|--|-------------------------------------|
| Spring 2007 Anchorage | March 2 - 12, 2007 Call for Proposals: October 27, 2006 Proposal Deadline: December 8, 2006 Written Comments: February 16, 2007 | Southcentral & Southwest Regions |
|--------------------------|--|-------------------------------------|

For information about the Board of Game, contact:

Alaska Department of Fish and Game
Boards Support Section
P.O. Box 115526
Juneau, AK 99811-5526
Phone: (907) 465-4110
Fax: (907) 465-6094

Web address: <http://www.boards.adfg.state.ak.us>

ALASKA BOARD OF GAME MEETING CYCLE

The board meeting cycle generally occurs from October through March. The board considers changes to regulations on a region-based schedule. Each region will be discussed on a two-year cycle. When the regional area is before the board, the following regulations are open for consideration within that region:

- Trapping Seasons and Bag Limits -- All species
- General and Subsistence Hunting Seasons and Bag Limits -- All species
(Except antlerless moose hunts as noted below)
- Wolf Control Implementation Plans
- Bag Limit for Brown Bears
- Areas Closed To Hunting
- Closures and Restrictions in State Game Refuges
- Management Areas
- Controlled Use Areas
- Areas Closed To Trapping

Regulations which are specific to an area (e.g., Permits for Access to Round Island) will be taken up when the board is scheduled to consider regulations in that region.

Two statewide regulations will be taken up annually, at the spring meeting: Reauthorization of Antlerless Moose Hunts, and Brown Bear Tag Fees. Proposals for changes to these regulations will be considered each spring.

Other statewide regulations will not be taken up every meeting cycle. Statewide regulations are scheduled to be reviewed on a four-year cycle, distributed between winter meetings scheduled to occur every other year. The list of statewide regulations and the associated meeting cycle is attached.

| <u>Topic</u> | <u>Cycle**</u> | | |
|---|--|-------------|-------------|
| SOUTHEAST-REGION I | Fall 2006 | Fall 2008 | Fall 2010 |
| Game Management Units: | 1, 2, 3, 4, 5 | | |
| SOUTHCENTRAL-REGION II | Spring 2007 | Spring 2009 | Spring 2011 |
| Game Management Units: | 6, 7, 8, 9, 10, 11, 13, 14, 15, 16, 17 | | |
| All GMUs: | Brown Bear Tag Fees Reauthorization of Antlerless Moose Hunts | | |
| ARCTIC AND WESTERN-REGION V | Fall 2007 | Fall 2009 | Fall 2011 |
| Game Management Units: | 18, 22, 23, 26A | | |
| INTERIOR-REGION III | Spring 2008 | Spring 2010 | Spring 2012 |
| Game Management Units: | 12, 19, 20, 21, 24, 25, 26B, 26C | | |
| All GMUs: | Brown Bear Tag Fees Reauthorization of Antlerless Moose Hunts | | |
| STATEWIDE REGULATIONS (Chapter 92) | Winter 2007 | Winter 2009 | Winter 2011 |
| Cycle "A" and Cycle "B" addressed in alternating two year periods | | | |

** The meeting cycle repeats itself on two-year intervals.

Alaska Board of Game Winter Meeting Schedule

CYCLE “A”: Winter 2010, 2014, 2018, etc.

STATEWIDE REGULATIONS: 5 AAC 92

- .001 Application of this Chapter
- .002 Liability for Violations
- .003 Hunter Education and Orientation Requirements
- .004 Policy for Off-Road Vehicle Use for Hunting and Transporting Game
- .005 Policy for Changing Board Agenda
- .010 Harvest Tickets and Reports
- .011 Taking of Game by Proxy
- .012 Licenses and Tags
- .013 Migratory bird hunting guide services
- .018 Waterfowl Conservation Tag
- .019 Taking of Big Game for Certain Religious Ceremonies
- .020 Application of Permit Regulations and Permit Reports
- .025 Permit for Exporting a Raw Skin
- .027 Permit for Exporting Big Game Trophies
- .028 Aviculture Permits
- .029 Permit for Possessing Live Game
- .030 Possession of wolf hybrid prohibited
- .031 Permit for Selling Skins and Trophies
- .033 Permit for Sci., Ed., Propagative, or Public Safety Purposes
- .034 Permit to Take Game for Cultural Purposes
- .039 Permit for Taking Wolves Using Aircraft
- .047 Permit for Using Radio Telemetry Equipment
- .104 Authorization for Methods and Means Disability Exemptions
- .106 Intensive Management of Identified Big Game Prey Populations
- .110 Control of predation by wolves
- .115 Control of predation by bears
- .165 Sealing of Bear Skins and Skulls
- .170 Sealing of Marten, Lynx, Beaver, Otter, Wolf, and Wolverine
- .171 Sealing of Dall sheep horns
- .200 Purchase and Sale of Game
- .210 Game as Animal Food or Bait
- .220 Salvage of Game Meat, Furs, and Hides
- .230 Feeding of Game
- .250 Transfer of Muskoxen for Sci. and Ed. Purposes
- .450 Description of Game Management Units
- .990 Definitions

CYCLE “B”: Winter 2008, 2012, 2016, 2020 etc.

