

HOUSE BILL NO. 542

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - SECOND SESSION

BY THE HOUSE COMMUNITY AND REGIONAL AFFAIRS COMMITTEE

Introduced: 3/13/96

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 by
2 members of the board."

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

4 * **Section 1. PURPOSE.** The purpose of this Act is to preserve and enhance the ability
5 of the Board of Fisheries to act as a lay board. To accomplish this goal, this Act requires
6 members of the board to participate in the issues that come before the board even though the
7 members have a personal or financial interest in the matter by virtue of their participation in
8 a fishery.

9 * **Sec. 2.** AS 39.52.120(c) is amended to read:

10 (c) In addition to other provisions of this section, a public officer who is a
11 member of the [BOARD OF FISHERIES OR THE] Board of Game may not act on
12 a matter before the board if the public officer has not disclosed in the manner set out
13 in AS 39.52.220 all personal or financial interests in a business or organization relating
14 to fish or game resources.

1 * **Sec. 3.** AS 39.52.120 is amended by adding a new subsection to read:

2 (d) Notwithstanding the prohibition against taking or withholding official
3 action in (b)(4) of this section, a public officer who is a member of the Board of
4 Fisheries must participate in matters before the board even if the member has a
5 personal or financial interest in the matter. Before participating, the member shall
6 disclose the interest on the record. Disclosure under this subsection is not subject to
7 AS 39.52.220. Participation in a matter before the board after disclosure is not
8 considered to be a use of state facilities to benefit personal or financial interests under
9 (b)(3) of this section. AS 39.52.240 does not apply to matters related to this
10 subsection.