

**ALASKA BOARD OF FISHERIES  
ALASKA BOARD OF GAME  
#92-21-JB  
DELEGATION OF AUTHORITY**

Under AS 16.05.270, the Alaska Board of Fisheries and the Alaska Board of Game delegate to the commissioner of the Department of Fish and Game authority to adopt and make regulatory changes to 5 AAC to comply with the requirements of the federal Americans with Disabilities Act (ADA), including the following:

(1) developing eligibility criteria and a process to allow meaningful access by qualified persons to a program, service, or benefit authorized by the department, as required under the ADA;

(2) taking other necessary steps as substantially described in the Department of Law's memorandum of advice of October 24, 1992 to the Commissioner.

This delegation does not authorize the commissioner to (1) adopt regulations that would allow exemptions or modifications to seasons or bag limits; or (2) approve a request for accommodation under the ADA if the respective board has previously reviewed and acted on the same request.

The commissioner is directed to adopt regulations

(1) providing for a procedure for conferring with the appropriate board chair before granting exceptions or modifications that in the aggregate would cause a significant reallocation of fish or game, alter statewide prohibitions or alter regulations directed at major conservation issues. The board chair may direct that the matter be referred to the full board before such exceptions or modifications are granted;

(2) providing that if a request is for an exception or modification to access or methods or means, the commissioner shall select the least disruptive means for accommodation, consistent with the purposes of the management goals and objectives established by the respective board and the requirements of the ADA;

(3) providing a procedure for encouraging the public, including people with disabilities, to utilize the board regulatory process whenever possible as a means of modifying board regulations.