STATEWIDE REGULATIONS: 5 AAC 92

- .009 Obstruction or hindrance of lawful hunting or trapping
- .035 Permit for Temporary Commercial Use of Live Game
- .037 Permit for Falconry
- .040 Permit for Taking of Furbearers with Game Meat
- .041 Permit to Take Beavers to Control Damage to Property
- .043 Permit for Capturing Wild Furbearers for Fur Farming
- .044 Permit for hunting black bear with the use of bait or scent lures
- .049 Permits, Permit Procedures, and Permit Conditions
- .050 Required Permit Hunt Conditions and Procedures
- .051 Discretionary Trapping Permit Conditions & Procedures
- .052 Discretionary Permit Hunt Conditions and Procedures
- .062 Priority for Subsistence Hunting; Tier II Permits
- .068 Permit Conditions for Hunting Black Bear with Dogs
- .070 Tier II Subsistence Hunting Permit Point System
- .075 Lawful Methods of Taking Game
- .080 Unlawful Methods of Taking Game; Exceptions
- .085 Unlawful Methods of Taking Big Game; Exceptions
- .090 Unlawful Methods of Taking Fur Animals
- .095 Unlawful Methods of Taking Furbearers; Exceptions
- .100 Unlawful Methods of Hunting Waterfowl, Snipe, Crane
- .130 Restriction to Bag Limit
- .135 Transfer of Possession
- .140 Unlawful Possession or Transportation of Game
- .150 Evidence of Sex and Identity
- .160 Marked or Tagged Game
- .260 Taking Cub Bears & Female Bears with Cubs Prohibited
- .400 Emergency Taking of Game
- .410 Taking Game in Defense of Life or Property
- .420 Taking nuisance wildlife

BOARD OF GAME

As of March 2006

| <u>MEMBER'S NAME AND ADDRESS</u> | <u>TERM EXPIRES</u> |
|--|----------------------------|
| Mike Fleagle, CHAIR 3821 W. 67 th Avenue Anchorage, Alaska 99502 | 3/1/2007 |
| Ron Somerville, VICE CHAIR 4506 Robbie Road Juneau, Alaska 99802 | 3/1/2008 |
| Ben Grussendorf 1221 Halibut Point Rd. Sitka, AK 99835 | 3/1/2007 |
| Cliff Judkins PO Box 874124 Wasilla, Alaska 99687 | 3/1/2009 |
| Richard Burley 1165 Coppet Street Fairbanks, Alaska 99709 | 3/1/2009 |
| Ted Spraker 49230 Victoria Ave. Soldotna, Alaska 99669 | 3/1/2008 |
| Paul Johnson PO Box 329 Unalakleet, AK 99684 | 3/1/2008 |

Alaska Board of Game members may also be reached at:

ALASKA DEPARTMENT OF FISH AND GAME
Boards Support Section
P.O. Box 115526 Juneau, AK 99811-5526
PHONE: (907) 465-4110
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1255 West 8th Street
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HEADQUARTERS

Board of Fisheries

Jim Marcotte, Exec. Director II 465-6095
Gerry Bigelow, Pub. Tech. II 465-6097

Board of Game

Kristy Tibbles, Exec. Director I 465-6098
Scott Crass, Pub. Specialist II 465-4046

Olivia Orsborn, Administrative Manager 465-6096
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For updated information on the progress of an ongoing Board of Fisheries or Board of Game meeting, call: Juneau 465-8901; outside Juneau 1-800-764-8901

Website address: <http://www.boards.adfg.state.ak.us/>

Alaska Board of Game

GUIDELINES FOR PUBLIC TESTIMONY & ADVISORY COMMITTEE TESTIMONY

Persons planning to testify before Board of Game hearings must fill out a blue PUBLIC TESTIMONY SIGN-UP CARD and turn it in to the board's staff. Persons providing written material for the board members must provide at least **20 copies** to the staff; and **submit with your blue testimony card**. Do not wait until it is your turn to testify to submit written material, as it may not be distributed to the board in time for your testimony. **Provide a name and date on the first page of written material and identify the source of graphs or tables, if included in materials.**

When the chairman calls your name, please go to the microphone; state your name and whom you represent. At the front table, a green light will come on when you begin speaking. A yellow light will come on when you have one minute remaining. A red light will indicate that your time is up. When you are finished speaking, please stay seated and wait for any questions board members may have regarding your comments.

If you wish to give testimony for more than one group (i.e., yourself plus an organization, or advisory committee), you only need to turn in one sign-up card, listing each group you will be representing. When you begin your testimony, state for the record the group you are representing. Keep your comments separate for each group. For example: give comments for the first group you are representing, then after stating clearly that you are now testifying for the second group, give comments for that group.

Please be aware that when you testify you may not ask questions of board members or of department staff. This is your chance to make comments on proposals before the board. If board members and/or department staff need clarification, they will ask you questions. **A person using derogatory or threatening language to the board will not be allowed to continue speaking.**

Generally, the board allows five minutes for oral testimony, whether you testify for yourself or on behalf of an organization. The board chairman will announce the length of time for testimony at the beginning of the meeting.

Advisory Committee representatives are usually allowed 15 minutes to testify, and should restrict testimony to relating what occurred at the advisory committee meeting(s). Testimony should be a brief summary of the minutes of the meeting, and copies of the minutes should be available for the board members. An Advisory Committee representative's personal opinions should not be addressed during Advisory Committee testimony.

PLEASE NOTE: The time limit on testimony does NOT include questions the board members may have for you

ALASKA BOARD OF GAME
Special Meeting on Subsistence
October 7-9, 2006
Howard Johnson Hotel
239 West 4th Avenue, Anchorage, Alaska

TENTATIVE AGENDA

NOTE: This Tentative Agenda is subject to change throughout the course of the meeting.

