

The Board of Game approved an Agenda Change Request to consider this proposal at the Southeast Region meeting scheduled for January, 2013.

PROPOSAL 176 -5 AAC 92.095(a)(20)-Unlawful methods of taking furbearers; exceptions.

Replace the term “conibear” in the codified regulations for trapping.

(a) The following methods and means of taking furbearers under a trapping license are prohibited, in addition to the prohibitions in 5 AAC 92.080:

...

(20) in Unit 5(A), the Yakutat area, by using snares or **body-gripping** [CONIBEAR] traps **with a jaw opening greater than 8 inches across** [LARGER THAN 280], in the following areas:

- (A) within 500 yards of permanent residences in Yakutat city limits;
- (B) 500 yards inland from the mean high tide line between the intersection of Coast Guard Beach Road and the coast, and a point 1/2 mile south of the intersection of Cannon Beach Road and the coast, locally known as "the barge";
- (C) within 150 yards on either side of Cannon Beach Road; and
- (D) within 50 yards on either side of the Train Trail.

ISSUE: The Department of Fish and Game has received notification from a legal firm representing Oneida Victor Inc., manufacturer of the Conibear trap, that the name “Conibear” is a registered trademark of their company. They have requested that it be removed from Alaska Codified regulations where it is being used to represent a generic class of traps. The Department of Law is advising the Department and the Board of Game replace the term.

WHAT WILL HAPPEN IF NOTHING IS DONE? Confusion may continue to exist over applicability of the regulation for similar traps made by other manufacturers.

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

WHO IS LIKELY TO BENEFIT? Everyone benefits from clarity in regulations.

WHO IS LIKELY TO SUFFER? No one.

OTHER SOLUTIONS CONSIDERED? None.

PROPOSED BY: Alaska Department of Fish and Game
