



Big Game Commercial Services  
Disciplinary Guidelines and  
Precedence

**DISCLAIMER:** The information contained within product was developed, by the Division of Corporations, Business and Professional Licensing (DCBPL), at the request of the Big Game Commercial Services (BGCS) Board, to capture recent historical discipline taken (within the preceding ten years) which allows the Board to consistently apply discipline, as provided for in accordance with (IAW) AS 08.01.075(f). The guidelines herein are a reference for Board consideration during a circumstance that may merit censure or discipline. However, each matter is considered on its individual merits. These guidelines are comprised of a range of penalties, which allow for discretion by the Board based upon the individual case specifics.

| VIOLATIONS  |  | Case Precedence (Previous Action Taken by the Board)                             |  |  |
|---|--|--|--|--|
| STATUTE/REGULATION  | CRIMINAL SANCTION  | FIRST OFFENSE  | SECOND OFFENSE   | THIRD OFFENSE  |
| AS 08.54.710(a)(1)<br>is convicted of a violation of any state or federal statute or regulation relating to hunting or to provision of big game hunting services or transportation services;  |  | 2X Criminal Fine<br>Probation up to 1 year<br>Reprimand                          | 3X Criminal Fine<br>Probation up to 2 years<br>Reprimand                             | \$5000 Fine<br>Suspension 1-3 years<br>Probation up to 2 years<br>Reprimand                                    |
| AS 08.54.710(a)(2)<br>has failed to file records or reports required under this chapter;  |  | Letter of Advisement or \$500-\$5000 Fine<br>Probation up to 1 year<br>Reprimand | 2X Previous Fine<br>Probation up to 2 years<br>Reprimand                             | 2X Previous Fine<br>Suspension 1 year<br>Probation up to 5 years<br>Reprimand                                  |
| AS 08.54.710(a)(3)<br>has negligently misrepresented or omitted a material fact on an application for any class of guide license or a transporter license;  |  | \$500-\$5000 Fine<br>Probation up to 1 year<br>Reprimand                         | \$2500 to 5000 Fine<br>Suspension 2-5 years<br>Probation up to 5 years<br>Reprimand  | Permanent Revocation   |
| AS 08.54.710(a)(4)<br>has breached a contract to provide big game hunting services or transportation services to a client.  |  | Client Restitution<br>Probation up to 1 year<br>Reprimand                        | Client Restitution<br>\$500-\$5000 Fine<br>Probation up to 2 years<br>Reprimand      | Client Restitution<br>\$500-\$5000 Fine and/or<br>Suspension 1-3 years<br>Probation up to 5 years<br>Reprimand |
| 08.54.720(a)(1)<br>person who is licensed under this chapter to knowingly fail to promptly report, unless a reasonable means of communication is not reasonably available, to the Department of Public Safety, and in no event later than 20 days, a violation of a state or federal wildlife or game, guiding, or transportation services statute or regulation that the person reasonably believes was committed by a client or an employee of the person | 08.54.720(b) guilty of a misdemeanor and is punishable by a fine of not more than \$10,000 or by imprisonment up to one year, or both.   | \$500-\$5000 Fine<br>Probation up to 2 years<br>Reprimand                        | \$500-\$5000 Fine<br>Suspension up to 1 year<br>Probation up to 2 years<br>Reprimand | \$5000 Fine<br>Suspension 2-5 years<br>Probation up to 5 years<br>Reprimand                                    |
|   | 08.54.720(f)(1) the court may order the board to suspend the guide license or transporter license of a person who commits a misdemeanor offense for a specified period of not more than three years; |  |  |  |