This Tentative Agenda is provided to give a general idea of the board's anticipated schedule. The board will attempt to hold to this schedule, however, the board is not constrained by this Tentative Agenda. Persons wishing to testify must sign-up by the deadline. Public testimony will continue until those present at the meeting are heard; the board will continue working through its agenda immediately upon conclusion of public testimony. The following time blocks are only an estimate. Updated agendas will be posted in the meeting room, or call 1-800-764-8901, or 465-8901 in Juneau, for a recorded message on daily progression through the meeting.

Saturday October 7, 2006, 8:30 AM

OPENING BUSINESS

Call to Order; Introductions of Board Members and Staff
Board Member Ethics Disclosures
Purpose of Meeting (overview)

STAFF AND OTHER REPORTS

PUBLIC AND ADVISORY COMMITTEE ORAL TESTIMONY: Oral public testimony will begin immediately upon conclusion of staff reports.

DEADLINE FOR SIGN-UP TO TESTIFY will be announced at the meeting.

Public testimony will continue until persons who have signed up before the deadline and who are present when called by the Chair to testify, are heard.

Sunday October 8, 2006, 8:30 AM

Continue/Conclude Oral Testimony

BOARD DELIBERATIONS (upon conclusion of oral public testimony)

Monday, October 9, 2006, 8:30 AM

BOARD DELIBERATIONS

MISCELLANEOUS BUSINESS: Including Petitions, Findings, Resolutions, Letters, & Other Items

ADJOURN

SPECIAL NOTES

A. This agenda is TENTATIVE and subject to change during the meeting. A roadmap will be available at the meeting. Scheduled updates will be available on the board's recorded message phone. Phone Number: 1-800-764-8901; in Juneau call 465-8901.

B. Advisory Committee representatives may present their reports either at the beginning or end of the "Oral Public Testimony." The committee representative should notify the board support staff whether they prefer to present their report at the beginning or end of public testimony portion of the meeting.

C. The State of Alaska Department of Fish and Game complies with Title II of the Americans with Disabilities Act of 1990 (ADA). Individuals with disabilities who may need auxiliary aids, services, and/or special modifications to participate in this hearing and public meeting should contact 465-4110 no later than September 29th to make any necessary arrangements

PROPOSAL 1 - 5 AAC 99.025. Customary and traditional uses of game populations.
 Reexamine the customary and traditional findings and the amounts reasonably necessary for subsistence for the caribou and moose populations in Units 11 and 13.

| | Finding | Amount Reasonably Necessary for Subsistence Uses |
|---------------------------------|----------------|---|
| ... | | |
| (4) Caribou | | |
| Unit 11 (Mentasta herd) | positive | |
| Units 12 and 13 (Nelchina herd) | positive | 100 percent of allowable harvest |
| ... | | |
| (8) Moose | | |
| Unit 11 | positive | 30 – 40 |
| Unit 13 | positive | 600 |

ISSUE: Prior to making substantial changes in the existing subsistence regulations for Units 11 and 13, it will be necessary for the board to reexamine the findings for the customary and traditional uses and the amounts reasonably necessary for subsistence. A review of the customary and traditional use patterns will allow the board to determine how the uses between subsistence and non-subsistence differ.

WHAT WILL HAPPEN IF NOTHING IS DONE?

WILL THE QUALITY OF THE RESOURCE HARVESTED OR PRODUCTS PRODUCED BE IMPROVED? No

WHO IS LIKELY TO BENEFIT?

WHO IS LIKELY TO SUFFER?

OTHER SOLUTIONS CONSIDERED?

PROPOSED BY: Alaska Board of Game as recommended by the Subsistence
 Implementation Committee (HQ-06S-01)

PROPOSAL 2 – 5 AAC 92.003. Hunter Education and Orientation Requirements; 5 AAC 92.011. Taking of Game by Proxy; 5 AAC 92.050. Required Permit Hunt Conditions and Procedures; 5 AAC 92.052. Discretionary Permit Hunt Conditions and Procedures; 5 AAC 92.080. Unlawful Methods of Taking Game; Exceptions.; 5 AAC 92.085. Unlawful Methods of Taking Big Game; Exceptions; and 5 AAC 92.220. Salvage of Game Meat, Furs, and Hides.

Options for consideration for maintaining the existing subsistence caribou and moose hunting in Units 11 and 13:

1. Require in-unit registration and reporting
2. Add additional, more stringent salvage requirements
3. Limit methods and means to more traditional subsistence methods
4. Limit permits to one per household
5. Require destruction of trophy value of antlers
6. Require hunter orientation
7. Add additional modifications to the use of proxy hunting permits
8. Establish a voluntary community harvest system

ISSUE: This proposal maintains the existing subsistence caribou and moose hunting regulations while applying stringent hunting requirements by regulation. It is the intent of this proposal to protect subsistence users who are traditionally dependent upon the resources in this area.

WHAT WILL HAPPEN IF NOTHING IS DONE?

WILL THE QUALITY OF THE RESOURCE HARVESTED OR PRODUCTS PRODUCED BE IMPROVED? No

WHO IS LIKELY TO BENEFIT? Hunters who choose to follow a hunting pattern consistent with the customary and traditional pattern identified by the board.

WHO IS LIKELY TO SUFFER? Hunters who choose to follow a hunting pattern that is not consistent with the customary and traditional pattern identified by the board.

OTHER SOLUTIONS CONSIDERED? See other proposals.

PROPOSED BY: Alaska Board of Game as recommended by the Subsistence Implementation Committee (HQ-06S-02)

PROPOSAL 3 – 5 AAC 85.025. Hunting seasons and bag limits for caribou; 5 AAC 85.045. Hunting seasons and bag limits for moose; 5 AAC 92.050. Required permit hunt conditions and procedures; 5 AAC 92.072. Community subsistence harvest hunt and permit conditions; 5 AAC 92.074. Community Harvest Hunt Areas; 5 AAC 92.080. Unlawful Methods of Taking Game; Exceptions.; 5 AAC 92.085. Unlawful Methods of Taking Big Game; Exceptions; 5 AAC 92.220. Salvage of game meat, furs, and hides; and 5 AAC 92.XXX. Subsistence Harvest Areas and Conditions.

