

H B

199

COMMITTEE REPORT

HOUSE

2/19/81

FURTHER:

(11)

Date: 4/23/81

Mr. Speaker:

The Committee on RESOURCES has had HB 199

"An Act relating to the Guide Board; and providing for an effective date."

under consideration and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass  do not pass
- do pass with attached amendments(s)
- replace with CS for HB 199  same title  
 new title
- and recommends DO PASS
- AND attaches a "Letter of Intent"  New Fiscal Note
- reports it back without recommendation
- referred to the \_\_\_\_\_ Committee

MEMBERS SIGNING  
DO PASS

\_\_\_\_\_

\_\_\_\_\_

Dennis J. ...

Janey ...

Dally Smith

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

MEMBERS HAVING  
OTHER RECOMMENDATIONS:

Rick ... No REC.

Eric C. ... No REC.

...

...

...

...

...

...

CHAIRMAN

COMMITTEE REPORT

HOUSE

(7)

FURTHER: FINANCE

1/13/82

Date: Feb. 29, 1982

Mr. Speaker: (Taken from Rules 5/4/81)  
(Taken from Finance 1/12/82)

The Committee on RESOURCES has had HB 199

"An Act relating to the Guide Board; and providing for an effective date."

under consideration and ~~(a majority of the committee)~~ ~~(the committee)~~ reports it back with the following recommendations:

- do pass  do not pass
- do pass with attached amendments(s)
- replace with CS for CS HB199  same title  
 new title
- and recommends \_\_\_\_\_
- AND attaches a "Letter of Intent"  New Fiscal Note
- reports it back without recommendation
- referred to the \_\_\_\_\_ Committee

MEMBERS SIGNING  
DO PASS

\_\_\_\_\_  
*[Handwritten Signature]*  
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*[Handwritten Signature]*  
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*[Handwritten Signature]*  
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MEMBERS HAVING  
OTHER RECOMMENDATIONS:

\_\_\_\_\_  
*[Handwritten Signature]*  
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 \_\_\_\_\_  
 \_\_\_\_\_

*[Handwritten Signature]*  
 \_\_\_\_\_  
 CHAIRMAN

FISCAL NOTE

I. REQUEST  
 Bill/Resolution No. HOUSE BILL NO. 199 (Page 1 of 2)  
 Title "An act relating to the Guide Board; and providing an effective date  
 Requested by Governor \_\_\_\_\_ Date \_\_\_\_\_

II. FISCAL DETAIL  
 Agency Affected Department of Commerce and Economic Development  
 Program Category Affected Public Protection  
 BRU, Program, or Subprogram(s) Affected Regulation and Licensing of Guides  
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)  
EXPENDITURES (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES	-0-	-0-	-0-	-0-	-0-	-0-
200 TRAVEL	-0-	-0-	-0-	-0-	-0-	-0-
300 CONTRACTUAL	-0-	-0-	-0-	-0-	-0-	-0-
400 COMMODITIES	-0-	-0-	-0-	-0-	-0-	-0-
500 EQUIPMENT	-0-	-0-	-0-	-0-	-0-	-0-
600 LAND & STRUCTURES	-0-	-0-	-0-	-0-	-0-	-0-
700 GRANTS, CLAIMS, ETC.	-0-	-0-	-0-	-0-	-0-	-0-
TOTAL	-0-	-0-				

FUNDING (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
GENERAL FUND	-0-	-0-	-0-	-0-	-0-	-0-
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
FULL TIME	-0-	-0-	-0-	-0-	-0-	-0-
PART TIME	-0-	-0-				
TEMPORARY	-0-	-0-				

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

No fiscal impact, functions are currently budgeted.  
 No additional funding necessary.

IV. DATE 2-13-81 PREPARED BY *Harry J. Treager*  
 AGENCY Division of Occupational Licensing  
 PHONE 465-2534  
 Original: Legislative Finance  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)

THE LEGISLATURE OF THE STATE OF ALASKA  
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HOUSE BILL NO. 199 (Page 2 of 2)  
 Title An act relating to the Guide Board  
 Requested by Governor Date \_\_\_\_\_

II. FISCAL DETAIL

Agency Affected Public Safety  
 Program Category Affected NWMEC  
 BRU, Program, or Subprogram(s) Affected Fish & Wildlife Protection  
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section )  
EXPENDITURES (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
<b>TOTAL</b>		- 0 -	- 0 -	- 0 -		

FUNDING (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

There will be no fiscal impact.

IV. DATE February 17, 1981

PREPARED BY Col. Robert J. Stickles  
 AGENCY Public Safety  
 PHONE 269-5535

Original: Legislative Finance  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)

14B199

February 18, 1981

The Honorable Jim Duncan  
Speaker of the House  
Alaska State Legislature  
Pouch V  
Juneau, AK 99811

Dear Mr. Speaker:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill amending the Guide Licensing and Control Board law, AS 08.54. The bill would continue the existence of the guide board which, if not continued by the legislature, is scheduled to terminate on June 30, 1981. The bill would also delete licensing of transporters which, under existing law is difficult to enforce. The major points covered in the bill are set out below.

Section 2 would provide for sunset review of the guide board in June 1984.

Section 5 would move to a more logical place in AS 08.54 the board's authority to give oral examinations to residents of the state who, because of a language barrier, are unable to take a written test.

Section 10 would prohibit an assistant guide from contracting for a hunt. This prohibition had been inferred under existing law, but would be clearly stated to avoid confusion.

Section 11 would require the board to give guide examinations in various locations in the state to allow easier access by applicants who reside in rural areas.

Sections 12, 16, and 18 would delete language concerning transporters from existing law and is consistent with the amendments proposed for the definitions of "guiding" contained in section 20.

Section 13 would establish the authority of the board to grant exclusive and joint use guide areas, and would provide a mechanism for board review of complaints regarding the assignment of existing areas. This section

would also establish criteria for allocation of guide areas, and would enact into law some of the board's regulatory requirements for use of these areas.

Section 14 would amend the grounds for the discipline of licensed guides, to specify that the board may not hold disciplinary hearings on matters that occurred more than five years before the hearing is convened. This section would allow a preliminary review of complaints by the division of fish and wildlife protection to screen out frivolous or unfounded complaints from clients of guides. Under existing law the board may suspend, revoke, or take other action (or no action) against a guide's license, but must revoke for certain other violations. Section 14 would amend existing law to make a suspension or revocation, based on a finding of incompetency, discretionary rather than mandatory as provided under existing law.

Section 15 would require revocation of a guide license if the guide was convicted twice of the five most serious game violations within the preceding five years. Existing law does not limit this revocation to serious fish and game crimes and does not specify how recent a conviction must be before it ceases to be a ground for revocation.

Section 17 adds new subsections to AS 08.54.200 which would allow the board to immediately suspend the license of a guide if it receives a certified copy of a judgment of conviction of the guide for commission of four serious fish and game crimes. This is a procedure similar to that authorized for other agencies, including discipline of attorneys in the state under the Alaska Bar Rules. The suspension would remain in effect until a hearing is held by the board.

Section 18 would make a guide criminally responsible if he fails to report a fish and game violation which he witnessed. Under existing law, a guide is responsible only if he witnesses a violation committed by a client.

Section 20 would make amendments to the definition of "guide" to delete the provisions that guiding means accompanying a client for the duration of the hunt. This amendment will help enforcement of illegal guiding. It is possible under the existing definition for a guide to circumvent prosecution for guiding without a license by avoiding being with the client for the duration of the hunt. Certain persons who transport hunters to hunting areas and supply hunting and camping equipment would be under the licensing jurisdiction of the guide board under another amendment proposed in section 20.

Section 21 would amend the definition of "unethical activity" to make clear the scope of that activity so that disciplinary cases can either be avoided by a guide because he knows what conduct is prohibited or easily prosecuted by the board.

Section 22 would make the guide board subject to the conflict of interest law.

Section 23 would repeal (1) redundant sections allowing oral examinations which would be covered by the amendment proposed in section 5 of the bill; and (2) the requirement that a transporter be licensed by the guide board.

Sincerely,

S/SSH

Jay S. Hammond  
Governor

THE LEGISLATURE OF THE STATE OF ALASKA  
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST  
 Bill/Resolution No. HOUSE BILL NO. 199 (Page 1 of 2)  
 Title "An act relating to the Guide Board; and providing an effective date  
 Requested by Governor \_\_\_\_\_ Date \_\_\_\_\_

II. FISCAL DETAIL  
 Agency Affected Department of Commerce and Economic Development  
 Program Category Affected Public Protection  
 BRU, Program, or Subprogram(s) Affected Regulation and Licensing of Guides  
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES	-0-	-0-	-0-	-0-	-0-	-0-
200 TRAVEL	-0-	-0-	-0-	-0-	-0-	-0-
300 CONTRACTUAL	-0-	-0-	-0-	-0-	-0-	-0-
400 COMMODITIES	-0-	-0-	-0-	-0-	-0-	-0-
500 EQUIPMENT	-0-	-0-	-0-	-0-	-0-	-0-
600 LAND & STRUCTURES	-0-	-0-	-0-	-0-	-0-	-0-
700 GRANTS, CLAIMS, ETC.	-0-	-0-	-0-	-0-	-0-	-0-
TOTAL	-0-	-0-				

FUNDING (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
GENERAL FUND	-0-	-0-	-0-	-0-	-0-	-0-
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
FULL TIME	-0-	-0-	-0-	-0-	-0-	-0-
PART TIME	-0-	-0-				
TEMPORARY	-0-	-0-				

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

No fiscal impact, functions are currently budgeted.  
 No additional funding necessary.

IV. DATE 2-13-81 PREPARED BY *Harry B. Treager*  
 AGENCY Division of Occupational Licensing  
 PHONE 465-2534  
 Original: Legislative Finance  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)

THE LEGISLATURE OF THE STATE OF ALASKA  
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HOUSE BILL NO. 199 (Page 2 of 2)  
 Title An act relating to the Guide Board  
 Requested by Governor Date \_\_\_\_\_

II. FISCAL DETAIL

Agency Affected Public Safety  
 Program Category Affected NRNEC  
 BRU, Program, or Subprogram(s) Affected Fish & Wildlife Protection  
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		- 0 -	- 0 -	- 0 -		

FUNDING (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

There will be no fiscal impact.

IV. DATE February 17, 1981

PREPARED BY

*For Michael J. Clemens*  
Col. Robert J. Stickles

AGENCY

Public Safety

PHONE

269-5535

Original: Legislative Finance

cc: Budget and Management

Prime Sponsor (First Legislator Named)

THE LEGISLATURE OF THE STATE OF ALASKA  
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. CSHB 199 (Res)

Title An Act relating to guiding; and providing for an effective date.

Requested by Resources Committee

Date 4-23-81

II. FISCAL DETAIL

Agency Affected Department of Commerce & Economic Development

Program Category Affected Public Protection

BR/1, Program, or Subprogram(s) Affected Regulation and licensing of professions; boards & invest

(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES						
7 TRAVEL		4.0	4.5	-	-	-
300 CONTRACTUAL		51.0	54.6	58.4	62.5	66.9
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
<b>TOTAL</b>		<b>55.0</b>	<b>59.1</b>	<b>58.4</b>	<b>62.5</b>	<b>66.9</b>

FUNDING (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
GENERAL FUND		55.0	59.1	58.4	62.5	66.9
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
FULL TIME		0	0	0	0	0
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

TRAVEL - projected 2 years for regulation hearing (12% inflation factor)

Guide Board, travel & per diem for 2 hearings in Anchorage to receive testimony on proposed regulations, 3 days each.

\$ 4,000.00

CONTRACTUAL - 7% inflation factor projected.

Legal notices for regulations, duplication and printing costs for registration forms (special guide category), postage.

\$ 1,000.00

Hearings - costs estimated at \$50,000 per hearing: hearing officer @ \$55/hour plus travel & per diem; court reporter @ \$20/hour; judicial process approx. \$1,000 per hearing

\$ 50,000.00

*Marjorie Odland*

Marjorie Odland, Regulations Specialist

IV. DATE 4-30-81

PREPARED BY

AGENCY Division of Occupational Licensing

PHONE 465-2535

Original: Legislative Finance

cc: Budget and Management

Prime Sponsor (First Legislator Named)

# Alaska Trophy Safaris

WITH

*Dennis Harms*

March 18, 1981



Mr. Fred F. Zharoff, Alaska State House of Representatives  
Pouch V, Juneau, Ak. 99811  
Mail Stop Number 3100

Dear Mr. Zharoff,

The purpose of this letter is House Bill 199, the Governor's Guide Bill.

It is extremely important that the guiding industry have a good sound framework for ethical guides to work in. The Governor's Guide Bill would provide this.

Some changes should be made to make this bill a bill that will stand the test of time and the courts.

No. 1 Our legal system is based on hundreds of years of precedents and safeguards. I believe in a strong system, and that if a guide breaks a law he should be punished, but this can never be a function of the Board. That is the function of the Courts, and we will never have a satisfactory system in Alaska until this is understood.

No. 2 The transporter loophole must be closed. There are many "fly-by-night" outfits operating that have all the advantages of a guide, plus can hunt anywhere, but have none of the responsibilities of the guide when operating under the transporter law. I am not referring to legitimate air taxi businesses.

No. 3 There is extremely strong prejudice among the people of the industry against one or two past Guide Board Members for cause, and it would be good to force removal of those members or appoint an entirely new Board.

I hope you can put a good Guide Bill together that will be here two decades from now.

Best of luck!

Sincerely,

Dennis Harms  
Alaska Master Guide



NB199

February 18, 1981

The Honorable Jim Duncan  
Speaker of the House  
Alaska State Legislature  
Pouch V  
Juneau, AK 99811

Dear Mr. Speaker:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill amending the Guide Licensing and Control Board Law, AS 08.54. The bill would continue the existence of the guide board which, if not continued by the legislature, is scheduled to terminate on June 30, 1981. The bill would also delete licensing of transporters which, under existing law is difficult to enforce. The major points covered in the bill are set out below.

Section 2 would provide for sunset review of the guide board in June 1984.

Section 5 would move to a more logical place in AS 08.54 the board's authority to give oral examinations to residents of the state who, because of a language barrier, are unable to take a written test.

Section 10 would prohibit an assistant guide from contracting for a hunt. This prohibition had been inferred under existing law, but would be clearly stated to avoid confusion.

Section 11 would require the board to give guide examinations in various locations in the state to allow easier access by applicants who reside in rural areas.

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Section 13 would establish the authority of the board to grant exclusive and joint use guide areas, and would provide a mechanism for board review of complaints regarding the assignment of existing areas. This section

would also establish criteria for allocation of guide areas, and would enact into law some of the board's regulatory requirements for use of these areas.

Section 14 would amend the grounds for the discipline of licensed guides, to specify that the board may not hold disciplinary hearings on matters that occurred more than five years before the hearing is convened. This section would allow a preliminary review of complaints by the division of fish and wildlife protection to screen out frivolous or unfounded complaints from clients of guides. Under existing law the board may suspend, revoke, or take other action (or no action) against a guide's license, but must revoke for certain other violations. Section 14 would amend existing law to make a suspension or revocation, based on a finding of incompetency, discretionary rather than mandatory as provided under existing law.

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Section 18 would make a guide criminally responsible if he fails to report a fish and game violation which he witnessed. Under existing law, a guide is responsible only if he witnesses a violation committed by a client.

Section 20 would make amendments to the definition of "guide" to delete the provisions that guiding means accompanying a client for the duration of the hunt. This amendment will help enforcement of illegal guiding. It is possible under the existing definition for a guide to circumvent prosecution for guiding without a license by avoiding being with the client for the duration of the hunt. Certain persons who transport hunters to hunting areas and supply hunting and camping equipment would be under the licensing jurisdiction of the guide board under another amendment proposed in section 20.

Section 21 would amend the definition of "unethical activity" to make clear the scope of that activity so that disciplinary cases can either be avoided by a guide because he knows what conduct is prohibited or easily prosecuted by the board.

Section 22 would make the guide board subject to the conflict of interest law.

