CS FOR HOUSE BILL NO. 179(FSH)

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - SECOND SESSION

BY THE HOUSE SPECIAL COMMITTEE ON FISHERIES

Offered: 2/15/96
Referred: Health, Education and Social Services, Finance

Sponsor(s): REPRESENTATIVE THERIAULT

A BILL

FOR AN ACT ENTITLED

"An Act relating to the commissioner of education and the commissioner of fish and game; and providing for an effective date."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

* Section 1. AS 14.07.145(c) is amended to read:
  (c) The commissioner serves at the pleasure of the board and may not be appointed by the board for a fixed term [OF OFFICE NOT TO EXCEED FIVE YEARS. THE COMMISSIONER MAY BE REMOVED DURING A TERM OF OFFICE BY FOUR MEMBERS OF THE BOARD FOR CAUSE AS DEFINED IN THIS SECTION].

* Sec. 2. AS 16.05.010 is amended to read:
  Sec. 16.05.010. COMMISSIONER OF FISH AND GAME. The commissioner is the principal executive officer of the Department of Fish and Game. The commissioner shall be a qualified executive with knowledge of the requirements for the protection, management, conservation, and restoration of the fish and game
resources of the state. [THE COMMISSIONER SHALL BE APPOINTED FOR A
TERM OF FIVE YEARS.]

* Sec. 3. AS 44.39.030 is amended to read:

Sec. 44.39.030. APPOINTMENT [AND TERM OF OFFICE] OF
COMMISSIONER. The governor shall appoint the commissioner of fish and game
from a list of qualified persons nominated by the Board of Fisheries and the Board of
Game meeting in joint session, subject to the right of the governor to request
additional nominations. The appointment shall be confirmed by a majority of the
members of the legislature in joint session. The commissioner of fish and game serves
at the pleasure of the governor and may not be appointed for a fixed term [OF
FIVE YEARS].

* Sec. 4. AS 44.39.050 is amended to read:

Sec. 44.39.050. REMOVAL OF COMMISSIONER. The Board of Fisheries
or the Board of Game may submit a resolution to the governor requesting the removal
of the commissioner. The resolution shall set out the grounds for the request and the
governor shall give the commissioner and both boards an opportunity to be heard. The
final decision to remove or retain the commissioner shall be made by the governor.
The governor may also remove the commissioner without being requested to do
so by a board.

* Sec. 5. AS 14.07.145(f) is repealed.

* Sec. 6. This Act applies to appointments made by the Board of Education and the
governor, as applicable, on or after the effective date of this Act.

* Sec. 7. This Act takes effect immediately under AS 01.10.070(c).