Options for consideration for a potential preferential subsistence harvest area:

1. Require that subsistence registrants may not hunt or trap some or all species elsewhere that year
2. Limit to only caribou or caribou and moose
3. Apply to all big game
4. Apply to all big game plus small game, waterfowl, furbearers
5. Establish a preferential area that includes all of Unit 11 and most of Unit 13
6. Include portions of Units 12 and 20
7. Apply stringent salvage requirements
8. Limit methods and means to more traditional subsistence methods
9. Limit permits to one per household
10. Require the destruction of trophies
11. Establish a community harvest system
12. Require subsistence users under a preferential subsistence harvest area to register early in the year at a specific location
13. Allow short season resident non-subsistence hunting within the preferential subsistence harvest area
14. Eliminate all resident non-subsistence hunting within the preferential subsistence harvest area
15. Eliminate non-resident hunting within the entire preferential subsistence harvest area
16. Allow limited non-resident hunting for moose only in Unit 11 during a specific season
17. Provide longer seasons for subsistence permit holders within the preferential subsistence harvest area
18. Provide larger bag limits for subsistence permit holders within the preferential subsistence harvest area
19. Provide the choice annually for being subsistence users within the preferential subsistence harvest area
20. Provide the choice (commitment for more than one year) for being subsistence users within the preferential subsistence harvest area
21. Allow everyone who wishes to abide by the subsistence requirements to obtain permits for preferential subsistence harvest area
22. Provide non-subsistence resident restrictions on bag limits such as number, sex and antler requirements
23. Provide more lenient antler requirements for subsistence users
24. Provide for more lenient bag limit restrictions for subsistence users such as the taking of any antlered bulls or females

ISSUE: This proposal establishes a preferential subsistence harvest area which is similar to proposal 4, and proposes a number of regulatory variations to be considered. It is the intent of this proposal to protect subsistence users who are traditionally dependent upon the resources in this area.

WHAT WILL HAPPEN IF NOTHING IS DONE? The current hunting system for units 11 and 13 will remain the same.

WILL THE QUALITY OF THE RESOURCE HARVESTED OR PRODUCTS PRODUCED BE IMPROVED? No

WHO IS LIKELY TO BENEFIT? Hunters who choose to follow a hunting pattern consistent with the customary and traditional pattern identified by the board.

WHO IS LIKELY TO SUFFER? Hunters who choose to follow a hunting pattern not consistent with the customary and traditional pattern identified by the board.

OTHER SOLUTIONS CONSIDERED? See other proposals.

PROPOSED BY: Alaska Board of Game as recommended by the Subsistence Implementation Committee (HQ-06S-03)

PROPOSAL 4 – 5 AAC 85.025. Hunting seasons and bag limits for caribou; 5 AAC 85.045. Hunting seasons and bag limits for moose; 5 AAC 92.050. Required permit hunt conditions and procedures; 5 AAC 92.072. Community subsistence harvest hunt and permit conditions; 5 AAC 92.074. Community Harvest Hunt Areas; 5 AAC 92.220. Salvage of game meat, furs, and hides; and 5 AAC 92.XXX. Subsistence Harvest Areas and Conditions. This proposal establishes a preferential subsistence harvest area.

5 AAC 85.025. Hunting seasons and bag limits for caribou. (a)

| | | |
|-----------------------------|---|------------------------------------|
| | Resident Open Season (Subsistence and General Hunts) | Nonresident Open Season |
| Units and Bag Limits | | |

(8)

**Unit 13 within the Copper River/
Cantwell Subsistence Harvest area**

SUBSISTENCE HUNTERS:

1 caribou by subsistence harvest permit only

Aug. 10 – Sept. 20
Oct. 21 – Mar. 31

OTHER RESIDENT HUNTERS:
1 caribou by drawing permit only;
up to XXX permits may be issued

Aug. 10 – Sept. 20

NONRESIDENT HUNTERS:

No open season.

Remainder of Unit 13

Aug. 10 – Sept. 20

Aug. 10 – Sept. 20

ALL HUNTERS:
1 caribou by drawing permit only; up to XXX permits may be issued

[UNIT 13

AUG. 10-SEPT. 20 NO OPEN SEASON
(SUBSISTENCE HUNT ONLY)
OCT. 21-MAR. 31
(SUBSISTENCE HUNT ONLY)

1 CARIBOU PER REGULATORY YEAR BY TIER II PERMIT ONLY; UP TO 10,000 PERMITS MAY BE ISSUED; THE COMMISSIONER SHALL CLOSE THE SEASON BY EMERGENCY ORDER WHEN UP TO 5,000 CARIBOU HAVE BEEN TAKEN BY TIER II HUNTERS]

...

5 AAC 85.045. Hunting seasons and bag limits for moose.

| Units and Bag Limits | Resident Open Season (Subsistence and General Hunts) | Nonresident Open Season |
|-----------------------------|---|------------------------------------|
|-----------------------------|---|------------------------------------|

(9)

Unit 11

SUBSISTENCE HUNTERS:

1 bull with spike-fork antlers

Sept. 1 – Sept. 20 [AUG. 20 – SEPT. 20]

or 50-inch antlers or antlers
with 3 or more brow tines
on one side, **by subsistence
harvest permit only**

[AUG. 20 – SEPT. 20]

OTHER RESIDENT HUNTERS:
**1 bull with spike-fork antlers
or 50-inch antlers or antlers
with 4 or more brow tines
on one side**

Sept. 1 – Sept. 20

NONRESIDENT HUNTERS:
**1 bull with 50-inch antlers or antlers
with 4 or more brow tines on one side**

Sept. 1 – Sept.20

...

