

## Sen. Chris Birch

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**From:** M C <mccrary907@gmail.com>  
**Sent:** Tuesday, February 19, 2019 7:50 PM  
**To:** Sen. Chris Birch  
**Cc:** Sen. Click Bishop; Sen. John Coghill; Sen. Cathy Giessel; Sen. Scott Kawasaki; Sen. Jesse Kiehl; Sen. Lora Reinbold  
**Subject:** Sunset or very limited BGCSB extension

Dear Senate Resources Chair and Committee Members:

There is a legitimate concern that this Board does not collect enough in licensing fees to properly conduct investigations and see them through to adjudication in an appropriate; public interest, manner.

It should be acknowledged that each of the last three Big Game Commercial Services Board (BGCSB) Audits speak directly of a significant case backlog of licensing violations attributed mostly to licensed guides and not assistant guides or transporters. Today, this backlog of cases should be recognized for what it is, a chronic problem for the public.

It is also important to recognize this case backlog problem is; among the 40+ boards managed by Division of Corporations, Business, and Profession Licensing (DCBPL), a long term issue that is nearly; if not literally, a problem exclusive to this Board.

After at least 3 Audits pointing out this case backlog issue, the legislature has not yet provided the needed direction or clarity to the Division of Corporations, Business, and Profession Licensing (DCBPL) required to address and correct the conduct and interaction/relationship between BGCSB and DCBPL necessary to a) overcome a perpetual case backlog issue and b) demonstrate the BGCSB can remain solvent while doing so.

As a reminder to the Committee, this board is coming off a 2 year extension that essentially demanded BGCSB/DCBPL focus on correcting the operating deficit of the board "or else".

It is notable the chronic backlog of non adjudicated cases was apparently not clearly defined two years ago as also being a problem that needed to be solved by now. So it does appear that a 2 year extension; giving clear direction provided by the Legislature to DCBL/BGCSB, could provide reasonable incentive and motivation for DCBPL/BGCSB to get it right.

As it now stands DCBPL/BGCSB recent collaboration to create a system of settling violations by "consent agreements" (*SB91 for guides*) likely only served to defer costs in order to make a claim at the 11th hour that "BGCSB" is operating in the black. Basically, DCBPL/BGCSB 'consent agreements' cooked the books on the deficit so remains a legitimate question whether DCBPL/BGCSB could maintain a current case load and operate in the black.

Providing DCBPL/BGCSB two years to clear the backlog of cases validates whether licensing fees collected are adequate to support and maintain a balanced budget for this Board.

Kicking the can down the road for 6 more years is not in the public interest and it is worth noting that this board Sunset for a decade (95-05) and that did not create a public crisis.

Thank you for your time.  
mike mccrary