Section 23 would repeal (1) redundant sections allowing oral examinations which would be covered by the amendment proposed in section 5 of the bill; and (2) the requirement that a transporter be licensed by the guide board.

Sincerely,

*S/SSH*

Jay S. Hammond  
Governor

# STATE OF ALASKA

JAY S. HAMMOND, GOVERNOR

## DEPARTMENT OF LAW

OFFICE OF THE ATTORNEY GENERAL

POUCH K—STATE CAPITOL  
JUNEAU, ALASKA 99811

465-3600

February 25, 1981

Honorable Fred Zharoff  
Co-Chairman  
House Resources Committee  
Alaska State Legislature  
Pouch V  
Juneau, Alaska 99811

Re: HB 199 -- Guide Board  
Car file: J-77-097-81

Dear Representative Zharoff;

This memorandum confirms my conversation of February 25, 1981 with your aide Richard Austerman. I advised Mr. Austerman that a drafting error was discovered in HB 199, "An Act relating to the Guide Board." The error involves an omission from sec. 15 of the bill. The error may be remedied by making the following amendment:

Page 5, line 23:

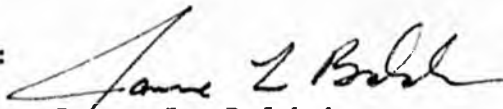
After "of" insert the following new material:  
"one or more of"

The original intent was to provide that the Board must revoke a license of a guide if the guide was convicted of any of the offenses listed in sec. 15. However, the bill could be interpreted to require mandatory revocation only if the guide has committed all of the offenses listed in sec. 15. Under existing law which would be repealed by sec. 15, the Board must revoke a guide's license if the guide has been convicted of two or more fish and game violations.

Please call me if I can assist your further.

Sincerely,

WILSON L. CONDON  
ATTORNEY GENERAL

By:   
James L. Baldwin  
Assistant Attorney General

JLB:bjl

# MEMORANDUM

State of Alaska

*Kris.*  
TO: Keith Specking  
Legislative Assistant  
Office of the Governor

DATE: June 2, 1981

FILE NO.

*Mr. Skoog*  
FROM: Ronald O. Skoog  
Commissioner  
Department of Fish and Game

TELEPHONE NO: 465-4100

SUBJECT: HB 199

I think it is important to clarify the position of this Department on HB 199 and the subject of guide regulation in general. Comments and questions from a number of legislators indicate that my previous letter to Representative Duncan may have been too general to adequately represent my views.

The Department of Fish and Game favors the concept of a Guide Board to set and enforce standards of guiding and generally to regulate the industry. We also favor the concept of exclusive guiding areas as a means to control mobility of guides and their non-resident hunters, and to foster a sense of responsibility for game resources in an area by the guides.

cc: Legislature

*go for it - with stated changes*

*Reed*

Introduced: 2/19/81  
Referred: Resources

1 IN THE HOUSE

BY THE RULES COMMITTEE BY  
REQUEST OF THE GOVERNOR

2 HOUSE BILL NO. 199

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the Guide Board; and providing for  
7 an effective date."

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

9 \* Section 1. AS 08.01.010(20) is amended to read:

10 (20) Guide [LICENSING AND CONTROL] Board;

11 \* Sec. 2. AS 08.03.010(c) is amended by adding a new paragraph to read:

12 (19) Guide Board (AS 08.54.010) -- June 30, 1984 (3)

13 \* Sec. 3. AS 08.54.010 is amended to read:

14 ARTICLE 1. GUIDE [LICENSING AND CONTROL] BOARD.

15 Sec. 08.54.010. CREATION AND MEMBERSHIP OF BOARD. For the pur-  
16 poses of licensing and regulating the activities of guides in the best  
17 interests of the state's wildlife resources, there [THERE] is created  
18 in the Department of Commerce and Economic Development, the Guide [LI-  
19 CENSING AND CONTROL] Board consisting of seven members. ~~Not more than~~  
20 three members of the board <sup>shall</sup> may be licensed registered or master guides  
21 who are actively involved in the guiding profession. The other members  
22 of the board shall be knowledgeable and experienced with the fish and  
23 game resources of the state. All members shall be residents of the  
24 state for at least 10 years NO MORE THAN THREE MEMBERS OF THE BOARD  
25 SHALL HAVE A GUIDE LICENSE. THE OTHER MEMBERS SHALL HAVE A GENERAL  
26 KNOWLEDGE OF THE GAME RESOURCES OF THE STATE. A MINIMUM OF 10 YEARS  
27 RESIDENCE IN THE STATE IS REQUIRED FOR ALL MEMBERS OF THE BOARD].

28 \* Sec. 4. AS 08.54 is amended by adding a new section to read:

29 Sec. 08.54.035. QUORUM. Four members of the board constitute a

1 quorum for the transaction of business, for the performance of any du-  
2 ty, and for the exercise of any power under this chapter. However, a  
3 majority of the members of the board must vote for the adoption of a  
4 regulation or to revoke, suspend, or deny renewal of a license. c-7 *Ex Guide Area*

5 \* Sec. 5. AS 08.54.040(a)(1) is amended to read:

6 (1) prepare, grade and administer examinations and may sub-  
7 stitute special oral examinations for an applicant who is unable to  
8 read or speak the English language;

9 \* Sec. 6. AS 08.54.040(a)(2) is amended to read:

10 (2) determine [AND PASS ON] qualifications of applicants for  
11 licenses and authorize the issuance of licenses to those who qualify;

12 \* Sec. 7. AS 08.54.040(a)(4) is amended to read:

13 (4) compile, maintain and publish a guide register of guides  
14 who have not been convicted of a violation of a federal or state hunt-  
15 ing, sport fishing, trapping, [FISH, GAME,] or guiding law [STATUTE] or  
16 regulation within the five years immediately preceding publication; [A  
17 GUIDE LISTED IN THE REGISTER WHOSE LICENSE IS REVOKED OR SUSPENDED  
18 SHALL BE REMOVED FROM THE REGISTER WHILE HIS LICENSE IS REVOKED OR SUS-  
19 PENDED;] *consistent w/ state policy*

20 \* Sec. 8. AS 08.54.040(a)(5) is repealed and reenacted to read:

21 (5) collect and maintain records of hunts conducted by  
22 guides;

23 \* Sec. 9. AS 08.54.040(a)(8) is amended to read:

24 *determine* (8) establish guide areas for registered and master guides,  
25 limit the number of [A QUOTA OF LICENSED OPERATING] guides who may op-  
26 erate within these designated geographical areas [GAME UNITS OR SUB-  
27 UNITS OF THE STATE] and establish [PROVIDE FOR] an equitable and rea-  
28 sonable procedure for limiting the number of guides, in an area giving  
29 [TO THAT QUOTA;] preference [SHALL BE GIVEN, to [QUALIFIED AVAILABLE

1 AND WILLING LICENSED] guides who permanently reside within the desig-  
2 nated area if all other qualifications of the guides who apply for an  
3 area are equal [GAME UNIT OR SUBUNIT]. *This is not to include any*  
*existing joint or overlapping*

4 \* Sec. 10. AS 08.54 is amended by adding a new section to read:

5 Sec. 08.54.141. PRIVILEGES AND LIMITATIONS OF ASSISTANT GUIDES.

6 An assistant guide

- 7 (1) may not contract for guided hunts; and
- 8 (2) shall be supervised by a registered or master guide at  
9 all times while the assistant guide is in the field on guided hunts.

10 \* Sec. 11. AS 08.54 is amended by adding a new section to read:

11 Sec. 08.54.186. REGISTERED GUIDE EXAMINATION. The board shall  
12 administer the qualification examination required under AS 08.54.110 at  
13 least twice a year. At least once every ~~other~~ year the board shall  
14 give the examination at a location other than Anchorage.

15 \* Sec. 12. AS 08.54.190(a) is amended to read:

16 (a) A master guide, registered guide, class-A assistant guide, or  
17 assistant guide [OR TRANSPORTER] license expires on December 31, fol-  
18 lowing issuance.

19 \* Sec. 13. AS 08.54 is amended by adding a new section to read:

20 Sec. 08.54.195. GUIDE AREAS. (a) Under AS 08.54.040(a)(8), the  
21 board shall establish and assign exclusive or joint use guide areas for  
22 big game guides. The board shall <sup>may</sup> adopt regulations under the Adminis-  
23 trative Procedure Act (AS 44.62) which establish criteria that will be  
24 used by the board when it creates an exclusive guide area.

25 (b) The board shall continue in effect all exclusive or joint use  
26 guide areas assigned before the effective date of this section. Howev-  
27 er, the board shall by regulation establish a deadline for guides to  
28 request a hearing before the board to review the assignment of an area.  
29 If requested by a guide, the board shall hold a hearing to determine if

1 an assignment of an exclusive or joint use area made before the effec-  
2 tive date of this section creates a substantial injustice as determined  
3 by criteria set out in (c) of this section. If the board determines  
4 that an injustice was created, the board shall modify, terminate or re-  
5 assign the area, or take other reasonable steps to correct the injus-  
6 tice.

7 (c) The board may find that an injustice was caused by the assign-  
8 ment of an exclusive or joint use guide area if:

9 (1) an individual was unfairly discriminated against; or

10 (2) a person who applied for the exclusive or joint use  
11 guide area was denied a hearing; or

12 (3) a qualified person was not given a preference at the  
13 time the area was assigned in accordance with AS 08.54.040(a)(8).

14 (d) The board shall consider the following before it assigns an  
15 exclusive or joint use guide area: (1) use of the game management unit  
16 in which the area is located by a guide who has applied for the area;  
17 (2) occupancy of and investment of money by the guide in the area; (3)  
18 the effect on other guides which would result from creation of the  
19 area; and (4) big game populations in the area.

20 (e) A guide who permanently resides in an exclusive or joint-use  
21 guide area is entitled to a preference in accordance with AS 08.54.-  
22 040(a)(8) for the assignment of the area. A guide may not be assigned  
23 an exclusive or joint use area in a guide district in which he is not  
24 licensed. — *New Areas only*

25 (f) If, after July 1, 1981, a guide has failed to use an exclusive  
26 or joint use guide area assigned to him for two consecutive years, the  
27 board shall, after a hearing, revoke the area and reassign the area  
28 permit. However, for good cause shown, including circumstances beyond  
29 the guide's control, a guide may be excused for not using the area if he

1 is capable of, and intends to, use the area in the next calendar year.  
2 Use of a guide area does not include use of the area by a subcontractor  
3 of a guide or the loan of the use of the area to another master or  
4 registered guide.

5 (g) A guide may not be assigned more than three exclusive or  
6 joint use guide areas which are in effect during the same year.

7 \* Sec. 14. AS 08.54.200(a) is amended to read:

8 (a) The board shall hold a hearing to determine if disciplinary  
9 action is necessary if within the five years immediately preceding the  
10 hearing

11 (1) complaints concerning the guide's guiding activities  
12 [LICENSEE] have been filed with the board or other state agency from  
13 three or more clients of separate parties and the division of fish and  
14 wildlife protection, Department of Public Safety, finds after investi-  
15 gation that the complaints appear to be valid; or

16 (2) ~~a licensee~~ has been charged with a violation of (federal  
17 or state hunting, sport fishing, trapping, or guiding laws [FISH, GAME  
18 OR GUIDE STATUTES] or regulations; or

19 (3) a licensee has been convicted of a violation of a (federal  
20 or state hunting, sport fishing, trapping, or guiding law [FISH, GAME  
21 & GUIDE STATUTE] or regulation.

22 \* Sec. 15. AS 08.54.200(c)(3) is repealed and reenacted to read:

23 (3) <sup>Licensee</sup> has been convicted of <sup>any two of</sup> the following violations within  
24 the five years immediately preceding the hearing:

25 (A) waste of a wild food animal;

26 (B) hunting on the same day that the guide and his  
27 clients are airborne;

28 (C) hunting in an area closed by a state game law or  
29 regulation;

1 (D) hunting during a closed hunting season; or

2 (E) hunting in an exclusive or joint use guide area

3 which is not assigned to the guide.

4 \* Sec. 16. AS 08.54.200(d) is amended to read:

5 (d) No person who is disciplined under this section may engage in  
6 any guiding [OR TRANSPORTING] activity during the period of license re-  
7 vocation or disciplinary action. No person licensed under this chapter  
8 may hire or work for a guide <sup>in guiding activities</sup> whose license is suspended or revoked un-  
9 der this section.

10 \* Sec. 17. AS 08.54.200 is amended by adding new subsections to read:

11 (f) If a certified copy of a judgment of a conviction of a guide  
12 for a crime described in (c)(3) of this section is filed with the  
13 board, the board may immediately suspend the guide's license. The  
14 suspension may be ordered even if the conviction resulted from a plea  
15 of nolo contendere or the conviction is under appeal to a higher court.  
16 The order remains in effect until after the final disposition of the  
17 disciplinary proceeding under this section.

18 (g) A certified copy of a judgment of conviction of a guide for  
19 any crime is conclusive evidence of the commission of that crime in any  
20 disciplinary proceeding instituted against him under this section based  
21 upon the conviction.

22 \* Sec. 18. AS 08.54.210 is amended to read:

23 Sec. 08.54.210. ~~UNLAWFUL ACTS.~~ (a) It is unlawful for

24 (1) a master guide, registered guide, class-A assistant  
25 guide, or assistant guide [OR TRANSPORTER] to fail to timely report to  
26 the Department of Public Safety, division of fish and wildlife protec-  
27 tion, and in no event later than 30 days, violations [BY A CLIENT] of a  
28 state fish, game or guiding statute or regulation;

29 (2) a master guide, registered guide, class-A assistant

1 guide, or assistant guide [OR TRANSPORTER] to aid the commission of a  
2 violation of this chapter or of AS 16.05 or a regulation promulgated  
3 under either chapter, or permit the commission of a violation in his  
4 sight without attempting to prevent it, short of using force, and with-  
5 out reporting it;

6 (3) a person to guide [OR TRANSPORT] as defined in this  
7 chapter without being licensed under this chapter and without having  
8 the license in his actual possession; [HOWEVER, FOR PURPOSES OF TRANS-  
9 PORTING BY AIR, IN THE CASE OF A CORPORATION, COMPANY, PARTNERSHIP OR  
10 OTHER BUSINESS ENTITY, THE LICENSE MAY REMAIN AT THE PRINCIPAL PLACE OF  
11 BUSINESS OF THE BUSINESS ENTITY;]

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

16 (5) a person to guide as defined in this chapter without  
17 having a current valid hunting and fishing license in his possession;  
18 [.]

19 *delete* → (6) a master or registered guide to employ or have under his  
20 supervision more than three assistant guides at the same time; [.]

21 (7) a person to guide as defined in this chapter without  
22 *EM* paying a fee as prescribed in AS 16.05.340(e).

23 (b) A person who violates (a)(1) - (6) of this section is guilty  
24 of a misdemeanor and upon conviction is punishable by a fine of not  
25 more than \$1,000 or by imprisonment for not more than one year, or by  
26 both, and may have his license revoked for a period up to five years.  
27 However, a person who engages in guiding [OR TRANSPORTING] activity  
28 during the period his license is suspended or revoked under this chap-  
29 ter is guilty of a felony punishable, upon conviction, by a fine of not

1 more than \$5,000 and by imprisonment for not less than one year nor  
2 more than three years. In addition to punishment for a felony, all  
3 guns, fishing tackle, boats, aircraft, automobiles or other vehicles,  
4 camping gear and other equipment and paraphernalia used in, or in aid  
5 of, guiding [OR TRANSPORTING] activity engaged in during the period of  
6 suspension or revocation shall be confiscated by persons authorized to  
7 enforce this chapter. A person who violates (a)(7) of this section,  
8 upon conviction, is subject to the same license revocation provision as  
9 for a violation of (a)(1) - (6) of this section and, in addition, is  
10 punishable by a fine of not more than \$5,000, or by imprisonment for  
11 not more than one year, or by both.