(11)

[UNIT 13
1 MOOSE PER REGULATORY
YEAR, ONLY AS FOLLOWS:

1 BULL BY TIER II SUBSISTENCE
HUNTING PERMIT; UP TO 150
PERMITS MAY BE ISSUED; OR

AUG. 15-AUG.31
(SUBSISTENCE HUNT
ONLY)

NO OPEN
SEASON

1 BULL WITH SPIKE-FORK
ANTLERS OR 50-INCH ANTLERS
OR ANTLERS WITH 4 OR MORE
BROW TINES ON ONE SIDE]

SEPT. 1-SEPT. 20

NO OPEN
SEASON

**Unit 13 within the Copper River/
Cantwell Subsistence Harvest area**

SUBSISTENCE HUNTERS:
1 bull by Tier II
subsistence hunting permit;
up to 150 permits
may be issued; or
1 bull with spike-fork antlers
or 50-inch antlers or antlers
with 3 or more brow tines
on one side, by subsistence
harvest permit only

Aug. 15-Aug. 31
(Subsistence hunt
only)

Sept. 1 – Sept. 20

drawing, registration, Tier I subsistence, or Tier II subsistence permit during the following regulatory year;

5 AAC 92.072. Community subsistence harvest hunt area and permit conditions. (a) The commissioner or the commissioner's designee may, under this section and 5 AAC 92.052, issue a community-based subsistence harvest permit and harvest report for big game species where the Board of Game (board) has established a community harvest hunt area under (b) of this section and 5 AAC 92.074.

(b) The board will consider proposals to establish community harvest hunt areas during regularly scheduled meetings to consider seasons and bag limits for affected species in a hunt area. Information considered by the board in evaluating the proposed action will include:

- (1) a geographic description of the hunt area;
- (2) the sustainable harvest and current subsistence regulations and findings for the big game population to be harvested;
- (3) a custom of community-based harvest and sharing of the wildlife resources harvested in the hunt area; [AND]
- (4) other characteristics of harvest practices in the hunt area, including characteristics of the customary and traditional pattern of use found under 5 AAC 99.010; **and** [.]

(5) whether a specific allocation should be made to the community harvest hunt, and the details of any such allocation.

(c) If the board has established a community harvest hunt area for a big game population, residents may elect to participate in a community harvest permit hunt in accordance with the following conditions:

(1) a hunt administrator representing a group of residents may apply to the department for a community harvest permit by identifying the community harvest hunt area and the species to be hunted, and by requesting community harvest reports sufficient to supply the estimated number of individuals who will subscribe to the community harvest permit; the hunt administrator

(A) must record and maintain a record of the names of residents subscribing to the community harvest permit and the residents hunting license number, permanent hunting identification card number, or birth date for residents under 16 years of age;

(B) must issue harvest reports to hunters who have subscribed to the community harvest permit, but may not issue more individual harvest reports than the sum of the individual bag limits of the number of the residents who have subscribed to the permit;

(C) must request additional harvest reports for a community harvest permit from the department during a hunting season if the number of people subscribing to the hunt exceeds the original estimate;

(D) must collect validated harvest reports from hunters following the take of individual game animals, record harvest information for individual animals taken, and collect biological samples or other information as required by the department for management;

(2) a resident of the community who elects to subscribe to a community harvest permit

(A) may not hold a harvest ticket or other state hunt permit for the same species where the bag limit is the same or for fewer animals during the same regulatory year, however a person may hold harvest tickets or permits for same-species hunts in areas with a larger bag limit following the close of the season for the community harvest permit;

(B) may not subscribe to more than one community harvest permit for a species during a regulatory year;

(C) must have in possession when hunting and taking game a community harvest report issued by the hunt administrator for each animal taken;

(D) must validate a community harvest report immediately upon taking an animal; and

(E) must report harvest and surrender validated harvest reports to the hunt administrator within 5 days, or sooner if required by the department, of taking an animal and transporting it to the place of final processing for preparation for human use and provide the hunt administrator with information and biological samples required under terms of the permit.

(d) Seasons for community harvest permits will be the same as those established for other subsistence harvests for that species in the geographic area included in a community harvest hunt area. The total bag limit for a community harvest permit will be equal to the sum of the individual bag limit for a community harvest permit will be equal to the sum of the individual bag limits established for other subsistence harvests for that species in the hunt area. Seasons and bag limits may vary within a hunt area according to established subsistence regulations for different game management units or other geographic delineations in a hunt area.

(e) Establishment of a community harvest hunt area will not constrain nonsubscribing residents of the community from participating in subsistence harvest activities for a species in that hunt area using individual harvest tickets or other state permits authorized by regulation, nor will it require any individual harvest tickets or other state permits authorized by regulation, nor will it require any resident of the community eligible to hunt under existing subsistence regulations to subscribe to a community harvest permit.

(f) The department may disapprove an application for a community subsistence harvest permit from a hunt administrator who has previously failed to comply with requirements in (c)(1) of this subsection.

(g) The department may approve an application for a community subsistence harvest permit in which residents of communities, who have received individual subsistence permits such as Tier II permits or subsistence hunt registration permits, propose to pool their permits in accordance with this section. If such an application is approved, the individual permits must be delivered to the hunt administrator and thereafter be treated in accordance with all requirements for harvest reports in this section. Specific individual permit conditions which conflict with the requirements of this section supersede the conflicting requirements of this section.