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| STATUTE/REGULATION   | CRIMINAL SANCTION  | FIRST OFFENSE   | SECOND OFFENSE  | THIRD OFFENSE  |
| <b>AS 08.54.720(a)(2)</b> person who is licensed under this chapter to intentionally obstruct or hinder or attempt to obstruct or hinder lawful hunting engaged in by a person who is not a client of the person   | 08.54.720(b) guilty of a misdemeanor and is punishable by a fine of not more than \$10,000 or by imprisonment up to one year, or both.   | Letter of Advisement or \$500-\$5000 Fine<br>Probation up to 5 years<br>Reprimand | 2X Previous Fine up to \$5000 and/or<br>Suspension 1 year<br>Probation up to 5 years<br>Reprimand       | \$5000 Fine<br>Suspension 1 year<br>Probation up to 5 years<br>Reprimand                                       |
|  | 08.54.720(f)(2) the court shall order the board to suspend the guide license or transporter license of a person who commits a misdemeanor offense of this section for a specified period of not less than one year and not more than five years; |   |   |  |
| <b>08.54.720(a)(3)</b> class-A assistant guide or an assistant guide to knowingly guide a big game hunt except while employed and supervised by a registered guide- outfitter;   | 08.54.720(b) guilty of a misdemeanor and is punishable by a fine of not more than \$10,000 or by imprisonment up to one year, or both.   | Client Restitution<br>Suspension 1 year<br>Probation up to 5 years<br>Reprimand   | Client Restitution<br>Up to \$5000 Fine<br>Suspension 2-5 years<br>Probation up to 5 years<br>Reprimand | Client Restitution<br>\$500-\$5000 Fine and/or<br>Suspension 1-3 years<br>Probation up to 5 years<br>Reprimand |
|  | 08.54.720(f)(1) the court may order the board to suspend the guide license or transporter license of a person who commits a misdemeanor offense for a specified period of not more than three years;   |   |   |  |
| <b>08.54.720(a)(4)</b> person who holds any class of guide license or transporter license to knowingly enter or remain on private, state, or federal land without prior authorization during the course of providing big game hunting services or transportation services; | 08.54.720 (b) guilty of a misdemeanor and is punishable by a fine of not more than \$10,000 or by imprisonment up to one year, or both.  | \$500-\$5000 Fine<br>Probation up to 5 years<br>Reprimand                         | Up to \$5000 Fine<br>Suspension 1-2 years<br>Probation up to 5 years<br>Reprimand                       | Permanent Revocation   |
|  | 08.54.720 (f) (1) the court may order the board to suspend the guide license or transporter license of a person who commits a misdemeanor offense for a specified period of not more than three years;   |   |   |  |
| <b>08.54.720(a)(5)(A)</b> registered guide-outfitter to knowingly engage in providing big game hunting services outside of (A) a game management unit for which the registered guide-outfitter is certified;   | 08.54.720(b) guilty of a misdemeanor and is punishable by a fine of not more than \$10,000 or by imprisonment up to one year, or both.   | \$500-\$5000 Fine<br>Probation up to 3 years<br>Reprimand                         | Up to \$5000 Fine<br>Suspension 1 year<br>Probation up to 5 years<br>Reprimand                          | \$5000 Fine<br>Suspension 2-5 years<br>Probation 5 years<br>Reprimand  |
|  | 08.54.720 (f) (1) the court may order the board to suspend the guide license or transporter license of a person who commits a misdemeanor offense for a specified period of not more than three years;   |   |   |  |

| VIOLATIONS  |  | Case Precedence (Previous Action Taken by the Board)                              |  |   |
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| STATUTE/REGULATION  | CRIMINAL SANCTION  | FIRST OFFENSE   | SECOND OFFENSE   | THIRD OFFENSE   |
| 08.54.720(a)(5)(B) registered guide-outfitter to knowingly engage in providing big game hunting services outside of (B) a use area for which the registered guide-outfitter is registered under AS 08.54.750 unless the registration requirement for the area has been suspended by the Department of Fish and Game | 08.54.720 (b) guilty of a misdemeanor and is punishable by a fine of not more than \$10,000 or by imprisonment up to one year, or both.  | \$500-\$5000 Fine<br>Probation up to 3 years<br>Reprimand                         | Up to \$5000 Fine<br>Suspension 1 year<br>Probation up to 5 years<br>Reprimand | \$5000 Fine<br>Suspension 2-5 years<br>Probation 5 years<br>Reprimand         |
|   | 08.54.720 (f) (1) the court may order the board to suspend the guide license or transporter license of a person who commits a misdemeanor offense for a specified period of not more than three years; |   |  |   |
| 08.54.720(a)(6) person to knowingly guide without having a current registered guide-outfitter, class-A assistant guide, or assistant guide license and a valid Alaska hunting license in actual possession;   | 08.54.720(b) guilty of a misdemeanor and is punishable by a fine of not more than \$10,000 or by imprisonment up to one year, or both.   | Letter of Advisement or \$500-\$5000 Fine<br>Probation up to 3 years<br>Reprimand | Up to \$5000 Fine<br>Suspension 1 year<br>Probation up to 5 years<br>Reprimand | \$5000 Fine<br>Suspension 2-5 years<br>Probation up to 5 years<br>Reprimand   |
| 08.54.720(a)(7) registered guide- outfitter to knowingly fail to comply with AS 08.54.610 (e);  | 08.54.720(b) guilty of a misdemeanor and is punishable by a fine of not more than \$10,000 or by imprisonment up to one year, or both.   | \$500-\$1500 Fine<br>Probation up to 1 year<br>Reprimand                          | 2X Previous Fine<br>Probation up to 2 years<br>Reprimand                       | \$5000 Fine<br>Suspension 1 year<br>Probation up to 5 years<br>Reprimand      |
|   | 08.54.720(f)(1) the court may order the board to suspend the guide license or transporter license of a person who commits a misdemeanor offense for a specified period of not more than three years;   |   |  |   |
| 08.54.720(a)(8)(A) person who is licensed under this chapter to knowingly (A) commit or aid in the commission of a violation of this chapter, a regulation adopted under this chapter, or a state or federal wildlife or game statute or regulation   | 08.54.720(c) a misdemeanor and is punishable by a fine of not more than \$30,000 or by imprisonment up to one year, or both.   | \$1000-\$4000 Fine<br>Probation up to 1 year<br>Reprimand                         | 2X Previous Fine<br>Probation up to 2 years<br>Reprimand                       | 2X Previous Fine<br>Suspension 1 year<br>Probation up to 5 years<br>Reprimand |
|   | 08.54.720(f)(1) the court may order the board to suspend the guide license or transporter license of a person who commits a misdemeanor offense for a specified period of not more than three years;   |   |  |   |

