

Proposal 124

Bear Baiting

Change “permanent dwelling” to  
“permanent domicile”

Recommendation: Neutral

Submitted by: Public

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Proposal 124

Bear Baiting

Registered Bait Sites

Year	# of bait sites
2014	2869
2015	2855
2016	2801
2017	2723
2018	2561
2019	2545
2020	2216
2021	2065
2022	2028
2023	2292
Total	24,955

Total by Region

2014-2023

R1

R2

R3

R4

R5

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Proposal 124

Bear Baiting

5 AAC 92.044(b)(5)

(5) a person may not use bait or scent lures within

- (A) one-quarter mile of a publicly maintained road, trail, or the Alaska Railroad;
- (B) one mile of a
  - (i) house or other permanent dwelling, except that bait may be used within one mile of a cabin if the cabin is on the opposite side of a major river system, as identified by the department in the permit, from the bear baiting station;
  - (ii) business; or
  - (iii) school; or
- (C) one mile of a developed campground or developed recreational facility;

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AS 16.05.940(11)

“domicile” means the true and permanent home of a person from which the person has no present intention of moving and to which the person intends to return whenever the person is away; domicile may be proved by presenting evidence acceptable to the boards of fisheries and game;

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## Proposal 124

### Bear Baiting

#### Current regulation is applicable to the structure:

- no reference to duration of occupancy,
- no reference to intent to return to the structure.
- applies to seasonally occupied cabins.

#### Proposed change is applicable to use of the structure:

- requires it to be where someone lives, full time.

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## Proposal 124

### Bear Baiting

#### Change could create new confusion:

#### What if a permanent domicile is not fixed in place?

- mobile home
- camper
- yurt

#### The rest of 5 AAC 92.044(b)(5)(i)?

(i) house or other permanent dwelling, **except that bait may be used within one mile of a cabin if the cabin is on the opposite side of a major river system, as identified by the department in the permit, from the bear baiting station;**

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Proposal 125

Bear Baiting

Define “developed recreational facility”  
and “permanent dwelling”

Recommendation: Neutral

Submitted by: Public

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Proposal 125

Bear Baiting

5 AAC 92.044(b)(5)

(5) a person may not use bait or scent lures within

- (A) one-quarter mile of a publicly maintained road, trail, or the Alaska Railroad;
- (B) one mile of a
  - (i) house or other permanent dwelling, except that bait may be used within one mile of a cabin if the cabin is on the opposite side of a major river system, as identified by the department in the permit, from the bear baiting station;
  - (ii) business; or
  - (iii) school; or
- (C) one mile of a developed campground or developed recreational facility;

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Proposal 125

Bear Baiting

“developed recreational facility”

a state-maintained multiuse area that provides services for shooting, launching of watercraft, or camping. It also must include signage and buildings that are regularly maintained for the purpose of recreation.

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# Proposal 125

## Bear Baiting

DNR 11 AAC 12.990 defines “**developed facility**”

(A) includes a building, boat ramp, campground, picnic area, rest area, visitor information center, swim beach, trailhead, parking area, and developed ski area;

(B) does not include trails or latrines more than one quarter mile from a road;

# Proposal 125

## Bear Baiting

“**permanent dwelling**”

a structure permanently fixed in place and legally owned by the public or a private individual and occupied for a minimum of 30 days per year.

Proposal 125

Bear Baiting

5 AAC 92.044(b)(5)

(5) a person may not use bait or scent lures within

- (A) one-quarter mile of a publicly maintained road, trail, or the Alaska Railroad;
- (B) one mile of a
  - (i) house or other permanent dwelling, except that bait may be used within one mile of a cabin if the cabin is on the opposite side of a major river system, as identified by the department in the permit, from the bear baiting station;
  - (ii) business; or
  - (iii) school; or
- (C) one mile of a developed campground or developed recreational facility;

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Proposal 125

Bear Baiting

Define “developed recreational facility”  
and “permanent dwelling”

Recommendation: Neutral

Submitted by: Public

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