...
5 AAC 92.074. COMMUNITY HARVEST HUNT AREAS. (a) The commissioner may issue community subsistence harvest permits for designated big game species in the area specified in this section

(b) **Chalkyitsik Community Harvest Area** for moose: That portion of Unit 25(B) including the drainage of the Salmon Fork River and drainage of the Black River downstream from Bear Mountain Creek, that portion of Unit 25(D) including the Black River drainage, upstream from Englishshoe Bar, the portion of the Porcupine River drainage from the lower mouth of Curtis Slough upstream to the upper mouth of Rock Slough, and the drainage of the Grass River north of the south bank of the Grass River east of 144° 15' W. longitude.

(c) Yukon Flats Community Harvest Area for black bears: Includes all of Unit 25(D).

(d) Copper River/Cantwell Subsistence Community Harvest Area for caribou and moose: The area consisting of Unit 11, Unit 13B east of the Maclaren River, Unit 13C, Unit 13D east of the Nelchina River, Tazlina Lake and Tazlina Glacier, and 13E west of the Parks Highway and the area bounded by a line from the middle fork of the Chulitna River easterly through Caribou Pass to Soule Creek and Soule Lake, to the Brushkana Creek, down to Monahan Creek, down Monahan Creek to the Nenana River and up the Nenana River to the hydrological divide.

5 AAC 92.220. Salvage of game meat, furs, and hides. (a) Subject to additional requirements in 5 AAC 84 – 5 AAC85, a person taking game shall salvage the following parts for human use:

...

(d) A person taking game not listed in (a) of this section shall salvage for human consumption all edible meat, as defined in 5 AAC 92.990. In addition,

(1) for moose and caribou taken before October 1 in Unit 9B), Unit 17, Unit 18, those portions of Unit 19(A) within the Holitna/Hoholitna Controlled Use Area, Unit 19(B), and Unit 23, the edible meat of the front quarters and hindquarters must remain naturally attached to the bone until the meat is transported from the field or is processed for human consumption;

(2) for caribou taken before October 1 in Unit 21(A), the edible meat of the front quarters and hindquarters must remain naturally attached to the bone until the meat has been transported from the field or is processed for human consumption;

(3) for moose taken before October 1 in Units 21 and 24, and for caribou taken before October 1 in Unit 24, the edible meat of the front quarters, hindquarters, and ribs must remain naturally attached to the bone until the meat has been transported from the field or is processed for human consumption; [.]

(4) for moose and caribou taken within the Gulkana/Copper River Subsistence Harvest area, the edible meat of the front quarters, hindquarters, and ribs must remain naturally attached to the bone until the meat is transported from the field or is processed for human consumption.

...

5 AAC 92.XXX. Subsistence Harvest Areas and Conditions. (a) Subsistence Harvest Areas are established in the following areas with the following conditions:

(1) Copper River/Cantwell Subsistence Community Harvest area: The area consists of Unit 11, Unit 13A east of the Lake Louise road and Tyone River, Unit 13B

east of the Maclaren River, Unit 13C, Unit 13D east of the Nelchina River, Tazlina Lake and Tazlina Glacier, and 13E west of the Parks Highway and the area bounded by a line from the middle fork of the Chulitna River easterly through Caribou Pass to Soule Creek and Soule Lake, to the Brushkana Creek, down to Monahan Creek, down Monahan Creek to the Nenana River and up the Nenana River to the hydrological divide. The purpose of the Copper River/Cantwell Subsistence Harvest Area is to protect the Copper River/Cantwell Customary and Traditional Harvest and Use Pattern identified by the Board, which was developed and is still practiced by the original Ahtna residents of the area, and has been passed down to other, more recent, residents of the area and to other participants in the harvest and use pattern.

(A) The Board has established special subsistence permit seasons, with relatively liberal seasons and bag limits, for moose and caribou in the Copper River/Cantwell Subsistence Harvest area, in order to provide a reasonable opportunity for subsistence harvests by participants in the Copper River/Cantwell Customary and Traditional Harvest and Use Pattern.

(B) The Department has authority to attach a variety of conditions, as it deems necessary, to the moose and caribou subsistence permits referenced above under 5 AAC 92.052. In addition to those discretionary conditions, the Department shall attach the following conditions to these permits:

(i) a permittee is prohibited from taking any type of game or furbearer in any area of the state other than within the Copper River/Cantwell Subsistence Harvest area, for the remainder of the regulatory year.

(ii) the permittee may not use a snowmobile, a recreational vehicle, an off-road vehicle with a gross vehicle weight of greater than 8,000 pounds, or an aircraft, except in that portion of the preserve in Unit 11 from Drop Creek to Kotsina Creek, and to access a privately owned domicile located in the area, within the area for caribou or moose hunting purposes, including transportation of hunters, hunting equipment or harvested game to or from the field during open seasons for moose and caribou; and

(iii) the permittee must salvage, for human consumption or use, from moose and caribou taken within the area, all edible meat from the forequarters, hindquarters, ribs, neck, backbone and head, as well as the heart, liver, kidneys and the entire hide. Meat of the forequarters, hindquarters, and ribs must remain naturally attached to the bones until delivered to the place where it is processed for human consumption. Trophy value of the antlers will be destroyed by cutting through the skull plate, between the antlers.

(2) Depending upon the number of hunters that sign up for the subsistence area, the first portion of the hunt to be stopped will be the drawing permits, and if necessary, a reversion to the Tier II hunt.