12 \* Sec. 19. AS 08.54.240(1) is amended to read:

13 (1) "board" means the Guide [LICENSING AND CONTROL] Board;

14 \* Sec. 20. AS 08.54.240(2) is amended to read:

15 (2) "guide" [ "GUIDES" ] or "guiding"

16 (A) means assisting another person to take or attempt  
17 to take big game with the intent of receiving monetary or material  
18 remuneration for the service [SERVICES], by accompanying or [AND]  
19 directing that person personally or through an employee or [A LI-  
20 CENSED] assistant guide; and

21 (B) includes a person who transports another person to  
22 a hunting area and supplies meat packers, camps, ~~hunting~~ <sup>Helm</sup> equipment,  
23 or other <sup>Persons'</sup> services for monetary or material remuneration [FOR THE  
24 DURATION OF A HUNT, AND NOT SOLELY FOR THE PURPOSE OF PROVIDING  
25 TRANSPORTATION SERVICES];

26 \* Sec. 21. AS 08.54.240(4) is amended to read:

27 (4) "unethical activity" means

28 (A) deception or misrepresentation [IN ANY DEGREE] in-  
29 volving prospective or actual clients either before, during, or

1 following a contract hunt including, but not limited to, misrepre-  
2 sentation through private or public advertising of the type, dura-  
3 tion, cost, or conditions of the contract hunt [HUNTS];

4 ~~(B)~~ [MISREPRESENTATION EITHER THROUGH PRIVATE COMMUNI-  
5 CATION OR PUBLIC ADVERTISING OF THE NATURE, TYPE, DURATION, COST,  
6 OR OTHER CONDITIONS OF CONTRACT HUNTS.]

7 (B)(C) making a guaranty or money-back promise that a  
8 species or certain number of species of game will be taken on a  
9 contract hunt;

10 (D) unsafe or unsportsmanlike activities that are detri-  
11 mental to the game resources of the state ~~or to the guiding pro-~~  
12 fession, as defined by regulations of the board, including viola-  
13 tions of state or federal hunting, <sup>out</sup> sport fishing, trapping, or  
14 guiding laws or regulations; [.]

15 \* Sec. 22. AS 39.50.200(b) is amended by adding a new paragraph to read:  
16 (44) the Guide Board (AS 08.54).

17 \* Sec. 23. AS 08.03.010(b)(7); AS 08.54.040(b), 08.54.045, 08.54.142 --  
18 08.54.146, 08.54.170(c), and 08.54.240(5) are repealed.

19 \* Sec. 24. This Act takes effect July 1, 1981.  
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THE LEGISLATURE OF THE STATE OF ALABAMA  
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HOUSE BILL NO. 199 (Page 1 of 2)  
 Title "An act relating to the Guide Board; and providing an effective date  
 Requested by Governor \_\_\_\_\_ Date \_\_\_\_\_

II. FISCAL DETAIL

Agency Affected Department of Commerce and Economic Development  
 Program Category Affected Public Protection  
 BRU, Program, or Subprogram(s) Affected Regulation and Licensing of Guides  
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES	-0-	-0-	-0-	-0-	-0-	-0-
200 TRAVEL	-0-	-0-	-0-	-0-	-0-	-0-
300 CONTRACTUAL	-0-	-0-	-0-	-0-	-0-	-0-
400 COMMODITIES	-0-	-0-	-0-	-0-	-0-	-0-
500 EQUIPMENT	-0-	-0-	-0-	-0-	-0-	-0-
600 LAND & STRUCTURES	-0-	-0-	-0-	-0-	-0-	-0-
700 GRANTS, CLAIMS, ETC.	-0-	-0-	-0-	-0-	-0-	-0-
TOTAL	-0-	-0-				

FUNDING (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
GENERAL FUND	-0-	-0-	-0-	-0-	-0-	-0-
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
FULL TIME	-0-	-0-	-0-	-0-	-0-	-0-
PART TIME	-0-	-0-				
TEMPORARY	-0-	-0-				

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

No Fiscal impact, functions are currently budgeted.  
 No additional funding necessary.

IV. DATE 2-13-81

PREPARED BY *Harry J. Treager*  
 AGENCY Division of Occupational Licensing  
 PHONE 465-2534

Original: Legislative Finance  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)

THE LEGISLATURE OF THE STATE OF ALASKA  
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HOUSE BILL NO. 199 (Page 2 of 2)  
 Title An act relating to the Guide Board  
 Requested by Governor Date \_\_\_\_\_

II. FISCAL DETAIL

Agency Affected Public Safety  
 Program Category Affected NRMEC  
 BRU, Program, or Subprogram(s) Affected Fish & Wildlife Protection  
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
<b>TOTAL</b>		- 0 -	- 0 -	- 0 -		

FUNDING (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

There will be no fiscal impact.

IV. DATE February 17, 1981

PREPARED BY Col. Robert J. Stickle  
 AGENCY Public Safety  
 PHONE 269-5535

Original: Legislative Finance  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)

*For Michael J. Clemens*  
 Col. Robert J. Stickle

A M E N D M E N T

Offered in the HOUSE

By Hurlbert

TO: House Bill No. 199

Page 1, line 6:

Delete "the Guide Board" and insert "guiding"

Page 9, following line 14:

Add new bill sections to read:

\* Sec. 22. AS 16.05.260 is amended to read:

Sec. 16.05.260. ADVISORY COMMITTEES. The Board of Fisheries and the Board of Game may make regulations they consider advisable in accordance with the Administrative Procedure Act (AS 44.62) establishing, at places in the state designated by the individual boards, advisory committees to be composed of persons well informed on the fish or game resources of the locality. The boards shall set the number and terms of each of the members of the advisory committees, shall delegate one member of each committee as chairman, and shall give him authority to hold public hearings on fish or game matters. Recommendations from the advisory committees shall be forwarded to the appropriate board for their consideration but if the Board of Fisheries or the Board of Game chooses not to follow the recommendations of the local advisory committee the appropriate board shall inform the appropriate advisory committee of this action and state the reasons for not following the recommendations. The commissioner shall delegate

authority to advisory committees for emergency closures during established seasons. The commissioner is empowered to set aside and make null and void only opening of seasons set by the advisory committees under this section. The appropriate board shall promulgate the necessary regulations governing these closures. An advisory committee may suspend the effectiveness of the requirements of AS 16.05.407(a) in regard to a nonresident United States citizen hunting, pursuing, or taking one or more of the species to which the requirements of AS 16.05.407(a) apply. A suspension of the requirements of AS 16.05.407(a) is effective within the boundaries of the geographical area which the Board of Game designates as being within the authority of the advisory committee suspending the requirement. An advisory committee may not suspend the effectiveness of the requirements of AS 16.05.407(a) unless it finds that there is a sufficient population of game to allow hunting, pursuing, or taking of the game by nonresident United States citizens as well as residents.

\* Sec. 23. AS 16.05.407(a) is amended to read:

(a) It is a class A misdemeanor [UNLAWFUL] for a nonresident United States citizen to hunt, pursue or take ~~by means of~~ <sup>Caribou or ~~some~~ moose</sup> BROWN BEAR, GRIZZLY BEAR, POLAR BEAR, ~~OR~~ SHEEP in this state, unless personally accompanied by a person who is licensed as a master guide, registered guide or assistant guide under AS 08.54 [BY THE DEPARTMENT] or [WHO IS PERSONALLY ACCOMPANIED] by a resident Alaskan over 19 years of age who is the spouse of or is related by blood within and including the second degree of kindred to the nonresident United States citizen. A nonresident United States citizen [PERSON] who applies for a [NONRESI-

DENT] big game tag for the taking of an animal specified in this section shall first furnish to the state, on a form provided by the state, an affidavit showing that he will be accompanied in his hunt by a person who is qualified under the terms of this section. A person who falsifies the required affidavit is guilty of perjury under AS 11.-56.200.

\* Sec. 24. AS 16.05.407 is amended by adding new subsections to read:

(d) It is a class A misdemeanor for a nonresident alien to hunt, pursue or take ~~big game~~ <sup>Brown bear, Grizzly bear, Polar bear, Sheep, Caribou or Moose</sup> in this state unless personally accompanied by a person who is licensed as a master guide, registered guide, or assistant guide under AS 08.54 or by a resident Alaskan over 19 years of age who is the spouse of or is related by blood within and including the second degree of kindred to the alien. A nonresident alien who applies for a big game tag for the taking of an animal specified in this section shall first furnish to the state, on a form provided by the state, an affidavit showing that he will be accompanied in his hunt by a person who is qualified under the terms of this section. A person who falsifies the required affidavit is guilty of perjury under AS 11.56.200.

(e) In this section,

(1) ~~"big game" means brown bear, grizzly bear, polar bear, caribou, moose, and sheep;~~

(2) "nonresident alien" means a person who is not a citizen of the United States and whose permanent place of abode is not in the United States.

Page 9, line 15:

Change "Sec. 22" to "Sec. 25"

Page 9, line 17:

Change "Sec. 23" to "Sec. 26"

Page 9, line 18:

Delete "and"

After "08.54.240(5)" insert "; and AS 16.05.407(c)"

Page 9, line 19:

Change "Sec. 24" to "Sec. 27"

The terms of the members of the Guide Licensing & Control Board are terminated as of the effective date of this act. The Guide Board members shall be appointed by the Governor pursuant to 08.54.010 and 08.54:020 as soon as practical.

# STATE OF ALASKA

AUDIT DIVISION  
POUCH W—ALASKA OFFICE BUILDING

## THE LEGISLATURE

BUDGET AND AUDIT COMMITTEE

FINANCE DIVISION  
POUCH WF—STATE CAPITOL

JUNEAU, ALASKA 99811

February 25, 1981

To: Senator Bob Mulcahy  
Chairman  
Senate Labor and Commerce  
Committee

From: Gerald L. Wilkerson, CPA *GLW*  
Legislative Auditor  
Division of Legislative Audit

Subject: Sunset Termination of Alaska Boards  
and Commissions

Per your request, I am enclosing the status and termination dates of Alaska activities that have been terminated by law.

The following agencies had a June 30, 1980 termination date and will discontinue at June 30, 1981 unless revived this session:

Collection Agency Board (AS 08.24.011)  
Guide Licensing and Control Board (AS 08.08.040)  
Board of Governors of the Alaska Bar Association  
(AS 08.08.040)  
State Board of Parole (AS 33.15.010)

The following agencies have a June 30, 1981 termination date and unless continued by law will have until June 30, 1982 to wind up their affairs:

Board of Welding Examiners (AS 08.99.010)  
Alcoholic Beverage Control Board (AS 04.06.010)  
Alaska Pipeline Commission (AS 42.06.010)

The following agencies have a June 30, 1982 termination date and unless continued by law will have until June 30, 1983 to wind up their affairs:

Board of Dental Examiners (AS 08.36.010)  
Board of Psychologist and Psychological Associate  
Examiners (AS 08.86.010)

Board of Electrical Examiners (AS 08.40.010)  
Real Estate Commission (AS 08.88.011)  
Alaska Renewable Resource Corporation (AS 37.12.010)  
Alaska Code Revision Commission (AS 24.20.075)

The following agencies have a June 30, 1983 termination date and unless continued by law will have until June 30, 1984 to wind up their affairs:

State Medical Board (AS 08.64.010)  
Board of Nursing (AS 08.68.010)  
Board of Marine Pilots (AS 08.62.010)  
Alaska Transportation Commission (AS 42.07.011)  
Alaska Council on Science and Technology (AS 44.19.181)

The following agencies have a June 30, 1984 termination date and unless continued by law will have until June 30, 1985 to wind up their affairs:

Board of Chiropractic Examiners (AS 08.20.010)  
Board of Examiners in Optometry (AS 08.72.010)  
Board of Pharmacy (AS 08.80.010)  
Board of Public Accountancy (AS 08.04.010)  
Board of Barbers and Hairdressers (AS 08.13.010)  
State Board of Registration for Architects, Engineers,  
and Land Surveyors (AS 08.48.011)

The following agencies have a June 30, 1985 termination date and unless continued by law will have until June 30, 1985 to wind up their affairs:

Board of Veterinary Examiners (AS 08.98.010)  
Alaska Public Utilities Commission (AS 42.05.010)  
Board of Dispensing Opticians (AS 08.71.010)

The following agencies have a June 30, 1986 termination date and unless continued by law will have until June 30, 1987 to wind up their affairs:

Board of Nursing Home Administrators (AS 08.70.010)  
State Physical Therapy Board (AS 08.84.010)

The Rural Development Council (AS 44.47.160-44.47.190) has a June 30, 1987 termination date and unless continued by law will have until June 30, 1988 to wind up its affairs.

Senator Bob Mulcahy  
February 25, 1981  
Page 3

If you need additional information on the "sunset" process,  
please contact me.

cc: ✓ Senator Arliss Sturgulewski  
Chairman  
Legislative Budget and Audit Committee

Proposed Amendments to HB 199

- Page 2: line 15 - delete the words "sport fishing". OIC  
line 25 - replace the word "limit" with "determine". OIC  
line 28 - replace the words "for limiting" with "to determine". OIC  
line 28 - replace the word "an" with "a new". OIC

Page 3: line 3 - insert after "equal" the phrase "provided this is not to include any existing exclusive or joint use area". OIC

between lines 4 and 5 - AS 03.54.120 is repealed and reenacted to read:

Add the following Qualifications for a Class A Assistant Guide License.

A person is entitled to be licensed as a Class A Assistant Guide if he: OIC

- (1) is 21 years of age or older.
- (2) is a resident of the state.
- (3) has been employed as a licensed assistant guide for at least three seasons in the three years immediately preceding his application for a license.
- (4) has been favorably recommended in writing by two hunters he has guided or assisted in guiding during each of the three years preceding his application, whose recommendations have been solicited by the board from a list provided by the applicant.
- (5) has not been convicted of a state law or regulation relating to guiding or hunting within the five years immediately preceding his application for a license.

Page 5: lines 16, 17, and 18 - delete (2) entirely. OIC  
line 20 - delete the words "sport fishing". OIC  
Sec. 15. AS 05.54.200(c) (3) is repealed and reenacted to read:

- (3) Upon conviction for one of the following violations the board shall hold a hearing and may revoke a license. Upon two convictions of any ~~two~~ of the following violations the board shall hold a hearing and shall revoke the license.

- A) Waste of a wild food animal.
- B) Hunting on the same day that the guide or his client are airborne.
- C) Hunting in an area closed by a state game law or regulation.
- D) Hunting during a hunting season closed by state law or regulation.
- E) Hunting in an exclusive or joint use guide area which is not assigned to the guide, without written permission

*from the appropriate guide or guide's.*

Page 7: lines 19 and 20 - delete (6) entirely. *OK*

lines 21 and 22 - delete (7) entirely. *OK*

Page 9: line 13 - delete the words "sport fishing". *OK*

Proposed Amendments to HB 199

Definition: 08.54.240

Federal - For the purposes of this act, "federal" is defined as the Lacey Act involving interstate shipment of wildlife taken in violation of state law or regulation.

Actively involved in guiding - Actively involved in guiding means obtaining a substantial portion of ones livelihood from guiding hunters.