| VIOLATIONS  |   | Case Precedence (Previous Action Taken by the Board)   |   |  |
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| STATUTE/REGULATION  | CRIMINAL SANCTION   | FIRST OFFENSE  | SECOND OFFENSE  | THIRD OFFENSE  |
| 08.54.720(a)(8)(B)<br>person who is licensed under this chapter to knowingly (B) permit the commission of a violation of this chapter, a regulation adopted under this chapter, or a state or federal wildlife or game statute or regulation that the person knows or reasonably believes is being or will be committed without (i) attempting to prevent it, short of using force; and (ii) reporting the violation; | 08.54.720(c) a misdemeanor and is punishable by a fine of not more than \$30,000 or by imprisonment up to one year, or both.<br><br>the court shall order the board to suspend the guide license or transporter license of a person who commits a misdemeanor offense set out in (a)(2) or (9) - (14) of this section for a specified period of not less than one year and not more than five years | \$1000-\$4000 Fine<br>Probation up to 1 year<br>Reprimand  | 2X Previous Fine<br>Probation up to 2 years<br>Reprimand  | 2X Previous Fine<br>Suspension 1 year<br>Probation up to 5 years<br>Reprimand  |
| 08.54.720(a)(9)<br>person without a current registered guide-outfitter license to knowingly guide, advertise as a registered guide-outfitter, or represent to be a registered guide-outfitter   | 08.54.720(c) a misdemeanor and is punishable by a fine of not more than \$30,000 or by imprisonment up to one year, or both.<br><br>08.54.720(f)(2) the court shall order the board to suspend the guide license or transporter license of a person who commits a misdemeanor offense of this section for a specified period of not less than one year and not more than five years;                | \$1000 to \$3000 Fine<br>Restitution and/or<br>Suspension 1 year<br>Probation up to 5 years<br>Reprimand | Up to \$5000 Fine<br>Restitution and/or<br>Suspension 1 - 3 years<br>Probation up to 5 years<br>Reprimand | \$5000 Fine<br>Restitution and/or<br>Suspension 2 - 5 years<br>Probation 5 years<br>Reprimand or<br>Permanent Revocation |
| 08.54.720(a)(10)<br>person without a current master guide-outfitter license to knowingly advertise as, or represent to be, a master guide-outfitter;  | 08.54.720(c) a misdemeanor and is punishable by a fine of not more than \$30,000 or by imprisonment up to one year, or both.<br><br>08.54.720(f)(2) the court shall order the board to suspend the guide license or transporter license of a person who commits a misdemeanor offense of this section for a specified period of not less than one year and not more than five years;                | \$1000 to \$3000 Fine<br>Restitution and/or<br>Suspension 1 year<br>Probation up to 5 years<br>Reprimand | Up to \$5000 Fine<br>Restitution and/or<br>Suspension 1 - 3 years<br>Probation up to 5 years<br>Reprimand | \$5000 Fine<br>Restitution and/or<br>Suspension 2 - 5 years<br>Probation 5 years<br>Reprimand or<br>Permanent Revocation |
| 08.54.720(a)(11)<br>person without a current registered guide-outfitter license to knowingly outfit a big game hunt, provide outfitting services, advertise as an outfitter of big game hunts, or represent to be an outfitter of big game hunts  | 08.54.720(c) a misdemeanor and is punishable by a fine of not more than \$30,000 or by imprisonment up to one year, or both.<br><br>08.54.720(f)(2) the court shall order the board to suspend the guide license or transporter license of a person who commits a misdemeanor offense of this section for a specified period of not less than one year and not more than five years;                | \$1000 to \$3000 Fine<br>Restitution and/or<br>Suspension 1 year<br>Probation up to 5 years<br>Reprimand | Up to \$5000 Fine<br>Restitution and/or<br>Suspension 1 - 3 years<br>Probation up to 5 years<br>Reprimand | \$5000 Fine<br>Restitution and/or<br>Suspension 2 - 5 years<br>Probation 5 years<br>Reprimand or<br>Permanent Revocation |

