

SENATE

Introduced: 1/11/93
 Referred: RES, FIN

HOUSE

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 Referred: STA, RES, FIN

EXECUTIVE ORDER NO. 86

1 Under the authority of art. III, sec. 23, of the Alaska Constitution, and in accordance
 2 with AS 24.08.210, I order the following:

3 * **Section 1. FINDINGS.** As governor, I find that it would be in the best interests of
 4 efficient administration to transfer the functions and duties of the division of fisheries
 5 rehabilitation, enhancement and development to the Department of Fish and Game. This will
 6 provide the department with flexibility to integrate these functions and duties with other
 7 department functions and thereby allow cost savings and the continuation of services.

8 * **Sec. 2.** AS 16.05.092 is amended to read:

9 Sec. 16.05.092. **FISHERIES** [DUTIES OF DIVISION OF FISHERIES]
 10 REHABILITATION, ENHANCEMENT, AND DEVELOPMENT. The department
 11 [DIVISION OF FISHERIES REHABILITATION, ENHANCEMENT AND
 12 DEVELOPMENT] shall

13 (1) develop and continually maintain a comprehensive, coordinated
 14 state plan for the orderly present and long-range rehabilitation, enhancement, and
 15 development of all aspects of the state's fisheries for the perpetual use, benefit, and
 16 enjoyment of all citizens and revise and update this plan annually;

17 (2) encourage the investment by private enterprise in the technological
 18 development and economic utilization of the fisheries resources;

19 (3) through rehabilitation, enhancement, and development programs
 20 do all things necessary to insure perpetual and increasing production and use of the
 21 food resources of state waters and continental shelf areas;

22 (4) make a comprehensive annual report to the legislature, containing
 23 detailed information regarding its accomplishments under this section and proposals

1 of plans and activities for the next fiscal year, not later than 20 days after the
2 convening of each regular session.

3 * Sec. 3. AS 16.05.090(b) is repealed.

4 * Sec. 4. TRANSITION. (a) Litigation, hearings, investigations, and other proceedings
5 pending under a law amended or repealed by this Order, or in connection with functions
6 transferred by this Order, continue in effect and may be continued and completed
7 notwithstanding a transfer or amendment or repeal provided for in this order.

8 (b) Contracts, rights, liabilities, and obligations created by or under a law amended
9 or repealed by this Executive Order, and in effect on March 12, 1993, remain in effect
10 notwithstanding this Order's taking effect. Records, equipment, appropriations, and other
11 property of agencies of the state whose functions are transferred under this Order shall be
12 transferred to implement the provisions of this Order.

13 (c) Regulations adopted by the Department of Fish and Game or by the Alaska Board
14 of Fisheries before March 13, 1993, that refer to the division of fisheries rehabilitation,
15 enhancement and development remain in effect and may be implemented and enforced until
16 the department or board makes changes to those regulations that reflect this Order.

17 * Sec. 5. This Order takes effect March 13, 1993.

DATED: _____

Walter J. Hickel
Governor