ADVISORY COMMITTEE

Keith N. Johnson, Chairman  
3646 N. Point Dr.  
Anchorage, Ak. 99502  
Ph. 243-5087

Darrell Farman  
5941 Arctic Blvd.  
Anchorage, AK. 99502  
Ph. 276-0514 office  
~~344-5202~~ home  
345 0786

Red Beeman  
Box 134  
Chugiak, AK. 99567  
Ph. 683-2722

Mario Cerami  
P. O. Box 4-2012  
Anchorage, Ak. 99509  
Ph. 274-5475

Mike Branham  
619 Highlander Circle  
Anchorage, Ak. 99502  
Ph. 344-7022

Stan Frost  
Star Rt. A Box 2395 C  
Anchorage, Ak. 99507  
Ph. 344-5482  
345 2862

Jim Harrower  
4045 Lake Otis Parkway  
Suite 102  
Anchorage, Ak. 99504  
Ph. 276-8687 office  
~~344-5697~~ home  
345 2891

Ed Shavings  
Nunivak Island  
Box 31  
Mekoryuk, AK. 99630  
Town Phone 627-8001

Phil Driver  
1306 E. 26th Avenue  
Anchorage, Ak. 99503  
Ph. 277-8829

Consultants to the Advisory Committee:

Lisa Fussner - AG Office Ph. 276-3550

Clark Engle - Guide Board Ph. 333-5214

Bill Bellinger - Public Safety Guide Examiner  
Ph. 269-5675



# Alaska

## Professional Hunters Association, Inc.

P. O. BOX 4-1932  
ANCHORAGE, ALASKA 99509

Phone (907) 276-6914

OFFICERS  
LYNN CASTLE  
President  
Wood River Lodge  
P. O. Box 1616  
Fairbanks, Alaska 99707

STAN FROST  
Vice President  
Fairwood Lake, Alaska

VERNON HUMBLE  
Secretary/Treasurer  
Anchorage, Alaska

BOARD OF DIRECTORS  
LYNN CASTLE  
Wood River Lodge  
PHIL DRIVER  
Anchorage, Alaska  
STAN FROST  
Fairwood Lake, Alaska  
KIRK GAY  
Anchorage, Alaska  
VERNON HUMBLE  
Anchorage, Alaska  
RAY McHUTT  
Spring, Alaska  
ED SHAVINGS SR.  
Wasilla, Alaska

To: House Resources Committee

Ref: APHA Testimony on H.B. 199, submitted March 16, 1981 by Lynn Castle

I should like to correct a portion of my testimony which involved my answer to Representative Barnes's question about the APHA membership:

I was asked if Ron Hayes had been, or is a member or on the board of directors of the association. I replied that he had been, but had resigned his membership upon indictment of certain charges pending at this time. This information is incorrect. Ron Hayes did not renew his membership in either 1979, nor in 1980 or 1981. He was a member for several years prior to 1977. During the period that he was a member in good standing his guiding record showed no arrests, convictions or other pending legal problems associated with guiding activity insofar as the association could determine.

It should be noted perhaps, that at the annual meetings of APHA in December, 1980 the APHA Board of Directors unanimously adopted a resolution, which subsequently received widespread approval from the membership that, "in the event one of the association members is indicted for one of the following major game or guiding violations: 1 - Hunting same day airborne, 2 - Waste of a wild food animal (wanton waste), 3 - Hunting in an area closed by State law or regulations, 4 - Hunting during a closed hunting season, and 5 - Hunting in another guide's exclusive assigned area; that his membership be automatically suspended pending adjudication of the alleged violation by the courts."

Thank you,

Lynn M. Castle  
President, APHA



# Alaska

## Professional Hunters Association, Inc.

P. O. BOX 4-1932  
ANCHORAGE, ALASKA 99509

Phone (907) 276-6914

### OFFICERS

LYNN CASTLE  
President  
Wood River Lodge  
P.O. Box 1516  
Fairbanks, Alaska 99707

STAN FROST  
Vice President  
Forward Lake, Alaska

VERNON HUMBLE  
Secretary/Treasurer  
Anchorage, Alaska

### BOARD OF DIRECTORS

LYNN CASTLE  
Wood River Lodge  
PHE DRIVER  
Anchorage, Alaska  
STAN FROST  
Forward Lake, Alaska  
KERR GAY  
Anchorage, Alaska  
VERNON HUMBLE  
Anchorage, Alaska  
RAY McHITT  
Starling, Alaska  
ED SHAYINGS SR.  
Makrova, Alaska

To: House Resources Sub-Committee on House Bill 199 (Guide Bill)

Ref: Recommended amendments from the Alaska Professional Hunters Association

page 1, lines 19 & 20 -- Delete (Not more than), and require that Three members of the board shall be..... etc.

page 2, line 4 -- Add after license, or assignment and/or modification of an exclusive guide area.

page 2, line 25 -- Delete (limit), change word to determine.

page 2, line 28 -- Delete (limiting), and change word to determining

page 3, lines 21 & 22 -- Delete words (shall), and change word to may

page 5, line 23 -- Change to read, (3) a licensee has been convicted of any two of the following violations within

(remark: this is one of the changes we are MOST interested in seeing made. The bill is tight enough already, without mandatory revocation upon conviction of only one violation. We would concur with language which provided a 'may' option for one violation, and a 'shall' option for two of the major violations as listed under sub-section (3) of this section.)

page 7, lines 19 & 20 -- Delete entirely

(remark: this requirement is no longer necessary now that Guide Board has successfully eliminated sub-contracting of areas, only works as a hardship on many guides, particularly those involved in boat crew operations such as walrus hunting, and/or lodge ownership. An alternative to this deletion would be adoption of the Advisory Committee's recommendation for changing the qualifications for a Class A Assistant Guide license. APHA would support either approach, but we do NEED one or the other.)

page 8, lines 21, 22, & 23 -- Delete sub-section (B) as written, and insert, includes the providing and/or contracting to provide for packers, camp helpers, temporary camps, hunting equipment or other services in the hunting area to non-resident hunters for monetary or material remuneration. Nothing in this definition shall preclude rental of permanent overnight cabins existing prior to July 1, 1981.

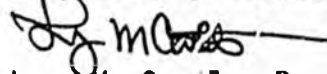
(remark: this definition would appear an equitable solution to the

problems identified during the House Resources Committee Hearing of H.B.199, March 16th, and APHA endorses such language.)

Remark: APHA has no conflict with any of the other proposed amendments submitted by the Guide Board Advisory Committee, however the association has taken no official stand on each of those amendments. We would like to see the deletion of requirements to possess a fishing license, as well as deletion to referral to violations of sport fishing regulations in the bill for fishing really has nothing to do with the guide bill. But we can certainly accept these items without hardship. I've tried to limit our recommended amendments to those items of particular concern to association and industry members.

Thank you for your consideration of our industry.

Respectfully submitted,



Lynn M. Castle, President APHA



# Alaska

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President  
Wood River Lodge  
P.O. Box 1818  
Fairbanks, Alaska 99707

STAN FROST  
Vice President  
Forsyth Lake, Alaska

VERNON HUMBLE  
Secretary/Treasurer  
Anchorage, Alaska

BOARD OF DIRECTORS  
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PHIL DRIVER  
Anchorage, Alaska  
STAN FROST  
Forsyth Lake, Alaska  
KIRK GAY  
Anchorage, Alaska  
VERNON HUMBLE  
Anchorage, Alaska  
RAY McNUTT  
Sterling, Alaska  
ED SHAVINGS SR.  
Mokona, Alaska

### ALASKA GUIDING INDUSTRY FACTS

(Summary of data obtained from a sample of 133 returned questionnaires which were mailed to a total of 433 master and registered guides licensed during the 1977 and 1978 calendar years. Creditability of these figures is good as evidenced by comparing portions of sample data to Department of Revenue and Department of Commerce figures for this period. Data was originally obtained as part of an Alaska Professional Hunter's Association project to determine the dollar value of the guiding industry to the State of Alaska. Licensing figures were obtained from the Alaska Department of Commerce and Alaska Guide License and Control Board.

Since 1977-78 we have observed an increase in the number of guiding contracts (up 15 - 20%), however the average number of animals taken as result of each of these contracts has dropped markedly subsequent to increasingly restrictive and non-overlapping game seasons. For instance, August hunts for sheep have traditionally included caribou and/or moose; this is no longer possible as moose and caribou seasons do not open until September in most areas of the state today. The following figures have been projected from the 1977-78 data, conservatively assuming that guiding revenues within the overall state have remained relatively constant other than an inflation factor which appears to average between 40 and 60 percent. I've conservatively used a 40% factor to relate relative values for 1981.)

Number of Registered and Master Guides licensed in 1980 -- 366

Number of Class-A Guides licensed in 1980 -- 109

Number of Assistant Guides licensed in 1980 -- 575

Number of Registered/Master guides expected to file one or more guiding contracts (that is expected to be active) in 1981 year -- 220 to 260

Approximately 55% of active Registered/Master guides list guiding as full-time or major profession

Approximately 45% of active Registered/Master guides list guiding as part-time or secondary profession

Approximately 19% of guiding operations gross less than \$14,000 in 1980

Approximately 28% of guiding operations gross \$14,000 to \$35,000 in 1980

Approximately 28% of guiding operations gross \$14,000 to \$35,000 in 1980

Approximately 38% of guiding operations gross \$35,000 to \$105,000 in 1980

Approximately 15% of guiding operations gross more than \$105,000 in 1980

Average gross of all operations in 1981 -- \$65,261

Industry reports clients spend additional monies within state for travel, hotel, souvenirs, taxidermy preparation, etc. equal to approximately 28-30% of guiding fees (exclusive of license fees and travel to and from Alaska)

Each Master/Registered guide operation supports an average of 7.5 employees

Each Master/Registered guide operation supports therefor a total average of 31.6 Alaskans directly dependent upon guiding income for all or a portion of their livelihood (i.e. family members and dependents). Thus some 8,216 Alaskans receive direct benefit from the guiding dollar from within the guiding industry annually; questionnaires reflected comments which would place this figure some what higher than this figure, or approximately 12,000, however if we take into account that in any given year not all 'active' guides are active owing to the provisions of the guide law which allow a guide to be listed as 'active' if he hunts only every other year., Thus, the 8,216 figure more accurately represents an annual figure.

Estimated (conservative for we have used the lower inflation factor) dollars guiding industry brings into Alaska exceeds 22.8 million dollars (250 active guides in any given year times average gross income plus related expenditures reported at 28% of guiding gross)

License revenue dollars guiding industry brings into Alaska exceeds 1.5 million dollars. These figures are somewhat lower than the total non-resident license and tag revenues reported by the Department of Revenue figures owing to involvement by non-guiding, primarily air-taxi-guiding operations operating within the State.

(figures prepared by Lynn Castle and the board of directors of the APHA, with the help of the Anchorage office of the Guide License and Control Board, and Department of Commerce figures)

Received 3/03/82

THE LEGISLATURE OF THE STATE OF ALASKA  
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. CSHB 199 (2d Resources)  
 Title An Act relating to guiding; and providing for an effective date.  
 Requested by Governor Date 3-1-82

II. FISCAL DETAIL

Agency Affected Department of Commerce & Economic Development  
 Program Category Affected Public Protection  
 BRU, Program, Or Subprogram(s) Affected Regulation & licensing of professions; boards  
 (Note: If more than one budget component is affected, separate line-item & admin. amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES						
200 TRAVEL		6.8	7.5	8.2	9.0	9.9
300 CONTRACTUAL		3.0	.0	.0	.0	.0
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
<b>TOTAL</b>		9.8	7.5	8.2	9.0	9.9

FUNDING (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
GENERAL FUND		9.8	7.5	8.2	9.0	9.9
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
FULL TIME		0	0	0	0	0
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

TRAVEL - 10% inflation factor projected.

Annual meeting in Nome area, to address concerns of guides in Northwestern region of the state; 7 members and 1 department staff, travel costs plus 5 days per diem @ \$80/day:

Travel	\$ 3,590
Per diem	3,200
	<u>\$ 6,790</u>

CONTRACTUAL -

Reprinting and distribution costs of new guide board statute and regulation booklets, applications and renewal forms. (one time cost FY'83) - \$2,000.00

In anticipation of special guide license regulations for guiding of marine mammals, additional costs of regulation public notices and teleconference public hearings estimated in FY'83: \$1,000.00

IV. DATE March 3, 1982

PREPARED BY Mariorie Odland  
 AGENCY Division of Occupational Licensing  
 PHONE 465-2535

Original: Legislative Finance  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)

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THE LEGISLATURE OF THE STATE OF ALASKA  
TWELFTH LEGISLATURE

FISCAL NOTE - AMENDED

I. REQUEST

Bill/Resolution No. CSHB 199 (Res)  
Title An Act relating to guiding; and providing for an effective date  
Requested by Resources Committee Date 4-23-81

II. FISCAL DETAIL

Agency Affected Department of Commerce & Economic Development  
Program Category Affected Public Protection

BRU, Program, Or Subprogram(s) Affected Regulation & Licensing of professions; admin boards, and investigations  
(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES						
200 TRAVEL	14.4	15.8	17.4	19.2	1.0	23.1
300 CONTRACTUAL	29.9	32.6	35.5	38.7	42.2	45.9
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
<b>TOTAL</b>	<b>44.3</b>	<b>48.4</b>	<b>52.9</b>	<b>57.9</b>	<b>63.2</b>	<b>69.0</b>

FUNDING (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
GENERAL FUND	44.3	48.4	52.9	57.9	63.2	69.0
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
FULL TIME	0	0	0	0	0	0
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

TRAVEL - 10% inflation factor projected.

Travel and per diem for guide board members (7) and department staff (1) to hold meetings, regulation hearings on marine mammals, and administer special guide license examinations: 1 in Nome, and 1 in Hope, AK; 5 days each @ \$80/day per diem plus travel costs

Total - \$14,380	<u>Nome</u>	Travel 3,590	Per diem 3,200
	<u>Hope</u>	4,390	3,200
		\$ 7,980	\$ 6,400

CONTRACTUAL - 9% inflation factor projected.

Reprinting and distribution of amended guide board statute booklet and application forms for special guide license (marine mammals) \$ 2,000 (cont....)

IV. DATE January 28, 1982 PREPARED BY Margaret Odland Regulations Specialist  
AGENCY Division of Occupational Licensing  
Original: Legislative Finance PHONE 465-2535  
cc: Budget and Management  
Prime Sponsor (First Legislator Named)  
33-001 (Rev. 12/81)

CSHB 199 contractual services continued. . .

Professional Services Contract - contract for one person to travel to Arctic villages for purpose of holding seminars for special guide license applicants (marine mammals), explaining examination process, licensing procedures and the guiding laws. Estimate a 30 day contract to include salary, travel costs, per diem and limited expenses:

Salary, 30 days @ \$150/day	4,500
Per diem, 30 days @ \$80/day	2,400
Travel, 4 trips between Nome and Juneau @ approx. \$591/trip	<u>2,364</u>
Total \$	9,264

Violation Hearings - Costs estimated from past guide violation hearings held in December 1981. Anticipate 10 marine mammal guide violations per year. In estimating one day hearings, the following costs are considered:

\*Average (6) hour days.

Hearing Officer @ \$75/hour	\$ 450.00
Court Reporter @ \$25/hour	150.00
10 exhibits, .45 ea.	4.50
3 witnesses, 1/2 day ea., @\$12.50	37.50
1 expert witness, 2 hrs, @ \$150/hr	300.00
Transcript, avg. 210 pages @ \$4.50/page	<u>945.00</u>
	\$1,887.00
	X 10
	<u>\$ 18,870.00</u>

\*\* Other costs such as transportation and per diem for witnesses, depositions, and other special handling can occur and increase the daily cost.

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TO: ALL LEGISLATORS

FR: TONY TODD  
357 E. KOKIHN LN LIGHTS BLVD.  
ANCHORAGE 99503 274-3343

I URGE YOU NOT TO SUPPORT HB 199.

*[Handwritten signature]*

MSG 81-00015141 PRTY 1 05/01/81 17:24:03 ORIG: LA00 IN= 0004 OUT= 0001  
FROM: MARCIE, ANC INFO TO: POM, JUNEAU INFO  
TARGET: LJH2 SUBJ: POM'S PAGE 0001

---

TO: ALL MEMBERS, HOUSE OF REPRESENTATIVES  
FROM: PHIL DRIVER, REGISTERED GUIDE  
1306 EAST 26TH AVE., ANC 99504 (277-8829)

PASSAGE OF HOUSE BILL 199 IS NECESSARY. THE CONCEPT OF THE GUIDE BOARD PLUS THE EXCLUSIVE GUIDE AREAS EFFECTS GOOD MANAGEMENT AND CONSERVATION OF ALASKA TROPHY GAME ANIMALS. IT WILL OFFER THE UPCOMING GUIDE WHO HAS THE INITIATIVE AND INCENTIVE TO APPLY HIMSELF AN OPPORTUNITY TO BECOME PART OF A VIABLE INDUSTRY.

