

LEGAL SERVICES

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MEMORANDUM

March 16, 2013

SUBJECT: Sectional summary (Work Order No. 28-LS0211\N)

TO: Senator Kevin Meyer
Attn: Edra Morledge

FROM: Alpheus Bullard 
Legislative Counsel

You have requested a sectional summary of the above-described bill.

As a preliminary matter, note that a sectional summary of a bill should not be considered an authoritative interpretation of the bill and the bill itself is the best statement of its contents. If you would like an interpretation of the bill as it may apply to a particular set of circumstances, please advise.

Section 1. States the purpose of the bill.

Section 2. Adds the Sport Fishing Guide Services Board (board) to the applicability section of the "Centralized Licensing" chapter of AS 08 (Business and Professions).

Section 3. Provides a termination date of June 30, 2019 for the board.

Section 4. Adds a new chapter "Sport Fishing Guide-outfitters and Related Occupations" to AS 08.

Sec. 08.57.010. Creates the board. Provides for board member qualifications, the manner of members' appointment, and the length of member terms.

Sec. 08.57.020. Provides that state agencies will provide the board with certain information.

Sec. 08.57.030. Establishes the duties and powers of the board.

Sec. 08.57.100. Provides that certain persons are not eligible for licensure under the chapter.

Secs. 08.57.110, 08.57.120, 08.57.130 and 08.57.140. Establish, respectively, the qualifications for a sport fishing guide outfitter license, outfitter license, assistant guide license, and transporter license.

Sec. 08.57.150. Provides for renewal of licenses issued under the chapter.

Sec. 08.57.160. Establishes insurance requirements for sport fishing guide-outfitters, outfitters, and transporters.

Sec. 08.57.200. Provides the disciplinary sanctions and establishes the grounds for the sanctions under the chapter.

Sec. 08.57.210. Provides what are unlawful acts for persons licensed under the chapter.

Sec. 08.57.220. Makes a sport fishing guide-outfitter, outfitter, or transporter equally responsible for certain violations of the chapter committed by a person who is employed by the guide-outfitter, outfitter, or transporter.

Sec. 08.57.230. Requires a sport fishing guide-outfitter, outfitter, or transporter to comply with certain reporting requirements added by sec. 6 of the bill.

Sec. 08.57.240. Provides that the Department of Commerce, Community, and Economic Development will establish the fees for licenses, guide use area registration, and exams.

Sec. 08.57.490. Provides definitions for the chapter.

Section 5. Amends AS 16.05.395 to conform with the bill's creation of AS 08.57 and establishment of the board.

Section 6. Requires the Department of Fish and Game to collect certain information and records from sport fishing guide-outfitters, outfitters, and transporters. Provides for the confidentiality, uses, distribution, and storage of that information.

Section 7. Amends AS 25.27.244(s)(2) to conform with the bill's creation of AS 08.57 and the licensing changes made by the bill.

Section 8. Amends AS 41.21.506(b) to conform with the bill's creation of AS 08.57 and the licensing changes made by the bill.

Section 9. Extends the sunset date of certain sections relating to sport fishing operators and guides so that the current statutory requirements for operator and guide licensing remain in effect until the effective date of certain provisions of the bill.

Section 10. Repeals sections 22 and 31, ch. 58, SLA 2010, sections related to sport fishing operators and sport fishing guides that have a conditional effective date, in order to conform with changes made in this bill.

Section 11. Provides for the initial appointment of members of the board.

Section 12. Establishes in uncodified law, a process for administering exams and accepting license applications for sport fishing guide-outfitter licenses, outfitter licenses, assistant guide licenses, and transporter licenses before the effective date of certain provisions of the bill.

Section 13. Repeals a conditional effective date in order to conform with changes made in this bill.

Sections 14 and 15. Provide effective dates for the bill's provisions.