| VIOLATIONS  |  | Case Precedence (Previous Action Taken by the Board)                                    |   |   |
|---|--|---|---|---|
| STATUTE/REGULATION  | CRIMINAL SANCTION  | FIRST OFFENSE   | SECOND OFFENSE  | THIRD OFFENSE   |
| 08.54.720(a)(12)<br>person to knowingly provide transportation services to big game hunters without holding a current registered guide-outfitter license or transporter license       | 08.54.720(c) a misdemeanor and is punishable by a fine of not more than \$30,000 or by imprisonment up to one year, or both.   | \$1000-\$4000 Fine<br>Probation up to 1 year<br>Reprimand                               | Up to \$5000 Fine<br>Suspension 1 - 2 years<br>Probation up to 5 years<br>Reprimand | \$5000 Fine<br>Suspension 2 - 5 years<br>Probation 5 years<br>Reprimand |
|   | 08.54.720(f)(2) the court shall order the board to suspend the guide license or transporter license of a person who commits a misdemeanor offense of this section for a specified period of not less than one year and not more than five years;   |   |   |   |
| 08.54.720(a)(13)<br>person without a current transporter license to knowingly advertise as, or represent to be, a transporter   | 08.54.720(c) a misdemeanor and is punishable by a fine of not more than \$30,000 or by imprisonment up to one year, or both.   | \$500 to \$2000 Fine<br>Probation up to 1 year<br>Reprimand                             | 2X Previous Fine<br>Suspension 1 year<br>Probation up to 5 years<br>Reprimand       | \$5000 Fine<br>Suspension 2 - 5 years<br>Probation 5 years<br>Reprimand |
|   | 08.54.720(f)(2) the court shall order the board to suspend the guide license or transporter license of a person who commits a misdemeanor offense of this section for a specified period of not less than one year and not more than five years;   |   |   |   |
| 08.54.720(a)(14)<br>class-A assistant guide or an assistant guide to knowingly contract to guide or outfit a hunt   | 08.54.720(c) a misdemeanor and is punishable by a fine of not more than \$30,000 or by imprisonment up to one year, or both.   | \$1000 to \$5000 Fine<br>Suspension 1 - 3 years<br>Probation up to 5 years<br>Reprimand | Permanent Revocation  |   |
|   | 08.54.720(f)(2) the court shall order the board to suspend the guide license or transporter license of a person who commits a misdemeanor offense of this section for a specified period of not less than one year and not more than five years;   |   |   |   |
| 08.54.720(a)(15)<br>person licensed under this chapter to knowingly violate a state statute or regulation prohibiting waste of a wild food animal or hunting on the same day airborne | 08.54.720(d)(1) for a first offense, of a misdemeanor and is punishable by a fine of not more than \$30,000 or by imprisonment up to one year, or both   | \$3000 to \$5000 Fine<br>Suspension 1 - 3 years<br>Probation 5 years<br>Reprimand       | Permanent Revocation  |   |
|   | 08.54.720(d)(2) for a second or subsequent offense, of a class C felony  |   |   |   |
|   | 08.54.720(f)(3) the court shall order the board to suspend the guide license or transporter license for a specified period of not less than three years, or to permanently revoke the guide license or transporter license, of a person who commits an offense set out in (a)(15) or (16) of this section; | Per Court Order   | Permanent Revocation  |   |