MSG 81-00015141 PRTY 1 05/01/81 17:24:03 ORIG: LA00 IN= 0004 OUT= 0007  
FROM: MARCIE, ANC INFO TO: POM, JUNEAU INFO  
TARGET: LJH2 SUBJ: POM'S PAGE 0002

---

TO: ALL MEMBERS, HOUSE OF REPRESENTATIVES  
FROM: MIKE KING, CLASS A GUIDE  
308 EAST NORTHERN LIGHTS BLVD., ANC 99503 (279-7454)

PASS THE GUIDE BILL (HOUSE BILL 199) AND LEAVE THE EXCLUSIVE GUIDE AREAS IN THE BILL.

MSG 81-00015141 PRTY 1 05/01/81 17:24:03 ORIG: LA00 IN= 0004 OUT= 0007  
FROM: MARCIE, ANC INFO TO: POM, JUNEAU INFO  
TARGET: LJH2 SUBJ: POM'S PAGE 0003

---

TO: ALL MEMBERS, HOUSE OF REPRESENTATIVES  
FROM: STEVE O. BELARDE, 6611 GREENWOOD, ANC 99502  
(344-5930)

I AM IN FAVOR OF HOUSE BILL 199 (THE GUIDE BILL)

61

MSG 81-00015182 PRTY 1 05/01/81 18:42:06 ORIG: LA00 IN= 0007 OUT= 0100  
FROM: MARCIE, ANC INFO TO: POM, JUNEAU INFO  
TARGET: LJH2 SUBJ: POM'S

----- PAGE 0001

TO: ALL MEMBERS OF THE LEGISLATURE

FROM: WALTER HANNI, 5841 ARCTIC BLVD., ANC 99502 (279-7695)

PLEASE RETAIN HOUSE BILL 199. IT ENCOURAGES GAME CONSERVATION BY THE  
INDIVIDUAL GUIDE IN HIS AREA AND IT PROTECTS OUR GAME FROM UNSUPERVISED  
HUNTING BY NON-RESIDENTS. GUIDES HAVE SUBSTANTIAL INVESTMENTS IN THEIR  
AREAS. IF THEIR EXCLUSIVE RIGHTS IN THOSE AREAS ARE TAKEN FROM THEM,  
IT WILL ENCOURAGE THEM TO OVERBOOK AND TAKE WHATEVER GAME IS IN THE  
AREA BEFORE OTHER GUIDES CAN COME IN AND TAKE THEIR ANIMALS.

MSG 81-00015382 PRTY 1 05/04/81 17:50:14 ORIG: LF01 IN= 0008 OUT= 0068  
FROM: ANNIE IN FAIRBANKS TO: JUNEAU INFO.  
TARGET: LJH2 SUBJ: POM

PAGE 0001

TO: ALL REPRESENTATIVES: REFS. ABOOD, ADAMS, ANDERSON, BARNES, BEIRNE, BETTISWORTH, BROWN, BUCHHOLDT, BYLSMA, CARNEY, CATO, CHUCKWUK, CLOCKSIN, COTTEN, CUDDY, DUNCAN, FANNING, FREEMAN, FULLER, GARDINER, GRUSSENDORF, HALFORD, HAUGEN, HAYES, HURLBERT, MALONE, MARTIN, MEEKINS, METCALFE, MILLER, MONTGOMERY, MOSS, O'CONNELL, PHILLIPS, RANDOLPH, ROGERS, SMITH, SUTCLIFFE, VASKA, ZHAROFF

RE: CSHB 199

(THE FOLLOWING MESSAGES CONCERN THE ABOVE CSHB 199)

FROM: JOHN HARKEY, BOX 1616, FAIRBANKS 99707 345-1140

I AM CURRENTLY AN ASSISTANT GUIDE AND PLAN ON MAKING GUIDING MY LIVIHOOD. I BELIEVE THE EXCLUSIVE GUIDE AREAS AND HB199 IS A MUST FOR HONEST GUIDES TO REMAIN IN BUSINESS. I URGE YOU TO SUPPORT THESE MEASURES.

MSG 81-00015382 PRTY 1 05/04/81 17:50:14 ORIG: LF01 IN= 0008 OUT= 0068  
FROM: ANNIE IN FAIRBANKS TO: JUNEAU INFO.  
TARGET: LJH2 SUBJ: POM

PAGE 0002

(CONTINUED CSHB 199)

FROM: LYNN CASTLE, REPRESENTING L-S OUTFITTERS AND MY FAMILY, P. O. BOX 82 MCKINLEY PARK, ALASKA 983-2261

I AM A MASTER GUIDE WHOSE FAMILY'S TOTAL DEPENDENCE IS UPON FAIR-CHASE GUIDING WE STRONGLY SUPPORT HB199 AND SUPPORT THE EXCLUSIVE GUIDE AREA CONCEPT.

THE GUIDE BOARD AND EXCLUSIVE GUIDE AREAS HAVE MADE GUIDES MORE RESPONSIBLE AND HONEST AND RESULT IN FAR FEWER CONFLICTS WITH RESIDENT HUNTERS.

MSG 81-00015382 PRTY 1 05/04/81 17:50:14 ORIG: LF01 IN= 0008 OUT= 0068  
FROM: ANNIE IN FAIRBANKS TO: JUNEAU INFO.  
TARGET: LJH2 SUBJ: POM

PAGE 0003

(CONTINUED CSHB 199)

FROM: TOM KIRSTEIN, WOOD RIVER LODGE, P.O. BOX 1616, FAIRBANKS 99707 345-1160

I SUPPORT HB199. I'M A REGISTERED GUIDE AND I INTEND TO MAKE GUIDING MY LIFE'S WORK.

I SUPPORT EXCLUSIVE GUIDE AREAS, THE GUIDE BOARD AND THE AMMENDMENTS SPONSORED BY THE ALASKA PROFESSIONAL HUNTERS ASSOCIATION. AT THIS TIME, I DO NOT HAVE AN AREA OF MY OWN.

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MSG 81-00015358 PFY 1 05/04/81 16:07:44 ORIG: LA02 IN= 0004 OUT= 0058  
FROM: ROBERTA TO: JUND INFO  
TARGET: LJM2 SUBJ: FOMS PAGE 0004

---

TO: ALL MEMBERS OF THE HOUSE

FROM: HOWARD HEADLEY, SRA. BOX 460, ANC 99507; 345-2525

RE: HB 199

I FEEL IT IS ESSENTIAL TO PASS THIS BILL INTACT WITH THE EXCLUSIVE  
GUIDE AREAS. THIS IS THE ONLY WAY TO REQUIRE GUIDES TO MANAGE THESE AREAS  
IN A VIABLE MANNER. THIS WAY THE YOUNG FELLOW COMING ALONG WILL HAVE A  
CHANCE TO GUIDE IN THE FUTURE.

MSG 81-00015356 PRY 1 05/04/01 15:50:33 ORIG: LA02 IN= 0007 OUT= 0007  
FROM: ROBERTA TO: JUNG INFO  
TARGET: LJH2 SUBJ: POMS PAGE 0001

TO: ALL MEMBERS OF HOUSE AND SENATE

FROM: DARREL FARMEN, SRA, BOX 1592, AHC 99507; 345-0786

PASSAGE OF HB 199 WILL BENEFIT WILDLIFE POPULATIONS, RESIDENTS, AND CONTROL GUIDES. THIS BILL PROVIDES A MECHANISM TO CURTAIL COMPETITION FOR MANY GAME RESOURCES IN MANY AREAS OF THE STATE. YOUR SUPPORT FOR PASSAGE WILL BE APPRECIATED.

TARGET: LJH2 SUBJ: P.O.M.

TO: ALL LEGISLATORS

FR: RENA B. PINELL, BOX 598, PALMER 99645

I WOULD LIKE TO SEE EXCLUSIVE GUIDE AREAS CONTINUED.

TO: ALL LEGISLATORS

FR: MILLICENT DEFRIEST, BOX 273, PALMER 99645

I DO NOT WANT THE LAND (GUIDE AREAS) TAKEN AWAY FROM THE GUIDES.

MSG 81-00015397 PRTY 1 05/04/81 19:00:06 ORIG: LA02 IN= 0006 OUT= 0072  
FROM: LOU TO: JNU INFO  
TARGET: LJH2 SUBJ: POM PAGE 0001

TO: ALL LEGISLATORS

FROM: ELEANOR JONES, P.O. BOX 4-2195, ANC. 99509 277-1964

JERRY BRANDT, 5901 ARTIC BLVD., SUITE H, ANC. 99502 277-8444

I URGE PASSAGE OF HB-199.

MSG 81-00015376 PRTY 1 05/04/81 17:06:59 ORIG: LA02 IN= 0005 OUT= 0064  
FROM: LOU TO: JNU INFO  
TARGET: LJH2 SUBJ: POM PAGE 0002

TO: ALL LEGISLATORS

FROM: MARILYN AND BOB GAY, 1710 SOUTH SALEM DRIVE, ANC. 99504 272-6904

WE URGE YOU VOTE YES ON HB-199. FOR SAFETY REASONS ALL NONRESTRICT HUNTERS SHOULD BE ACCOMPANIED BY A PROFESSIONAL GUIDE THAT KNOWS ALASKA. KEEP IN MIND, IF WE HAVE THE NECESSITY TO GO OUT AND FIND LOST OR ILLICIT HUNTERS WHO WILL BE RESPONSIBLE FOR PAYING THE BILL.

MSG 81-00015391 PRTY 1 05/04/81 18:21:59 ORIG: LM00 IN= 0005 OUT= 0074  
FROM: MARY/MATSU TO: JUMEAU INFORMATION  
TARGET: LJH2 SUBJ: P.O.M. PAGE 0006

TO: ALL LEGISLATORS

FR: LEONARD NOFFITT, BOX 748, PALMER 99645

IT SEEMS THE ONLY INFORMATION THE ALASKA COURTS ARE WILLING TO GIVE THE PEOPLE IS THROUGH ONE OF 1600 POSSIBLE VERSIONS (ATTORNEYS) VERBALLY IN COURT ABOUT WHAT PROCEDURES AND PEOPLES' RIGHTS IN COURT ARE APPOINTED JUDGES RELATE TO ATTORNEYS. ELECTED JUDGES RELATE TO PEOPLE AND, IN EFFECT, REDUCE CRIME. OUR PRESENT SYSTEM SEEMS SO REMOTE FOR THE PEOPLE. IT SHOULD BE LIKEN TO GOING TO COURT IN A FOREIGN COUNTRY.

bl  
MSG 81-00015356 PRY 1 05/04/81 15:58:33 ORIG: LA02 IN= 0007 OUT= 0057  
FROM: ROBERTA TO: JUNG INFO  
TARGET: LHM2 SUBJ: POMS PAGE 0004

TO: ALL MEMBERS OF HOUSE AND SENATE.

FROM: DARREL FARMEN, SRA. BOX 1592, HMC 99507; 345-0784

PASSAGE OF HB 199 WILL BENEFIT WILDLIFE POPULATIONS, RESIDENTS, AND CONTROL GUIDES. THIS BILL PROVIDES A MECHANISM TO CURTAIL COMPETITION FOR MANY GAME RESOURCES IN MANY AREAS OF THE STATE. YOUR SUPPORT FOR PASSAGE WILL BE APPRECIATED.

LA11 3667 20.10 03/16/81 JAO1 0002 07.55 03/17/81

*Kristina 5*

TO JUNEAU INFO

FROM MARCIE, ANC INFO

RE: POM

TO: REPRESENTATIVES HALFORD, BUCHHOLDT, GARDINER, & ZHAROFF

FROM: DEAN CARRELL, ALASKA TRAVEL AIR  
& LAKE HOOD AIR TAXI ASSOCIATION  
P. O. BOX 6012, ANCHORAGE 99502 (243-4200)  
(THIS MESSAGE PHONED IN BY MRS. CARRELL)

WE URGE THAT YOU NOT SUPPORT HB 199 UNTIL THE LANGUAGE ON PAGE 8,  
LINES 21-26 IS DELETED. THE BILL DOES NOT PROMOTE EFFECTIVE GAME  
MANAGEMENT AND IS DETRIMENTAL TO TOURISM, ALASKA'S #2 INDUSTRY.

MSG 81-00015301 PRTY 1 05/04/81 13:29:05 ORIG: LA02 IN= 0002 OUT= 0039  
FROM: LOU TG: JHU INFO  
TARGET: LJH2 SUBJ: POM (ca) PAGE 0002

---

TO: ALL LEGISLATORS

FROM: SCOTT AND BARBARA MOLBY, P.O. BOX 153, WASILLA, AK. 99687 376-2203

MIKE MC CANN AND CLARK ENGLE, 4129 LANA COURT, ANC. 99502 333-5214

ROBERT GERLACH, BOX 23, TALKEETNA, AK. 99676

---

I SUPPORT HB-199 AND THE RETENTION OF EXCLUSIVE GUIDE AREAS. THIS SYSTEM HAS STABILIZED THE GUIDNG ACTIVITIES AND IN NO WAY INTERFERES WITH RESIDENT HUNTERS.

# Comments on Guide Bill HB 199

MSG 81-00014923 PRTY 1 04/30/81 15:34:55 ORIG: LA00 IN= 0019 OUT= 0084  
FROM: ROBERTA TO: JUNO INFO  
TARGET: LJH2 SUBJ: POMS PAGE 0002

---

TO: ALL LEGISLATORS

FROM: ALEXEY STEPETIN, ST PAUL ISLAND, AK 99660

HB 199 ONLY SERVES A SMALL GROUP OF GUIDES. THIS BILL WILL MAKE CRIMINALS OUT OF HONEST GUIDES THAT CANNOT BUY GUIDING AREAS. PLEASE DEFEAT HB 199. DELETE EXCLUSIVE GUIDE AREAS FROM BILL. THEY SEEM VERY WRONG.

---

MSG 81-00014923 PRTY 1 04/30/81 15:34:55 ORIG: LA00 IN= 0019 OUT= 0084  
FROM: ROBERTA TO: JUNO INFO  
TARGET: LJH2 SUBJ: POMS PAGE 0001

---

TO: ALL LEGISLATORS

FROM: ROY O YOUNG, 4225 SPENARD ROAD, SP 84, ANC 99503; 243-6541

I AM IN TOTAL OPPOSITION TO HB 199. MY GUIDE LICENSE IN NO. 11, BUT THIS HB 199 PREVENTS ME FROM GUIDING. IN ORDER TO GUIDE I WOULD HAVE TO BUY A GUIDING AREA THERE ARE NONE AVAILABLE SO I CANNOT GUIDE. THAT HB 199 IS VERY UNFAIR AND GIVES ADVANTAGE TO A SELECT FEW. SO PLEASE DEFEAT THIS HB 199.

MSG 81-00014923 PRTY 1 04/30/81 15:34:55 ORIG: LA00 IN= 0019 OUT= 0084  
FROM: ROBERTA TO: JUNO INFO  
TARGET: LJH2 SUBJ: POMS PAGE 0004

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TO: ALL LEGISLATORS

FROM: ROBERT L MC GUIRE, 4225 SPENARD ROAD, #35, ANC 99502

SEC. 08.54.195, EXCLUSIVE GUIDE AREAS SHOULD BE DELETED FROM CSHB 199.  
IT ALLOWS SPECIAL GUIDES TO RECEIVE USE OF PUBLIC RESOURCES AT THE EXPENSE  
OF OTHER GUIDES. GUIDE AREAS ARE OFFERED FOR SALE TO GERMAN HUNTING GROUPS.  
SOME GUIDES HAVE FIVE AREAS AND SOME DO NOT HAVE ONE. PLEASE DELETE  
SEC. 08.54.195 FROM CSHB 199.

