

**SENATE BILL NO. 69**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-THIRD LEGISLATURE - FIRST SESSION

**BY SENATOR WAGONER**

**Introduced: 2/14/03**

**Referred: State Affairs, Resources**

**A BILL**

**FOR AN ACT ENTITLED**

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

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

4 \* **Section 1.** The uncodified law of the State of Alaska is amended by adding a new section  
5 to read:

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

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

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

1 to [FISH OR] game resources.

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

3 (e) Notwithstanding any other provision of this chapter, a personal or financial  
4 interest in a matter does not disqualify a member of the Board of Fisheries from  
5 participating in matters before the board. 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.

11 \* **Sec. 4.** This Act takes effect immediately under AS 01.10.070(c).