

HOUSE BILL NO. 87

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTIETH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVES STUTES, Ortiz, Kreiss-Tomkins

Introduced: 1/30/17

Referred: House Special Committee on Fisheries, Resources

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to participation in matters before the Board of Fisheries and the Board**
2 **of Game by the members of the respective boards; and providing for an effective date."**

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

4 *** Section 1.** AS 39.52.120 is amended by adding new subsections to read:

5 (g) Notwithstanding any other provision of this chapter, a public officer who
6 is member of the Board of Fisheries may deliberate on a matter before the board even
7 if the public officer, or an immediate family member of the public officer, has a
8 personal or financial interest in the matter because the public officer or immediate
9 family member holds a permit or license issued under AS 16.05, AS 16.40.261,
10 16.40.271, or AS 16.43. Before deliberating, the public officer shall disclose the
11 interest on the record. If a majority of the board members voting determine that a
12 conflict exists, then the public officer may not vote on the matter.

13 (h) Notwithstanding any other provision of this chapter, a public officer who
14 is a member of the Board of Game may deliberate on a matter before the board even if

1 the public officer, or an immediate family member of the public officer, has a personal
 2 or financial interest in the matter because the public officer or immediate family
 3 member holds a permit or license issued under AS 08.54 or AS 16.05. Before
 4 deliberating, the public officer shall disclose the interest on the record. If a majority of
 5 the board members voting determine that a conflict exists, then the public officer may
 6 not vote on the matter.

7 (i) In this section, "immediate family member" means

8 (1) the spouse of the public officer;

9 (2) a person cohabiting with the public officer in a relationship that is
 10 like a marriage but is not a legal marriage; or

11 (3) a parent, sibling, or child, including a stepchild and an adopted
 12 child, of the public officer if the parent, sibling, or child

13 (A) resides with the public officer;

14 (B) is financially dependent on the public officer; or

15 (C) shares a substantial financial interest with the public
 16 officer.

17 * **Sec. 2.** AS 29.52.120(g), enacted by sec. 1 of this Act, is amended to read:

18 (g) Notwithstanding any other provision of this chapter, a public officer who
 19 is member of the Board of Fisheries may deliberate on a matter before the board even
 20 if the public officer, or an immediate family member of the public officer, has a
 21 personal or financial interest in the matter because the public officer or immediate
 22 family member holds a permit or license issued under AS 16.05 [, AS 16.40.261,
 23 16.40.271,] or AS 16.43. Before deliberating, the public officer shall disclose the
 24 interest on the record. If a majority of the board members voting determine that a
 25 conflict exists, then the public officer may not vote on the matter.

26 * **Sec. 3.** Section 1 of this Act takes effect immediately under AS 01.10.070(c).

27 * **Sec. 4.** Section 2 of this Act takes effect January 1, 2019.