(3) Signing up for the subsistence area during the application period of January to February opts a hunter out of the ability to hunt anywhere else in the state for the following regulatory year, July 1 – June 30. This includes applying for any drawing permit hunts or other Tier II hunts, except those located within the subsistence area, such as the bison and mountain goat hunts. A drawing permit is still required.

(4) Signing up for the subsistence area commits the entire household. Either the entire household opts in, or it opts out.

ISSUE: This proposal establishes a preferential subsistence harvest area. It is the intent of this proposal to protect subsistence users who are traditionally dependent upon the resources in this area.

WHAT WILL HAPPEN IF NOTHING IS DONE?

WILL THE QUALITY OF THE RESOURCE HARVESTED OR PRODUCTS PRODUCED BE IMPROVED?

WHO IS LIKELY TO BENEFIT?

WHO IS LIKELY TO SUFFER?

OTHER SOLUTIONS CONSIDERED? See other proposals.

PROPOSED BY: Alaska Board of Game as recommended by the Subsistence Implementation Committee (HQ- 06S-04)

PROPOSAL 5 - 5 AAC 92.070. Tier II subsistence hunting permit point system.

Amend this regulation as follows:

5 AAC 92.070. Tier II subsistence hunting permit point system. (a) A tier II subsistence permit applicant’s “customary and direct dependence on the game population by the subsistence users for human consumption as a mainstay of livelihood” may provide up to **40** [60] points. It is measured by the following indicators and points:

(1) the numbers of years in which the applicant has hunted on or eaten from the game population, plus the number of years in which the applicant would have hunted on or eaten from the game population but did not because state regulations canceled the hunt on the game population during a given year or years, or because the state did not issue the applicant’s permit to hunt on the game population for which the applicant applied; one point is given for each year, up to **30** [50] points, and

(2) the number of years in which a member of the applicant’s household has hunted on or eaten from the game population, plus the number of years in which that member of the applicant’s household would have hunted on or eaten from the game population but did not because state regulations canceled the hunt on the game population during a given year or years, or because the state did not issue that member of the applicant’s household a permit to hunt on the game population for which that member of the applicant’s household applied; **333** [.2] points are given for each year, up to 10 points.

(b) The “ability of a subsistence user to obtain food if subsistence use is restricted or eliminated” may provide up to **60** [40] points. It is measured by the following indicators and points:

...

(2) the availability of food for purchase in the community where most of the applicant’s household’s store-bought food was purchased during the past year, which may provide up to **20** [10] points, as calculated by the department’s current Tier II cost-of-food index; the number of points received by an applicant may not exceed the points calculated by the department using the cost-of-food index for the community nearest the applicant’s residence; and

(3) the cost of gasoline in the community where most of the applicant’s household’s gasoline was purchased during the past year, which may provide up to **20** [10] points; the number of points received by an applicant may not exceed the points calculated by the department using the cost of gasoline for the community nearest the applicant’s residence.

(c) An applicant’s total score is the sum of points given under (a) and (b) of this section, up to a maximum of 100 points.

ISSUE: The people most dependent on the animals are not able to get permits due to the way the point system currently operates. This is particularly a problem for young people.

WHAT WILL HAPPEN IF NOTHING IS DONE? The people most dependent on subsistence resources will continue to be prevented from obtaining Tier II permits.

WILL THE QUALITY OF THE RESOURCE HARVESTED OR PRODUCTS PRODUCED BE IMPROVED? N/A

WHO IS LIKELY TO BENEFIT? This proposal will get Tier II permits to those who are most dependent on the resource and who meet the Tier II criteria.

WHO IS LIKELY TO SUFFER? People with good access to alternative resources who are less dependent on subsistence resources.

OTHER SOLUTIONS CONSIDERED? Several variations of point changes were considered.

PROPOSED BY: Alaska Board of Game as recommended by Ahtna, Incorporated to the Subsistence Implementation Committee (HQ-06S-05)

PROPOSAL 6 - 5 AAC 92.070. Tier II subsistence hunting permit point system.
Modify the Tier II point scoring system, as follows:

5 AAC 92.070. Tier II subsistence hunting permit point system. (a) A Tier II subsistence permit applicant's "customary and direct dependence on the game population by the subsistence user for human consumption as a mainstay of livelihood" may provide up to **40** [60] points. It is measured by the following indicators and points:

(1) the number of years in which the applicant has hunted on or eaten from the game population, plus the number of years in which the applicant would have hunted on or eaten from the game population but did not because state regulations canceled the hunt on the game population during a given year or years, or because the state did not issue the applicant a permit to hunt on the game population for which the applicant applied; 1 point is given for each year, up to **30** [50] points; and

(2) the number of years in which a member of the applicant's household has hunted on or eaten from the game population, plus the number of years in which that member of the applicant's household would have hunted on or eaten from the game population but did not because state regulations canceled the hunt on the game population during a given year or years, or because the state did not issue that member of the applicant's household a permit to hunt on the game population for which that member of the applicant's household applied; **.333** [.2] points are given for each year, up to 10 points.

(b) The "ability of a subsistence user to obtain food if subsistence use is restricted or eliminated" may provide up to **60** [40] points. It is measured by the following indicators and points:

...

(2) the availability of food for purchase in the community where most of the applicant's household's store-bought food was purchased during the past year, which may provide up to **30** [10] points, as calculated by the department's current Tier II cost-of-food index; the number of points received by an applicant may not exceed the

points calculated by the department using the cost-of-food index for the community nearest the applicant's residence; and

(3) the cost of gasoline in the community where most of the applicant's household's gasoline was purchased during the past year, which may provide up to 30 [10] points; the number of points received by an applicant may not exceed the points calculated by the department using the cost of gasoline for the community nearest the applicant's residence.

