

Original sponsor: Commerce Committee

Offered: 4/25/80  
Referred: Rules

1 IN THE SENATE

BY THE COMMERCE COMMITTEE

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CS FOR SENATE BILL NO. 574

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IN THE LEGISLATURE OF THE STATE OF ALASKA

4

ELEVENTH LEGISLATURE - SECOND SESSION

5

A BILL

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For an Act entitled: "An Act continuing the existence of the Guide Licensing and Control Board and amending the law relating to its powers and responsibilities; and providing for an effective date."

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

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\* Section 1. AS 08.54.010 is amended to read:

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\* Sec. 2. AS 08.54.020 is amended to read:

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Sec. 08.54.020. APPOINTMENT AND TERM OF OFFICE. The members of the board shall be appointed by the governor and confirmed by the legislature for staggered terms of three years or until their successors are appointed. Initial terms are as follows: three members for one year, two members for two years, and two members for three years. A member may be removed at the pleasure of the governor. A person may not be appointed to the board for more than two consecutive terms.

1 \* Sec. 3. AS 08.54.030 is amended to read:

2           Sec. 08.54.030. CHAIRMAN OF BOARD. The board shall annually elect  
3 one of its members as chairman and one of its members as vice-chairman.  
4 A person elected as chairman may not serve for more than two consecutive  
5 years.

6 \* Sec. 4. AS 08.54.170(a) is amended to read:

- 7           (a) License fees for engaging in the profession of guiding are:
- 8               (1) master guide license, biennial [ANNUAL]. . . \$200 [\$75]
  - 9               (2) registered guide license, biennial [ANNUAL]. \$200 [75]
  - 10              (3) class-A assistant guide, biennial [ANNUAL] . \$ 50 [15]
  - 11              (4) assistant guide license, biennial [ANNUAL] . \$ 30 [10]

12 \* Sec. 5. AS 08.54 is amended by adding a new section to read:

13           Sec. 08.54.182. EXAMINATION. The qualification examination re-  
14 quired to be passed by persons seeking licensure under AS 08.54.100 and  
15 08.54.110 shall be administered twice a year in both Juneau and  
16 Anchorage.

17 \* Sec. 6. AS 08.54.190(a) is amended to read:

18           (a) A master guide, registered guide, class-A assistant guide, or  
19 assistant guide [OR TRANSPORTER] license expires on December 31 of the  
20 calendar year following the calendar year in which the license was issued  
21 [FOLLOWING ISSUANCE].

22 \* Sec. 7. AS 08.54.190(b) is amended to read:

23           (b) No license may be issued to a class-A assistant guide or  
24 assistant guide who has failed to renew his license for four [TWO]  
25 consecutive years unless he again meets the qualifications for initial  
26 issuance of the license.

27 \* Sec. 8. AS 08.54.200(a) is amended to read:

28           (a) The board shall hold a hearing to determine if disciplinary  
29 action is necessary if

1 (1) complaints concerning the licensee have been filed with  
2 the board from three or more clients of separate parties within the past  
3 five years; or

4 (2) [A LICENSEE HAS BEEN CHARGED WITH A VIOLATION OF FEDERAL  
5 OR STATE SPORT FISH, GAME OR GUIDE STATUTES OR REGULATIONS; OR]

6 (3) a licensee has been convicted of a violation of federal  
7 or state sport fish, game or guide statute or regulation.

8 \* Sec. 9. AS 08.54.200(c) is amended to read:

9 (c) After a hearing, the board shall revoke, suspend, or deny re-  
10 newal of a license if the board finds that the licensee

11 (1) does not meet the qualifications specified by statute or  
12 regulation for the class of license held;

13 (2) is incompetent as a master guide, registered guide,  
14 class-A assistant guide, or assistant guide;

15 (3) has been convicted of two violations of federal or state  
16 sport fish, game or guide statutes or regulations within the past five  
17 years.

18 \* Sec. 10. AS 08.54.210(a)(1) is amended to read:

19 (1) a master guide, registered guide, class-A assistant  
20 guide, or assistant guide [OR TRANSPORTER] to fail to timely report to  
21 the Department of Public Safety, division of fish and wildlife protec-  
22 tion, and in no event later than 30 days, violations by a client of a  
23 state fish, game or guiding statute or regulation;

24 \* Sec. 11. AS 08.54.210(a)(2) is amended to read:

25 (2) a master guide, registered guide, class A assistant  
26 guide, or assistant guide [OR TRANSPORTER] to aid the commission of a  
27 violation of this chapter or of AS 16.05 or a regulation adopted [PROMUL-  
28 GATED] under either chapter, or permit the commission of a violation in  
29 his sight without attempting to prevent it, short of using force, and

1 without reporting it;

2 \* Sec. 12. AS 08.54.210(a)(4) is amended to read:

3 (4) a person to advertise as or represent himself to be a  
4 licensed master guide, registered guide, class-A assistant guide, or  
5 assistant guide [OR TRANSPORTER] without being currently licensed, or to  
6 falsely advertise services;

7 \* Sec. 13. AS 44.41.020 is amended to read:

8 Sec. 44.41.020. DUTIES OF DEPARTMENT. (a) The Department of  
9 Public Safety shall administer functions relative to the protection of  
10 life and property.

11 (b) The Department of Public Safety shall administer the Guide  
12 Licensing and Control Board established under AS 08.54.010.

13 \* Sec. 14. AS 08.03.010(c) is amended by adding a new paragraph to read:

14 (2) Guide Licensing and Control Board (AS 08.54.010) --  
15 June 30, 1984.

16 \* Sec. 15. AS 08.01.010(20); AS 08.03.010(b)(7); AS 08.54.100(5), 08.54.-  
17 110(12), 08.54.142, 08.54.144, 08.54.146, 08.54.170(c), 08.54.240(5); and  
18 AS 16.05.340(e) are repealed.

19 \* Sec. 16. This Act takes effect immediately in accordance with AS 01.10.-  
20 070(c).

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