



THE STATE
of ALASKA

GOVERNOR MICHAEL J. DUNLEAVY

Department of Fish and Game

DIVISION OF WILDLIFE CONSERVATION
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An Agenda Change Request (ACR 2) has been submitted to the Alaska Board of Game (board) requesting to add a new section to 5 AAC 92, establishing state guide concession programs and areas. The proponent is asking the board to establish Unit 19C as the pilot program for the Big Game Guide Concession Program that was established in statute by the Alaska Legislature in 2024 and 2025.

With respect to the board's Agenda Change Request (ACR) acceptance criteria (5 AAC 92.005):

- A. The department is unaware of any error in regulation; however, when the Board of Game adopted Proposal 190 at the March 2025 Statewide meeting, which established Unit 19C as the pilot program for the state guide concession program, adequate consultation with the Department of Natural Resources (DNR), as required by statute, was not documented as part of the official record, and the Department of Law rejected the new regulation as a result.
- B. The department is unaware of any effects of regulations that were unforeseen when the regulation was adopted.
- C. The department is unaware of any biological concerns.
- D. The department is unaware of any unforeseen or unexpected events that would otherwise restrict or reduce a reasonable opportunity for customary and traditional wildlife uses as defined in AS 16.05.258(f).
- E. The department is unaware of any unexpected resource situation that would cause a biologically allowable resource harvest to be precluded by delayed regulatory action.

The requested change, if accepted by the board, will allow adequate opportunity for consultation with DNR, the Big Game Commercial Services Board (BGCSB), and the department, so the board may establish the pilot program for the Big Game Guide Concession Program. This said, the legislature did not provide any funding to the department to support the work required to establish the pilot program and the department has not identified funding to support the required staff work required to work with DNR to establish the program. Additionally, the board does not have the authority to require the department to spend funds.

The next regularly scheduled board meeting for statewide regulations is during winter/spring of 2027/2028. If the board accepts this ACR, the department recommends the proposal come before the board at its March 2026 meeting in Kodiak to allow for adequate time for consultation with DNR and BGCSB and for the department to seek necessary funding.

Sincerely,

Ryan Scott

Ryan Scott

Director

Division of Wildlife Conservation