(c) An applicant's total score is the sum of points given under (a) and (b) of this section, up to a maximum of 100 points.

ISSUE: The majority of Tier II permits issued go to urban Alaskan and subsistence users from rural Alaska have repeatedly complained that they stand little or no chance in the process. The Board is concerned about balancing permits issued so that all subsistence users have an opportunity to participate.

WHAT WILL HAPPEN IF NOTHING IS DONE? People that truly depend upon caribou as a mainstay of livelihood will be prevented from obtaining a permit.

WILL THE QUALITY OF THE RESOURCE HARVESTED OR PRODUCTS PRODUCED BE IMPROVED? Not applicable.

WHO IS LIKELY TO BENEFIT? People that truly depend upon Nelchina caribou for subsistence uses.

WHO IS LIKELY TO SUFFER? People who continue to embellish their use of the resource.

OTHER SOLUTIONS CONSIDERED? Several variations of point changes were considered.

PROPOSED BY: Alaska Board of Game as recommended by the Subsistence Implementation Committee (HQ-06S-06)

PROPOSAL 7 - 5 AAC 85.025. Hunting seasons and bag limits for caribou. Modify number of Tier II permits, and create drawing permit for caribou in GMU 13 as follows:

After the board revisits and determines a realistic amount necessary for subsistence, a regulation would read, for example, 500 caribou by Tier II permit and (the remaining number for the allowable harvest) by drawing permit. A Tier II qualified hunter is not eligible for a drawing permit.

ISSUE: The use of the entire “number able to produce” as the subsistence amount necessary for determining the number of Tier II permits for Nelchina Caribou harvest. A previous Board of Game adopted “all that can be provided” as the formula amount necessary (A.N.). A subsequent board, working the same process for moose in the same

GMU, came to a number for A.N. that was related to the historic number of households and amount of game needed. If the A.N. for Tier II moose is working, then a relationship between use and a real number can be found for Nelchina caribou. Under the present system, no new Alaskan resident can ever hope to qualify for a Tier II caribou permit. They are certainly reserved under the present findings. Children of 40-plus year Alaskan residents cannot qualify for this hunt even if they have hunted and eaten from this population since they were born, as soon as they establish their own “household.”

WHAT WILL HAPPEN IF NOTHING IS DONE? Status quo of eligible caribou hunters. Other hunters will lose all interest in supporting the management of big game in this GMU because they can’t participate.

WILL THE QUALITY OF THE RESOURCE HARVESTED OR PRODUCTS PRODUCED BE IMPROVED? Not applicable for subsistence considerations. The resource and its harvest would be unchanged by this proposal.

WHO IS LIKELY TO BENEFIT? Alaskans who can never qualify under the present A.N.S. finding.

WHO IS LIKELY TO SUFFER? Status quo.

OTHER SOLUTIONS CONSIDERED? Having the board change the Tier II criteria. Rejected because those discussions are already planned and it’s almost impossible to not discriminate by zip code asking any other question than “How long have you used/eaten resources from this population?”

PROPOSED BY: Alaska Board of Game as recommended by the Subsistence Implementation Committee (HQ- 06S-07)

PROPOSAL 8 - 5 AAC 85.025. Hunting seasons and bag limits for caribou.

...

| | | |
|----------------------|------------------|-------------|
| | Resident | |
| | Open Season | |
| | (Subsistence and | Nonresident |
| Units and Bag Limits | General Hunts) | Open Season |

...

(8)

| | | |
|----------|-------------------|----------------|
| [UNIT 13 | AUG.10 – SEPT. 20 | NO OPEN SEASON |
| | (SUBSISTENCE HUNT | |
| | ONLY) | |

OCT. 21 – MAR. 31
(SUBSISTENCE HUNT
ONLY)

ONE CARIBOU PER REGULATORY
YEAR BY TIER II PERMIT ONLY; UP
TO 10,000 PERMITS MAY BE ISSUED;
THE COMMISSIONER SHALL CLOSE
THE SEASON BY EMERGENCY
ORDER WHEN UP TO 5,000 CARIBOU
HAVE BEEN TAKEN BY TIER II
HUNTERS]

**Unit 13 A, that portion
west of the Little Nelchina River
and Tyone Creek**

**1 bull caribou per regulatory year
drawing permit only; up to
XXX permits may be issued; or**

**Sept. 1 – Sept.20
Oct. 21 Oct. 31**

**Sept. 1 – Sept. 20
Oct. 21 Oct. 31**

**1 caribou per regulatory
year by Tier II permit
only; up to 2000 permits
may be issued;**

Nov. 1 -Mar. 31

No open season

Remainder of Unit 13

**1 caribou per regulatory
year by Tier II permit
only; up to 2000 permits
may be issued; or**

**Aug. 10 – Sept. 20
Nov. 1 -Mar. 31
(Subsistence hunt
only)**

No open season

**1 bull caribou by
drawing permit only; up to
XXX permits may be issued;**

Oct. 21 Oct. 31

Oct. 21 Oct. 31

ISSUE:

WHAT WILL HAPPEN IF NOTHING IS DONE?

WILL THE QUALITY OF THE RESOURCE HARVESTED OR PRODUCTS
PRODUCED BE IMPROVED?

WHO IS LIKELY TO BENEFIT?

WHO IS LIKELY TO SUFFER?

OTHER SOLUTIONS CONSIDERED?

PROPOSED BY: Alaska Board of Game as recommended by the Subsistence
Implementation Committee (HQ- 06S-08)