1  
4  
MSG 81-00014859 PRTY 1 04/30/81 12:33:27 ORIG: LA00 IN= 0009 OUT= 0052  
FROM: LOU TO: JNU INFO  
TARGET: LJH2 SUBJ: POM PAGE 0001

TO: ALL LEGISLATORS

FROM: KEITH JOHNSON, 3646 NORTH POINT DRIVE, ANC.99502 243-5087

TOMMORROW, FRIDAY, PLEASE AMEND HB-199 BY STRICKING OUT THE THREE GUIDE LAW  
LIMIT, PAGE 10, LINES 26,27 AND 28. GUIDE AREAS ARE RESTRICTIVE ENOUGH  
WITHOUT AN UNCONSTITUTIONAL LAW RESTRICTING FREE ENTERPRISE.

KEITH JOHNSON, CHAIRMAN, GUIDE ADVISORY COMMITTEE

61  
MSG 81-00013189 PRTY 1 04/20/81 17:49:42 ORIG: LA03 IN= 0014 OUT= 0088  
FROM: CAROL, ANCH TO: JUNEAU INFO  
TARGET: LJH2 SUBJ: PUBLIC OPINION MESSAGE PAGE 007

TO: ALL LEGISLATORS

FROM: ERLING CHRISTIANSEN, BOX 4-999, ANCHORAGE 99509  
(H) 344-1460 (276-3533)

I AM OPPOSED TO HB 199 AS BEING MONOPOLISTIC IN NATURE, IN FAVOR OF THE FEW. AS AN AVID HUNTER AND LONG TIME RESIDENT OF THE STATE I DON'T BELIEVE THAT MY RIGHTS SHOULD BE RESTRICTED OR THAT MONETARY GAINS FOR A FEW GUIDES SHOULD BE LEGALLY TAKEN OVER BY THE STATE, AT THE EXPENSE OF THE MANY.

62  
MSG 81-00013237 PRTY 1 04/21/81 10:06:42 ORIG: LA00 IN= 0002 OUT= 0023  
FROM: MARCIE, ANC INFO TO: POM, JUNEAU INFO  
TARGET: LJH2 SUBJ: POM PAGE 0003

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TO: ALL MEMBERS OF THE LEGISLATURE

FROM: TOM RAVICHIS, 2100 IVAN DRIVE, ANC 99507 (NO PHONE)

I AM OPPOSED TO HOUSE BILL 199.

1) WE DON'T NEED EXCLUSIVE GUIDE AREAS.

2) WE DON'T NEED THE GOVERNMENT TO TELL US WHO WE CAN OR CAN'T  
TAKE HUNTING OR A GUIDE TELL US.

↑  
MSG 81-00013237 PRTY 1 04/21/81 10:06:42 ORIG: LA00 IN= 0002 OUT= 0023  
FROM: MARCIE, ANC INFO TO: POM, JUNEAU INFO  
TARGET: LJH2 SUBJ: POM PAGE 0002

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TO: ALL MEMBERS OF THE HOUSE OF REPRESENTATIVES

FROM: ROBERT J. FOX, P O BOX 193 GIRDWOOD 99587 (783-2554)

I AM OPPOSED TO THE PROVISION OF THE EXCLUSIVE GUIDE AREA CLAUSE IN THIS  
BILL AS IT PROMOTES A MONOPOLY FOR CERTAIN PERSONS IN THESE AREAS WHICH  
ARE STATE LANDS WHICH SHOULD BE FOR THE USE OF ALL ALASKANS REGARDLESS  
OF THEIR STATUS.

↑  
MSG 81-00013237 PRTY 1 04/21/81 10:06:42 ORIG: LA00 IN= 0002 OUT= 0023  
FROM: MARCIE, ANC INFO TO: POM, JUNEAU INFO  
TARGET: LJH2 SUBJ: POM PAGE 0001

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TO: ALL LEGISLATORS

FROM: JOE RUSSO, 1505 WEST 35TH AVE, ANC 99503 (274-4149)

I AM OPPOSED TO HOUSE BILL 199. THIS BILL IS NOTHING MORE THAN AN  
ATTEMPT TO MONOPOLIZE THE ENTIRE HUNTING AND FISHING AREAS IN THIS GREAT  
STATE OF ALASKA. THIS STATE IS FOR THE ENTIRE POPULATION AND ALL SHOULD  
ENJOY THE BENEFITS EQUALLY, AND NOT JUST THE SELECTED FEW WHO WOULD BENEFIT  
BY THE ABOVE BILL. WE DO NOT NEED EXCLUSIVE GUIDE AREAS, AND ANY ATTEMPT  
THROUGH HOUSE BILL 199 WOULD BE DISCRIMINATION PURE AND SIMPLE AND OF THE  
WORST KIND. WE ALASKANS DO NOT NEED THIS SORT OF TREATMENT.

61  
MSG 81-00013237 PRY 1 04/21/81 10:06:42 ORIG: LA00 IN= 0002 QUIT= 0023  
FROM: MARCIE, ANC INFO TO: POM, JUNEAU INFO  
TARGET: LJH2 SUBJ: POM PAGE 0010

TO: ALL MEMBERS OF THE LEGISLATURE

FROM: JAMES C. ROBNETT, BOX 18, CHUGIAK 99567 (688-2218)

I AM OPPOSED TO HOUSE BILL 199 AND THE GUIDE BOARD. THE EXCLUSIVE  
GUIDE AREAS HAVE BEEN ISSUED AND ADMINISTERED ON A BIAS BASIS. IT IS  
— ILLEGAL TO USE AN AREA NOT ASSIGNED TO YOU. — YOU ARE REQUIRED TWO YEARS  
USE TO QUALIFY FOR AN AREA. IF YOU QUALIFY FOR AN AREA, YOU HAVE DONE SO  
ILLEGALLY.

61  
MSG 81-00013237 PRTY 1 04/21/81 10:06:42 ORIG: LA00 IN= 0002 OUT= 0023  
FROM: MARCIE, ANC INFO TO: POM, JUNEAU INFO  
TARGET: LJH2 SUBJ: POM PAGE 0009

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TO: ALL MEMBERS OF THE LEGISLATURE

FROM: HAROLD E. SANGUINETTI, 903 WEST 30TH #2C, ANC 99503 (279-5998)

I OPPOSE HOUSE BILL 199. THE BOARD HAS ESTABLISHED EXCLUSIVE USE OF THE STATES RESOURCES, FOR THEIR OWN SELF INTERST NOT BEING ALLOWED TO HUNT AND FISH WITHOUT THE USE OF A GUIDE IS TAKING AWAY MY RIGHT TO HUNT. I DON'T NEED SOMEONE TO HOLD MY HAND WHEN IT'S APPARENT THAT'S WHAT IS HAPPENING. I'M NOT PROFITING BY THIS BILL. THIS IS ALLOWING A SELECT FEW FULL RIGHTS.

FROM: MARCIE, ANC INFO  
TARGET: LJH2 SUBJ:

POM

TO: POM, JUNEAU INFO

PAGE 0008

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TO: ALL MEMBERS OF THE LEGISLATURE

FROM: ANDY TOUSIGNANT, PO BOX 1559, VALDEZ 99868 (835-264.)

I AM OPPOSED TO THE GUIDE BOARD AND THE EXCLUSIVE GUIDE AREAS. STATE AND FEDERAL LAND'S SHOULD BE OPEN TO ALL GUIDES WITH D-2 LAND BILL.

MSG 81-00013237 PRTY 1 04/21/81 10:06:42 ORIG: LA00 IN= 0002 OUT= 0023  
FROM: MARCIE, ANC INFO TO: POM, JUNEAU INFO  
TARGET: LJH2 SUBJ: POM PAGE 0007

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TO: ALL MEMBERS OF THE LEGISLATURE

FROM: DALE ISENBURG, PO BOX 118 GENORA, EAGLE RIVER 99577 (694-2173)

I AM OPPOSED TO HOUSE BILL 199. THIS BILL DENIES ME MY RIGHT AS AMERICAN TO HUNT AND FISH WITHOUT BEING ROBED BY THE PEOPLE WITH THE MOST MONEY OR BUDDYS IN THE RIGHT PLACES. I WOULD LIKE TO DO AWAY WITH THE EXCLUSIVE GUIDE AREAS.

41  
P. O.M.

To All Representatives

I am strongly opposed to House Bill 199 for the following reasons.

1. This legislation captivates an economic market of non residents who have no alternative but to solicit the services of a guide for the purpose of hunting all special of Alaskan big game. The guise to justify expanding the species of game cannot be logically accepted on the grounds previously maintained for bear & sheep.
2. This is an economic bill designed to benefit only guides and serves to unjustly discriminate against non residents precluding them from utilizing the services of other existing publically licensed businesses who can more economically fulfill the transportation requirements of non residents to remote hunting areas in Alaska. It would prohibit the non resident hunter from utilizing the services of non guiding, air taxi operators to supply air transportation, and thus removing non residents hunting revenues from air taxi operators, such as ourselves, who depend substantially on an open market for clientele.
3. This bill is an injustice to the free enterprise system & is only of special interest to a small segment of Alaskan economic development, primarily the guiding industry.
4. When reviewing the score board of the building industry it is evident that both judicial & self governing practices have failed to eliminate the "bandit" from their midst & this bill tends to propagate the opportunities of a select group to infringe upon the public rights of others in pursuing both recreational & economic interests.

Please vote no on HB 199.

James M. Wright  
Golden North Air Service  
Cantweu, Ak 99729

41  
MSG 81-00015597 PRTY 1 05/05/81 18:38:03 ORIG: LF01 IN=0012 OUT= 0100  
FROM: ANNIE IN FAIRBANKS TO: JUNEAU INFO.  
TARGET: L.JH2 SUBJ: POM PAGE 0004

TO: ALL HOUSE MEMBERS

FROM: PETE BUIST, P. O. BOX 1561, FAIRBANKS 99707 456-7189

RE: CSHB 199

I AM A NEWLY LICENSED GUIDE WITH NO CHANCE OF GETTING A GOOD SHEEP OR BEAR AREA TO GUIDE IN. I SUPPORT HB199 AND THE CONCEPT OF EXCLUSIVE GUIDE AREAS BECAUSE IT IS GOOD CONSERVATION. WITHOUT THIS LAW, A FEW UNSCRUPULOUS GUIDES WILL FLY IN, CLEAN OUT AN AREA, THEN FLY SOMEWHERE ELSE AND DO IT AGAIN. PLEASE SUPPORT HB199.

MSS 81-00015637 PRTY 1 05/06/81 16:05:42 ORIG: LA02 IN= 0004 OUT= 0014  
FROM: LOU TO: JNU INFO  
TARGET: LJH2 SUBJ: POM PAGE 0004

TO: ALL LEGISLATORS

FROM: MARY TUMBLY, 205 E. 4TH AVE. #63, ANC. 99501

GUIDE BOARD FUNDS ARE USED MOSTLY FOR ADMINISTRATION OF EXCLUSIVE GUILD  
AREAS. DEFEAT HR-199 AND DIRECT GUIDE BOARD FUNDING TO THE PROFESSIONAL  
GAME MANAGERS IN THE DEPARTMENT OF FISH AND GAME.

41

MSG 81-00015330 PRTY 1 05/06/81 15:05:39 ORIG: LA00 IN= 0002 OUT= 0010  
FROM: LOU TO: JNU INFO PAGE 0004  
TARGET: L JH2 SUBJ: POM

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TO: ALL REPRESENTATIVES  
FROM: JOHN ELLISON 3660 NORTH POINT AVE. 99502 243-4737  
AS AN ASSISTANT GUIDE. I BACK US-190 AND HOPE YOU WILL TOO.

LA61 2557 16.40 JA01 0044 16.40 05/06/81

\*\*\*\*\*  
PUBLIC OPINION MESSAGE

TO: ALL STATE REPRESENTATIVES

PLEASE SUPPORT HB 199. WITHOUT EXCLUSIVE AREAS AND A GUIDE BILL THE  
GUIDES ON KODIAK CAN NO LONGER MAKE A LIVING GUIDING ON KODIAK.

SENT BY:  
LARRY ARIFAY  
REGISTERED GUIDE  
OLD HARBOR, ALASKA 99843

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ld  
MSG 81-00014859 PRTY 1 04/30/81 12:33:27 ORIG: LA00 JN= 0009 OUT= 0052  
FROM: LOU TO: JNU INFO  
TARGET: LJH2 SUBJ: POM PAGE 0001

TO: ALL LEGISLATORS

FROM: KEITH JOHNSON, 3646 NORTH POINT DRIVE, ANC.99502 243-5007

TOMMORROW, FRIDAY, PLEASE AMEND HD-192 BY STRICKING OUT THE THREE GUIDE LAW  
LIMIT, PAGE 10, LINES 26,27 AND 28. GUIDE AREAS ARE RESTRICTIVE ENOUGH  
WITHOUT AN UNCONSTITUTIONAL LAW RESTRICTING FREE ENTERPRISE.

KEITH JOHNSON, CHAIRMAN, GUIDE ADVISORY COMMITTEE

MSG 81-00014923 PRTY 1 04/30/81 15:34:55 ORIG: LA00 IN= 0019 OUT= 0084  
FROM: ROBERTA TO: JUNO INFO  
TARGET: LJH2 SUBJ: POMS PAGE 0002

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TO: ALL. LEGISLATORS

FROM: ALEXEY STEPETIN, ST PAUL. ISLAND, AK 99660

HB 199 ONLY SERVES A SMALL GROUP OF GUIDES. THIS BILL WILL MAKE  
CRIMINALS OUT OF HONEST GUIDES THAT CANNOT BUY GUIDING AREAS. PLEASE  
DEFEAT HB 199. DELETE EXCLUSIVE GUIDE AREAS FROM BILL. THEY SEEM VERY WRONG.

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MSG 81-00014923 PRTY 1 04/30/81 15:34:55 ORIG: LA00 IN= 0019 OUT= 0084  
FROM: ROBERTA TO: JUNO INFO  
TARGET: LJH2 SUBJ: POMS PAGE 0001

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TO: ALL. LEGISLATORS

FROM: ROY O YOUNG, 4225 SPENARD ROAD, SP 84, ANC 99503; 243-6564

I AM IN TOTAL OPPOSITION TO HB 199. MY GUIDE LICENSE IN NO. 11. BUT  
THIS HB 199 PREVENTS ME FROM GUIDING. IN ORDER TO GUIDE I WOULD HAVE TO  
BUY A GUIDING AREA. THERE ARE NONE AVAILABLE SO I CANNOT GUIDE. THIS  
HB 199 IS VERY UNFAIR AND GIVES ADVANTAGE TO A SELECT FEW. SO PLEASE  
DEFEAT THIS HB 199.

MSG 81-00014923 PRTY 1 04/30/81 15:34:55 ORIG: LA00 IN= 0017 OUT= 0034  
FROM: ROBERTA TO: JUNG INFO  
TARGET: LJH2 SUBJ: FOMS PAGE 0005

TO: ALL LEGISLATORS  
FROM: PAUL N FARMER, 3307 DONIFACE, #13A, APO 96304  
RE: CSHB 199

ALL REGISTERED GUIDES ARE LICENSED TO GUIDE BY THE STATE, SOME GUIDES ARE NOT ALLOWED GUIDING AREAS. THEY MAY BUY AREAS THAT ARE GIVEN TO OTHER GUIDES BY THE BOARD. DELETE SEC. 08.54.195 AND TREAT ALL GUIDES EQUALLY. CHANGE THE BILL SO THAT ALL GUIDES MUST BUY THEIR AREAS FROM THE STATE OR ALL GUIDES ARE GIVEN AREAS EQUALLY. BETTER YET DELETE THE GUIDE AREAS.

MSG 81-00013190 PRY 1 04/20/81 17:54:08 ORIG: LA02 IN= 0003 OUT= 0001  
FROM: MARCIE, ANC INFO TO: POM, JUNEAU INFO  
TARGET: LJH2 SUBJ: POM PAGE 0004

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TO: ALL MEMBERS OF THE LEGISLATURE  
FROM: DEWEY D. SMITH, P.O. BOX 218, ANC 99510 (337-5743)

I AM OPPOSED TO HOUSE BILL 199 RECREATING THE GUIDE LICENSING AND CONTROL BOARD AFTER JUNE 30, 1981. 1) WE DO NOT NEED EXCLUSIVE GUIDE AREAS; 2) GUIDES DO NOT NEED TO MONOPOLIZE HUNTING AND FISHING IN ALASKA WITH THE HELP OF THE GOVERNMENT. ONE THING TO DO! PUT GUIDE ON PERMITS AS TO HOW MANY SPECIES HE CAN TAKE A YEAR ON GUIDED HUNTS.