| VIOLATIONS  |   | Case Precedence (Previous Action Taken by the Board)        |  |  |
|---|---|---|--|--|
| STATUTE/REGULATION  | CRIMINAL SANCTION   | FIRST OFFENSE   | SECOND OFFENSE   | THIRD OFFENSE  |
| 08.54.720(a)(16)<br>person to knowingly provide big game hunting services or transportation services during the period for which the person's license to provide that service is suspended or revoked   | 08.54.720(e) class C felony<br>08.54.720(f)(3) the court shall order the board to suspend the guide license or transporter license for a specified period of not less than three years, or to permanently revoke the guide license or transporter license, of a person who commits an offense set out in (a)(15) or (16) of this section; | Per Court Order   | Permanent Revocation                                     |  |
| 08.54.720(a)(17)(A)<br>registered guide-outfitter, except in the defense of life or property, to knowingly personally take (A) big game while accompanying a client in the field;   | 08.54.720(b) guilty of a misdemeanor and is punishable by a fine of not more than \$10,000 or by imprisonment up to one year, or both.  | \$500 to \$1500 Fine<br>Probation up to 1 year<br>Reprimand | 2X Previous Fine<br>Probation up to 2 years<br>Reprimand | \$5000 Fine<br>Suspension 1 - 3 years<br>Probation 5 years         |
|   | 08.54.720(f)(1) the court may order the board to suspend the guide license or transporter license of a person who commits a misdemeanor offense for a specified period of not more than three years;  |   | Per Court Order  | Per Court Order  |
| 08.54.720(a)(17)(B)<br>registered guide-outfitter, except in the defense of life or property, to knowingly personally take (B) a species of big game if the registered guide-outfitter is under contract with a client to provide a guided hunt for that species of big game and the client is in the field   | 08.54.720(b) guilty of a misdemeanor and is punishable by a fine of not more than \$10,000 or by imprisonment up to one year, or both.  | \$500 to \$1500 Fine<br>Probation up to 1 year<br>Reprimand | 2X Previous Fine<br>Probation up to 2 years<br>Reprimand | \$5000 Fine<br>Suspension 1 year<br>Probation 5 years<br>Reprimand |
|   | 08.54.720(f)(1) the court may order the board to suspend the guide license or transporter license of a person who commits a misdemeanor offense for a specified period of not more than three years;  |   | Per Court Order  | Per Court Order  |
| 08.54.720(a)(18)<br>person who is licensed as a registered guide-outfitter, a class-A assistant guide, or an assistant guide, except in the defense of life or property, to knowingly personally take big game while a client of the registered guide-outfitter by whom the person is employed is in the field unless the person is not participating in, supporting, or otherwise assisting in providing big game hunting services to a client of the registered guide-outfitter by whom the person is employed; | 08.54.720(b) guilty of a misdemeanor and is punishable by a fine of not more than \$10,000 or by imprisonment up to one year, or both.  | \$500 to \$1500 Fine<br>Probation up to 1 year<br>Reprimand | 2X Previous Fine<br>Probation up to 2 years<br>Reprimand | \$5000 Fine<br>Suspension 1 year<br>Probation 5 years              |
|   | 08.54.720(f)(1) the court may order the board to suspend the guide license or transporter license of a person who commits a misdemeanor offense for a specified period of not more than three years;  |   | Per Court Order  | Per Court Order  |

| VIOLATIONS   |  | Case Precedence (Previous Action Taken by the Board)        |  |   |
|--|--|---|--|---|
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| <b>08.54.720(a)(19)</b><br>person who is licensed as a transporter, or who provides transportation services under a transporter license, to knowingly accompany or remain in the field with a big game hunter who is a client of the person except as necessary to perform the specific duties of embarking or disembarking big game hunters, their equipment, or big game animals harvested by hunters; this paragraph does not apply to a person who holds both a transporter license and a registered guide-outfitter license issued under this chapter when the person has a contract to provide guiding services for the client   | 08.54.720(b) guilty of a misdemeanor and is punishable by a fine of not more than \$10,000 or by imprisonment up to one year, or both.   | \$500 to \$1500 Fine<br>Probation up to 1 year<br>Reprimand | 2X Previous Fine<br>Probation up to 2 years<br>Reprimand | \$5000 Fine<br>Suspension 1 year<br>Probation 5 years |
|  | 08.54.720(f)(1) the court may order the board to suspend the guide license or transporter license of a person who commits a misdemeanor offense for a specified period of not more than three years; |   | Per Court Order  | Per Court Order                                       |
| AS 08.54.720(f)(4) all guns, fishing tackle, boats, aircraft, automobiles, or other vehicles, camping gear, and other equipment and paraphernalia used in, or in aid of, a violation of (a) of this section may be seized by persons authorized to enforce this chapter and may be forfeited to the state as provided under AS 16.05.195.  |  |   |  |   |
| AS 08.54.720(g) Upon conviction of a person for committing an offense set out in (a) of this section, the execution of sentence may not be suspended and probation may not be granted except on the condition that the minimum term of imprisonment is served. Imposition of sentence may not be suspended   |  |   |  |   |
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