HOUSE BILL NO. 87

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTIETH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVE STUTES

Introduced: 1/30/17
Referred: House Special Committee on Fisheries, Resources

A BILL

FOR AN ACT ENTITLED

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

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

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

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

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

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

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

(1) the spouse of the public officer;

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

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

(A) resides with the public officer;

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

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

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

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

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

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