MSG 81-00013190 PRY 1 04/20/81 17:54:08 ORIG: LA02 IN= 0003 OUT= 0001  
FROM: MARCIE, ANC INFO TO: POM, JUNEAU INFO  
TARGET: LJH2 SUBJ: POM PAGE 0005

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TO: ALL MEMBERS OF THE LEGISLATURE  
FROM: JOHN H. WALTERS, 8211 RESURRECTION DRIVE, ANC 99504 (337-7396)

I AM OPPOSED TO THE HOUSE BILL 199 AS I HAVE BEEN IN THIS STATE SINCE 1948 AND HAVE HUNTED FROM ONE END TO THE OTHER OF THIS STATE AND NOW YOU WANT ME TO PAY A FEE TO A GUIDE FOR HUNTING IN "HIS" AREA AND I SAY NO.

TO: ALL MEMBERS OF THE LEGISLATURE  
FROM: JAMES C. ROBNETT, BOX 18, CHUGIAK, 99537 (688-2218)

I AM OPPOSED TO HOUSE BILL 199 AND THE GUIDE BOARD. THE EXCLUSIVE GUIDE AREAS HAVE BEEN ISSUED AND ADMINISTERED ON A BIAS BASIS. IT IS ILLEGAL TO USE AN AREA NOT ASSIGNED TO YOU. YOU ARE REQUIRED TWO YEARS USE TO QUALIFY FOR AN AREA. IF YOU QUALIFY FOR AN AREA, YOU HAVE DONE SO ILLEGALLY.

TO: ALL MEMBERS OF THE LEGISLATURE  
FROM: TOM RAVICHIS, 2100 IVAN DRIVE, ANC 99507 (NO PHONE)

I AM OPPOSED TO HOUSE BILL 199.

- 1) WE DON'T NEED EXCLUSIVE GUIDE AREAS.
- 2) WE DON'T NEED THE GOVERNMENT TO TELL US WHO WE CAN OR CAN'T TAKE HUNTING OR A GUIDE TELLING US -

MSG 81-00013190 PRIY 1 04/20/81 11:27:00  
FROM: MARCIE, ANC INFO TO: POM, JUNEAU INFO  
TARGET: LQH2 SUBJ: POM

PAGE 0001

TO: ALL MEMBERS OF THE LEGISLATURE  
FROM: JOE RUSSO, 1505 WEST 35TH AVENUE, ANC 99503 (R 274-4149 WK 276-3533)

I AM OPPOSED TO HOUSE BILL 199. THIS BILL IS NOTHING MORE THAN AN ATTEMPT TO MONOPOLIZE THE ENTIRE HUNTING AND FISHING AREAS IN THIS GREAT STATE OF ALASKA. THIS STATE IS FOR THE ENTIRE POPULATION AND ALL SHOULD ENJOY THE BENEFITS EQUALLY, AND NOT JUST THE SELECTED FEW WHO WOULD BENEFIT BY THE ABOVE BILL. WE DO NOT NEED EXCLUSIVE GUIDE AREAS, AND ANY ATTEMPT THROUGH HOUSE BILL 199 WOULD BE DISCRIMINATION PURE AND SIMPLE AND OF THE WORST KIND. WE ALASKANS DO NOT NEED THIS SORT OF TREATMENT.

TO: ALL MEMBERS OF THE STATE HOUSE  
FROM: ROBERT J FOX, P O BOX 193, GIRDWOOD, AK 99587 (783-2554)

I AM OPPOSED TO THE PROVISION OF THE EXCLUSIVE GUIDE AREA CLAUSE IN HOUSE BILL 199 AS IT PROMOTES A MONOPOLY FOR CERTAIN PERSONS IN THESE AREAS WHICH ARE STATE LANDS WHICH SHOULD BE FOR THE USE OF ALL ALASKANS REGARDLESS OF THEIR STATUS.

MSG 81-00013190 PRTY 1 04/20/81 17:54:08 ORIG: LA02 IN= 0003 OUT= 0001  
FROM: MARCIE, ANC INFO TO: POM, JUNEAU INFO  
TARGET: LJH2 SUBJ: POM PAGE 0006

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TO: ALL MEMBERS C THE LEGISLATURE  
FROM: RICHARD J. HERSCHER, BOX 8376, ANC 99508 (H279-9874 WK 272-9475)

I'M OPPOSED TO HOUSE BILL 199. THE GUIDE BOARD WAS SUNSETTED LAST YEAR FOR UNFAIR PRACTICES, AND SELF SERVING INTERESTS. NOW THIS BILL WILL RE-INSTATE THE BOARD WITH EVEN MORE UNFAIR POLICIES. THIS BILL WILL DEPRIVE ME OF MY CONSTITUTIONAL RIGHTS TO HUNT WHERE WANT, WITH WHOM I WANT. IT WILL SERVE ONLY THE INTERESTS OF A FEW GREEDY GUIDES AT THE EXPENSE OF MANY.

MSG 81-00013190 PRTY 1 04/20/81 17:54:08 ORIG: LA02 IN= 0003 OUT= 0001  
FROM: MARCIE, ANC INFO TO: POM, JUNEAU INFO  
TARGET: LJH2 SUBJ: POM PAGE 0007

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TO: ALL MEMBERS OF THE LEGISLATURE  
FROM: DALE ISENBURG, PO BOX 118 GENORA, EAGLE RIVER, 99577 (694-2173)

I'M OPPOSED TO HOUSE BILL 199. THIS BILL DENIES ME MY RIGHTS AS AMERICAN TO HUNT AND FISH WITH OUT BEING ROBED BY PEOPLE WITH THE MOST MONEY OR BUDDYS IN THE RIGHT PLACES. I WOULD LIKE TO DO AWAY WITH THE EXCLUSIVE GUIDE AREAS.

MSG 81-00013190 PRTY 1 04/20/81 17:54:08 ORIG: LA02 IN= 0003 OUT= 0001  
FROM: MARCIE, ANC INFO TO: POM, JUNEAU INFO  
TARGET: LJH2 SUBJ: POM PAGE 0008

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TO: ALL MEMBERS OF THE LEGISLATURE  
FROM: ANDY TOUSIGNANT, PO BOX 1559, VALDEZ, 99868 (835-2641)  
RE: HOUSE BILL 199

I AM OPPOSED TO THE GUIDE BOARD AND THE EXCLUSIVE GUIDE AREAS. STATE  
AND FEDERAL LANDS SHOULD BE OPEN TO ALL GUIDES WITH D-2 LAND BILL.

MSG 81-00013190 PRTY 1 04/20/81 17:54:08 ORIG: LA02 IN= 0003 OUT= 0001  
FROM: MARCIE, ANC INFO TO: POM, JUNEAU INFO  
TARGET: LJH2 SUBJ: POM PAGE 0009

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TO: ALL MEMBERS OF THE LEGISLATURE  
FROM: HAROLD E. SANGUINETTI, 903 W 30TH AVE., # 2C 99503 (279-5998)

I OPPOSE HOUSE BILL 199. THE BOARD HAS ESTABLISHED EXCLUSIVE USE OF  
THE STATES RESOURCES FOR THEIR OWN SELF INTERESTS. NOT BEING ALLOWED TO  
HUNT AND FISH WITHOUT THE USE OF A GUIDE IS TAKING AWAY MY RIGHT TO HUNT.  
I DON'T NEED SOMEONE TO HOLD MY HAND WHEN IT'S APPARENT THAT'S WHAT IS  
HAPPENING. I'M NOT PROFITING BY THIS BILL. THIS IS ALLOWING A SELECT FEW  
FULL RIGHTS.

MSG 81-00014923 PRY 1 04/30/81 15:34:55 ORIG: LA00 IN= 0019 OUT= 0024  
FROM: ROBERTA TO: JUNO INFO  
TARGET: LJH2 SUBJ: POMS PAGE 0006

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TO: ALL LEGISLATORS

FROM: ROBERT L. MC GUIRE, 4225 SPENARD ROAD, #35, ANCH. 99502

SEC. 08.54.195, EXCLUSIVE GUIDE AREAS SHOULD BE DELETED FROM CSMB 199.  
IT ALLOWS SPECIAL GUIDES TO RECEIVE USE OF PUBLIC RESOURCES AT THE EXPENSE  
OF OTHER GUIDES. GUIDE AREAS ARE OFFERED FOR SALE TO GERMAN HUNTING GROUPS.  
SOME GUIDES HAVE FIVE AREAS AND SOME DO NOT HAVE ONE. PLEASE DELETE  
SEC. 08.54.195 FROM CSMB 199.

12

MSG 81-00015472 PRTY 1 05/05/81 11:44:44 ORIG: LL00 IN= 0007 OUT= 0030  
FROM: SOLDOTNA INFO. TO: JUNEAU INFO.  
TARGET: LJH2 SUBJ: P.O.M. PAGE 0001

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TO: REP. ZHAROFF AND HOUSE RESOURCES COMMITTEE MEMBERS  
FR: WILLIAM MC DERMID  
BOX 701  
STERLING, AK. 99672  
776-5259

I URGE PASSAGE OF HB-199.  
E.O.M.

41

MSG 81-00015188 PRY 1 05/01/81 19:38:54 ORIG: LA02 IN= 0005 OUT= 010  
FROM: MARCIE, ANC INFO TO: POM, JUNEAU INFO  
TARGET: LJH2 SUBJ: POM PAGE 000

TO: ALL MEMBERS OF THE HOUSE OF REPRESENTATIVES  
FROM: 1) MELVIN GILLIS, 847 EAST 74TH, ANC 99502 (344-8589)  
2) ALLEN PILTO, SR BOX 3514, ANC 99502 (345-3450)  
3) FAT ETEN, 9499 BRAYTON DRIVE # 3, ANC 99507 (349-3065)

I AM IN FAVOR OF HOUSE BILL 199 SINCE IT PROVIDES A MEANS FOR THE STABILITY OF THE GUIDING INDUSTRY AND IN NO WAY AFFECTS RESIDENT HUNTER: IT WILL REDUCE THE NUMBER OF NON-RESIDENT HUNTERS. EXCLUSIVE GUIDE AREA PROMOTES CONSERVATION OF THE RESOURCE BY THE HONEST GUIDES.

MSG 81-00015185 PRY 1 05/01/81 19:00:37 ORIG: LA00 IN= 0003 OUT= 010  
FROM: MARCIE, ANC INFO TO: POM, JUNEAU INFO  
TARGET: LJH2 SUBJ: POM PAGE 000

TO: ALL MEMBERS OF THE HOUSE OF REPRESENTATIVES  
FROM: DENNIS AND CHERYL HARMS, BOX 71, CHUGIAK 99567 (688-2484)

IMPORTANT TO PASS HOUSE BILL 199 AND MAINTAIN GUIDE AREAS.

61  
MSG 81-00015144 PRTY 1 05/01/81 17:42:53 ORIG: LA02 IN= 0001 OUT= 0070  
FROM: ROBERTA TO: JUND INFO  
TARGET: LJH2 SUBJ: POMS

PAGE 0004

TO: ALL LEGISLATORS

FROM: RAYMOND CVETICANIN, 825 E 8TH, ANC 99501; 272-5113

I AM IN FAVOR OF HB 199. IT PROVIDES MEANS FOR THE STABILIZATION OF THE GUIDING INDUSTRY. IT IN NO WAY AFFECTS RESIDENT HUNTERS. THE EXCLUSIVE AREA CONCEPT PROMOTES CONSERVATION OF THE RESOURCE.

41

MSG 81-00015358 PRTY 1 05/04/81 16:07:44 ORIG: LA02 IN= 0004 OUT= 0058  
FROM: ROBERTA TO: JUND INFO  
TARGET: ILJH2 SUBJ: POMS PAGE 0004

TO: ALL MEMBERS OF THE HOUSE  
FROM: HOWARD HEADLEY, SRA, BOX 460, ANC 99507; 345-2525  
RE: UB 199

I FEEL IT IS ESSENTIAL TO PASS THIS BILL INTACT WITH THE EXCLUSIVE  
GUIDE AREAS. THIS IS THE ONLY WAY TO REQUIRE GUIDES TO MANAGE THESE AREAS  
IN A VIABLE MANNER. THIS WAY THE YOUNG FELLOW COMING ALONG WILL HAVE A  
CHANCE TO GUIDE IN THE FUTURE.

u

HSG 81-00015572 PRTY 1 05/05/01 16:25:29 ORIG: LA02 IN= 6002 OUT= 0084  
FROM: ROBERTA TO: HIND INFO  
TARGET: LHM2 SUBJ: POMS PAGE 0001

TO: ALL LEGISLATORS  
FROM: NELSON HAUTANEN, 3157 W 64TH, ANCHORAGE, AK 99503; 243-5400  
RE: HB 199

I AM A LIFELOVING ALASKAN AND REGISTERED GUIDE AND IN SUPPORT OF HB 199 WITH THE FOLLOWING EXCEPTIONS: 1. SEC. 00.54.045 - SPECIAL GUIDE LICENSE SHOULD BE DELETED; 2. SEC 23 AK 00.54.200 - PARAGRAPH C, SEC. 7 SHOULD READ THE NUMBER 2 WHERE IT READS NUMBER 1.

61

MSG 81-00015506 PRTY 1 05/05/81 12:53:31 ORIG: LA00 IN= 0012 OUT= 0046  
FROM: CAROL, ANCH. TO: JUNEAU INFO  
TARGET: LJH2 SUBJ: PUBLIC OPINION MESSAGE PAGE 0002

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TO: ALL LEGISLATORS  
FROM: KIRK GAY, BOX 6583, ANCHORAGE 99502 243-6758

I URGE YOUR SUPPORT OF HB 199. THE GUIDE BILL AND THE EXCLUSIVE  
GUIDE AREA REGULATION IS THE BEST CONCEPT TO HELP ENSURE A CREDITABLE  
GUIDING BUSINESS TOGETHER WITH A HEALTHY RESOURCE.

MSG 81-00015536 PRTY 1 05/05/81 15:07:52 ORIG: LA00 IN= 0015 OUT= .0050  
FROM: KATHI TO: JNU INFO  
TARGET: LJH2 SUBJ: P.O.N. PAGE 0001

TO: ALL LEGISLATORS  
FROM: JOANNE TACKETT  
P.O. BOX 4-1273, 99507  
349-1961

I SUPPORT HB 199, CONCERNING THE STATE GUIDE BOARD, AND WOULD  
LIKE TO SEE IT PASSED.

61

MSG 01-00015536 PRTY 1 05/05/01 15:07:52 ORIG: LA00 IN= 001% OUT=.0050  
FROM: KATHI TO: JNU INFO  
TARGET: LJM2 SUBJ: P.O.N. PAGE 0001

TO: ALL LEGISLATORS  
FROM: JOANNE TACKETT  
P.O. BOX 4-1293, 99509  
349-1961

I SUPPORT HB 129, CONCERNING THE STATE GUIDE BOARD, AND WOULD  
LIKE TO SEE IT PASSED.

61

61  
MSG 81-00015506 PRTY 1 05/05/81 12:53:31 ORIG: LA00 IN= 0012 QUT= 0046  
FROM: CAROL, ANCH. TO: JUNEAU INFO  
TARGET: LJH2 SUBJ: PUBLIC OPINION MESSAGE PAGE 0002

TO: ALL LEGISLATORS

FROM: KIRK GAY, BOX 6583, ANCHORAGE 99502 243-6758

I URGE YOUR SUPPORT OF HB 199. THE GUIDE BILL AND THE EXCLUSIVE  
GUIDE AREA REGULATION IS THE BEST CONCEPT TO HELP ENSURE A CREDITABLE  
GUIDING BUSINESS TOGETHER WITH A HEALTHY RESOURCE.

