

SENATE CS FOR CS FOR HOUSE BILL NO. 65 (RESOURCES)

IN THE LEGISLATURE OF THE STATE OF ALASKA

SEVENTEENTH LEGISLATURE - SECOND SESSION

BY THE SENATE RESOURCES COMMITTEE

Offered: 5/2/92
Referred: Finance

Sponsor(s): REPRESENTATIVES DAVIDSON, Koponen, Moyer

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to membership on the Board of Fisheries and Board of Game; relating
2 to disclosures under the Alaska Executive Branch Ethics Act by members of the Board
3 of Fisheries and Board of Game; and repealing certain references to the Board of
4 Fisheries and Board of Game."

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

6 * **Section 1.** AS 16.05.221 is amended to read:

7 Sec. 16.05.221. **BOARDS OF FISHERIES AND GAME.** (a) For purposes of the
8 conservation and development of the fishery resources of the state, there is created the Board of
9 Fisheries composed of seven members appointed by the governor, subject to confirmation by a
10 majority of the members of the legislature in joint session. The governor shall appoint each
11 member on the basis of interest in public affairs, good judgment, knowledge, and ability in
12 the field of action of the board, and with a view to providing diversity of interest and points
13 of view in the membership. The appointed members shall be residents of the state and shall
14 be appointed without regard to political affiliation or geographical location of residence. The

1 commissioner is not a member of the Board of Fisheries, but shall be ex officio secretary.

2 (b) For purposes of the conservation and development of the game resources of the state,
3 there is created a Board of Game composed of seven members appointed by the governor, subject
4 to confirmation by a majority of the members of the legislature in joint session. The governor
5 shall appoint each member on the basis of interest in public affairs, good judgment,
6 knowledge, and ability in the field of action of the board, and with a view to providing
7 diversity of interest and points of view in the membership. The appointed members shall be
8 residents of the state [,] and shall be appointed without regard to political affiliation or
9 geographical location of residence. The commissioner is not a member of the Board of Game,
10 but shall be ex officio secretary.

11 * Sec. 2. AS 16.05.221 is amended by adding a new subsection to read:

12 (c) Members of the Board of Fisheries or Board of Game serve staggered terms of three
13 years and until a successor is appointed. An appointment to fill a vacancy in the membership
14 of the Board of Fisheries or Board of Game shall be made in the same manner as the original
15 appointment and for the balance of the unexpired term.

16 * Sec. 3. AS 16.05.280 is amended to read:

17 Sec. 16.05.280. REMOVAL OF BOARD MEMBERS. The governor may only remove
18 a board member for inefficiency, neglect of duty, or misconduct in office, or because the
19 member while serving on the board is convicted of a misdemeanor for violating a statute
20 or regulation related to fish or game or of a felony, and shall do so by delivering to the
21 member a written copy of the charges and giving the member an opportunity to be heard in
22 person or through counsel at a public hearing before the governor or a designee upon at least 10
23 days' notice by registered mail. The member may confront and cross-examine adverse witnesses.
24 Upon removal, the governor or a designee shall file in the proper state office the findings and
25 a complete statement of all charges made against the member.

26 * Sec. 4. AS 16.05.290 is amended to read:

27 Sec. 16.05.290. COMPENSATION OF BOARD MEMBERS. Each member of a board
28 is entitled to compensation at a rate equal to Step A, Range 20, of the salary schedule in
29 AS 39.27.011(a) for Juneau, Alaska. [TRAVEL EXPENSES AND \$150 PER DIEM] for each
30 day going to and from and for each day in actual attendance at board meetings. For other
31 meetings or conferences authorized by a board a member shall receive compensation at a rate

1 equal to one-half of Step A, Range 20, of the salary schedule in AS 39.27.011(a) for Juneau,
2 Alaska, for each [\$100 PER] day going to and from and for each day in actual attendance.
3 Each member of a board is also entitled to travel expenses and per diem authorized for
4 boards and commissions under AS 39.20.180.

5 * Sec. 5. AS 39.52.120 is amended by adding a new subsection to read:

6 (c) In addition to other provisions of this section, a public officer who is a member of
7 the Board of Fisheries or the Board of Game may not act on a matter before the board if the
8 public officer has not disclosed in the manner set out in AS 39.52.220 all personal or financial
9 interests in a business or organization relating to fish or game resources.

10 * Sec. 6. APPLICABILITY. A person who is a member of the Board of Fisheries or Board of Game
11 on the effective date of this Act shall serve the term to which the person was appointed, subject to
12 AS 16.05.280, as amended by sec. 3 of this Act. A person who is appointed to the Board of Fisheries
13 or Board of Game after the effective date of this Act shall be appointed for the term provided by
14 AS 16.05.221(c), added by sec. 2 of this Act.

15 * Sec. 7. AS 39.05.060(a)(5) and 39.05.060(a)(10) are repealed.