Guide Bill Comments

Kristine



# Alaska Professional Hunters Association, Inc.

P. O. BOX 4-1932  
ANCHORAGE, ALASKA 99509

Phone (907) 276-6914

OFFICER 2  
LYNN CASTLE  
President  
Wood River Lodge  
P. O. Box 1818  
Fairbanks, Alaska 99707

STAN FROST  
Vice President  
Fairwell Lake, Alaska

VERNON HUMBLE  
Secretary/Treasurer  
Anchorage, Alaska

BOARD OF DIRECTORS  
LYNN CASTLE  
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Anchorage, Alaska  
RAY McHITT  
Sterling, Alaska  
ED SHAVINGS SR  
Mortuary, Alaska

To: House Resources Committee

Ref: APHA Testimony on H.B. 199, submitted March 16, 1981 by Lynn Castle

I should like to correct a portion of my testimony which involved my answer to Representative Barnes's question about the APHA membership:

I was asked if Ron Hayes had been, or is a member or on the board of directors of the association. I replied that he had been, but had resigned his membership upon indictment of certain charges pending at this time. This information is incorrect. Ron Hayes did not renew his membership in either 1979, nor in 1980 or 1981. He was a member for several years prior to 1977. During the period that he was a member in good standing his guiding record showed no arrests, convictions or other pending legal problems associated with guiding activity insofar as the association could determine.

It should be noted perhaps, that at the annual meetings of APHA in December, 1980 the APHA Board of Directors unanimously adopted a resolution, which subsequently received widespread approval from the membership that, "in the event one of the association members is indicted for one of the following major game or guiding violations: 1 - Hunting same day airborne, 2 - Waste of a wild food animal (waton waste), 3 - Hunting in an area closed by State law or regulations, 4 - Hunting during a closed hunting season, and 5 - Hunting in another guide's exclusive assigned area; that his membership be automatically suspended pending adjudication of the alledged violation by the courts."

Thank you,

Lynn M. Castle  
President, APHA



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OFFICERS  
LYNN CASTLE  
President  
Wood River Lodge  
P.O. Box 1818  
Fairbanks, Alaska 99707

STAN FROST  
Vice President  
Fairwood Lake, Alaska

VERNON HUMBLE  
Secretary/Treasurer  
Anchorage, Alaska

BOARD OF DIRECTORS  
LYNN CASTLE  
Wood River Lodge  
PHIL DRIVER  
Aurora, Alaska  
STAN FROST  
Fairwood Lake, Alaska  
KIRK GAY  
Anchorage, Alaska  
VERNON HUMBLE  
Anchorage, Alaska  
RAY MCNUITT  
Seward, Alaska  
ED SHAVINGS SR  
Muklinsk, Alaska

To: House Resources Sub-Committee on House Bill 199 (Guide Bill)

Ref: Recommended amendments from the Alaska Professional Hunters Association

page 1, lines 19 & 20 -- Delete (Not more than), and require that Three members of the board shall be..... etc.

page 2, line 4 -- Add after license, or assignment and/or modification of an exclusive guide area.

page 2, line 25 -- Delete (limit), change word to determine.

page 2, line 28 -- Delete (limiting), and change word to determining

page 3, lines 21 & 22 -- Delete words (shall), and change word to may

page 5, line 23 -- Change to read, (3) a licensee has been convicted of any two of the following violations within

(remark: this is one of the changes we are MOST interested in seeing made. The bill is tight enough already without mandatory revocation upon conviction of only one violation. We would concur with language which provided a 'may' option for one violation, and a 'shall' option for two of the major violations as listed under sub-section (3) of this section.)

page 7, lines 19 & 20 -- Delete entirely

(remark: this requirement is no longer necessary now that Guide Board has successfully eliminated sub-contracting of areas, only works as a hardship on many guides, particularly those involved in boat crew operations such as walrus hunting, and/or lodge ownership. An alternative to this deletion would be adoption of the Advisory Committee's recommendation for changing the qualifications for a Class A Assistant Guide license. APHA would support either approach, but we do NEED one or the other.)

page 8, lines 21, 22, & 23 -- Delete sub-section (B) as written, and insert, includes the providing and/or contracting to provide for packers, camp helpers, temporary camps, hunting equipment or other services in the hunting area to non-resident hunters for monetary or material remuneration. Nothing in this definition shall preclude rental of permanent overnight cabins existing prior to July 1, 1981.

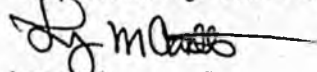
(remark: this definition would appear an equitable solution to the

problems identified during the House Resources Committee Hearing of H.B.199, March 16th, and APHA endorses such language.)

Remark: APHA has no conflict with any of the other proposed amendments submitted by the Guide Board Advisory Committee, however the association has taken no official stand on each of those amendments. We would like to see the deletion of requirements to possess a fishing license, as well as deletion to referral to violations of sport fishing regulations in the bill for fishing really has nothing to do with the guide bill. But we can certainly accept these items without hardship. I've tried to limit our recommended amendments to those items of particular concern to association and industry members.

Thank you for your consideration of our industry.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Lynn M. Castle", written over a horizontal line.

Lynn M. Castle, President APHA



# Alaska

## Professional Hunters Association, Inc.

P. O. BOX 4-1932  
ANCHORAGE, ALASKA 99509

Phone (907) 276-6914

OFFICERS  
LYNN CASTLE  
President  
Wood River Lodge  
P. O. Box 1616  
Fairbanks, Alaska 99707

STAN FROST  
Vice President  
Farewell Bend, Alaska

VERNON HUMBLE  
Secretary/Treasurer  
Anchorage, Alaska

BOARD OF DIRECTORS  
LYNN CASTLE  
Wood River Lodge  
PHIL DRIVER  
Anchorage, Alaska  
STAN FROST  
Farewell Bend, Alaska  
KIRK GAY  
Anchorage, Alaska  
VERNON HUMBLE  
Anchorage, Alaska  
RAY McNUTT  
Selling, Alaska  
ED SHAVINGS SR.  
Mokorya, Alaska

### ALASKA GUIDING INDUSTRY FACTS

(Summary of data obtained from a sample of 133 returned questionnaires which were mailed to a total of 433 master and registered guides licensed during the 1977 and 1978 calendar years. Creditability of these figures is good as evidenced by comparing portions of sample data to Department of Revenue and Department of Commerce figures for this period. Data was originally obtained as part of an Alaska Professional Hunter's Association project to determine the dollar value of the guiding industry to the State of Alaska. Licensing figures were obtained from the Alaska Department of Commerce and Alaska Guide License and Control Board.

Since 1977-78 we have observed an increase in the number of guiding contracts (up 15 - 20%), however the average number of animals taken as result of each of these contracts has dropped markedly subsequent to increasingly restrictive and non-overlapping game seasons. For instance, August hunts for sheep have traditionally included caribou and/or moose; this is no longer possible as moose and caribou seasons do not open until September in most areas of the state today. The following figures have been projected from the 1977-78 data, conservatively assuming that guiding revenues within the overall state have remained relatively constant other than an inflation factor which appears to average between 40 and 60 percent. I've conservatively used a 40% factor to relate relative values for 1981.)

Number of Registered and Master Guides licensed in 1980 -- 366

Number of Class-A Guides licensed in 1980 -- 109

Number of Assistant Guides licensed in 1980 -- 575

Number of Registered/Master guides expected to file one or more guiding contracts (that is expected to be active) in 1981 year -- 220 to 260

Approximately 55% of active Registered/Master guides list guiding as full-time or major profession

Approximately 45% of active Registered/Master guides list guiding as part-time or secondary profession

Approximately 19% of guiding operations gross less than \$14,000 in 1980

Approximately 28% of guiding operations gross \$14,000 to \$35,000 in 1980

Approximately 28% of guiding operations gross \$14,000 to \$35,000 in 1980

Approximately 38% of guiding operations gross \$35,000 to \$105,000 in 1980

Approximately 15% of guiding operations gross more than \$105,000 in 1980

Average gross of all operations in 1981 -- \$65,261

Industry reports clients spend additional monies within state for travel, hotel, souvenirs, taxidermy preparation, etc. equal to approximately 28-30% of guiding fees (exclusive of license fees and travel to and from Alaska)

Each Master/Registered guide operation supports an average of 7.5 employees

Each Master/Registered guide operation supports therefor a total average of 31.6 Alaskans directly dependent upon guiding income for all or a portion of their livelihood (i.e. family members and dependents). Thus some 8,216 Alaskans receive direct benefit from the guiding dollar from within the guiding industry annually; questionnaires reflected comments which would place this figure somewhat higher than this figure, or approximately 12,000, however if we take into account that in any given year not all 'active' guides are active owing to the provisions of the guide law which allow a guide to be listed as 'active' if he hunts only every other year., Thus, the 8,216 figure more accurately represents an annual figure.

Estimated (conservative for we have used the lower inflation factor) dollars guiding industry brings into Alaska exceeds 22.8 million dollars (250 active guides in any given year times average gross income plus related expenditures reported at 28% of guiding gross)

License revenue dollars guiding industry brings into Alaska exceeds 1.5 million dollars. These figures are somewhat lower than the total non-resident license and tag revenues reported by the Department of Revenue figures owing to involvement by non-guiding, primarily air-taxi-guiding operations operating within the State.

(figures prepared by Lynn Castle and the board of directors of the APHA, with the help of the Anchorage office of the Guide License and Control Board, and Department of Commerce figures)



# Alaska

## Professional Hunters Association, Inc.

P. O. BOX 4-1932  
ANCHORAGE, ALASKA 99509

Phone (907) 276-6914

March 12, 1981

OFFICERS  
LYNN CASTLE  
President  
Wood River Lodge  
P.O. Box 1676  
Fairbanks, Alaska 99707

STAN FROST  
Vice President  
Farwell Lake, Alaska

VERNON HUMBLE  
Secretary/Treasurer  
Anchorage, Alaska

BOARD OF DIRECTORS  
LYNN CASTLE  
Wood River Lodge  
PHIL DRIVER  
Anchorage, Alaska  
STAN FROST  
Farwell Lake, Alaska  
KIRK GAY  
Anchorage, Alaska  
VERNON HUMBLE  
Anchorage, Alaska  
RAY McNUTT  
Seward, Alaska  
ED SHAVINGS SR.  
Metchuk, Alaska

Representative Fred Zharoff  
Pouch V  
Juneau, Alaska 99811

Dear Representative Zharoff,

I am writing in reference to the problem associated with the 'second degree of kindred' provision (Title 16, Fish and Game, Sec. 16.05.407), as we have previously discussed when I was in Juneau earlier this month.

The 'second degree of kindred' provision provides an exception to the legal requirement that all non-resident hunters for Dall Sheep and Brown and Grizzly Bear be accompanied by a licensed Master or registered guide; by allowing, quote "or who is personally accompanied by a resident Alaskan over 19 years of age who is the spouse or or is related by blood within and including the second degree of kindred."

I have been told that this provision came about in 1967 when then Senators Jay Hammond and Bill Waugaman were trying to get the existing guide law through the legislature. At that time Senator John Holmes of Fairbanks told Waugaman that his son was coming up to hunt sheep that fall and that unless he could do so without employing the services of a guide that he (Holmes) would fight the bill, as well as the ammendment establishing a mandatory guide law for sheep and big bears.

At that time the provision was probably somewhat reasonable, for there was enough game to go around, and permitted hunts and lottery drawing hunts were non-existent. More recently however, as more and more hunting in Alaska has gone to permits issued by limited registration or lottery drawings, this provision has resulted in an increasing amount of abuse and hardship on those Master and registered guides whose livelihood depends upon getting the appropriate permits for their clients.

The situation on Kodiak best illustrates the problem. In that area the Fish and Game Department issues a limited number of permits to hunt Kodiak bear. Of these, 40% of the permits are allocated to non-residents, and 60% to resident applicants. When this system first evolved the Guide License and Control Board, the Kodiak guides, and the Fish and Game office on Kodiak sat down together and evolved boundry lines which coincided with guide area assignments, thus effectively assigning each guide area a finite number of non-resident hunting permits. Thus a guide on Kodiak know exactly how many non-resident permits he has for

his area, and if he submits only those number of applicants, theoretically his clients will receive their permits.

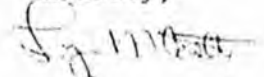
From the beginning unexpected 'second degree of kindred' permit applications have posed a hardship on the Kodiak guides, who never knew from one drawing to the next when they could expect to lose a permit(s) to such an application. Most recently there appears to be a marked increase in the number of non-resident applicants, who are presumably 'second degree of kindred' hunters, for they come neither from the guides nor in most cases will they answer a letter from the guides, who do not utilize their permits at all. In other words, there appears to be a concerted effort to 'save a bear' by tying up a permit by a bogus application by someone who has no intention of using the permit. This trend is supported by the Fish and Game statistics which show that some 35 non-resident permits went unused in 1980, yet the Kodiak guides report one of the lowest cancellation rates in Alaska. The point being that whether or not this trend does in fact represent an effort to 'save a bear' (this did happen with polar bear the last several years permits were issued - ads appeared in national preservationist magazines explaining how to go about tying up permits .) or not, that the net result does impose a very REAL hardship on the Alaska guide whose business and livelihood depends upon successfully obtaining the proper permits for his clients.

Another consideration is the abuse of the provision by 'bogus' non-residents claiming to be related to an Alaskan resident. No proof is required to be carried in the field of the supposed blood relationship, making enforcement effort all but impossible. Within the industry we are aware of numerous examples of this abuse, particularly as related to 'unlicensed' guiding operations.

There has been some talk within the industry to make the Kodiak system an exception to the 'second degree of kindred' provision. We have taken this question to the membership for comment, and the Association, which represents the majority of the ethical Master and Registered Guides actively engaged in professional hunting today URGES YOU TO REPEAL THIS PROVISION ALL TOGETHER, OR AT LEAST EXEMPT ALL PERMITTED HUNTS FROM THE PROVISION. The Kodiak system is but one example of the problem as it affects our membership and the guide industry, and as more and more permits are instigated the problem will only be compounded unless we can get your help and support to repeal this provision.

Thank you for your time and consideration in the matter.

Sincerely,

  
Lynn M. Castle, President  
Alaska Professional Hunters Association

on behalf of the following APHA members and associates who have supported repeal of the 'second degree of kindred provision':

Lynn Castle  
Ed Shavings, Sr.  
Charlie Boyd  
Jim Harrower  
Vern Humble  
Bernd Gaedeke  
Bud Helermicks  
Tom Kirstein  
Dan Elliot  
Rick Reakoff  
Ben Forbes  
Mel Gillis  
Wayne Hans  
Bud Branham  
Karl Lane  
Chuck Keim  
Charles Roesbery  
Park Munsey  
Doyle Williams  
Bruce Jamieson

Ray McNutt  
Frank Pease  
Stan Frost  
Bill Waugaman  
Eberhard Bruner  
Ed Stevenson  
Bob Gerlach  
Ned Tuthill  
Kirk Gay  
M. Jacobson  
Joe Want  
Nelson Hautanen  
Leon Francisco  
Marcus Jensen  
Jim Keeline  
Scott Molby  
Al Hill  
Leonard Helgason  
Hans Kuehne

Bill Pinnell  
Doug Vaden  
Dick Gunlogson  
Slim Moore  
Phil Driver  
Hank Hankard  
Dan Holleman  
Dick Carlson  
Gerald Yeiter  
James Jacobson  
Pete Buist  
George Palmer  
Howe I Knutson  
Red Seeman  
Dan Wetzel  
Larry Roberge  
Doug Hansen  
Art Andries  
Mike Branham

Morris Talifson  
Gary LaRose  
Keith Johnson  
Dennis Harms  
Bob Hannon  
Clif Driscoll  
Jim Baily  
Clark Engle  
Jim Bailey  
Frank Ingledue  
Mark Wartes  
Kelly Vern  
Charles Gray  
Jim Rosenbruch  
Chris Goll  
Tom Adams  
Steve Howard  
John Harkey  
David Y. Jamieson