

Gov.'s

APPOINTMENTS,

COMMISSIONS

&

BOARDS

get ready

Alaska State Legislature



House of Representatives House Judiciary Committee

Pouch V
State Capitol
Juneau, Alaska 99811
(907) 465-4990

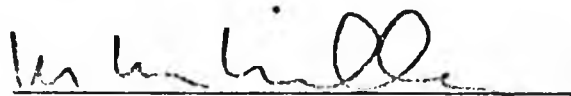
The Honorable Ben Grussendorf
Speaker of the House
Alaska State Legislature
Box V
Juneau, Alaska 99811


Dear Mr. Speaker:

The House Judiciary Committee has reviewed the qualifications of the following named individual, who has been submitted in nomination for the Alcohol Beverage Control Board, and recommends that he be confirmed:


E.L. "Red" Holloway, term expires 1/31/89


Concurring:

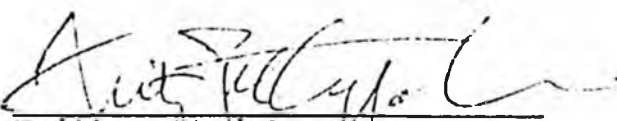

Mike M. Miller, Chairman

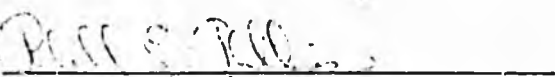

Max Gruenberg


John Sund


Robin Taylor


Don Clocksin


Fritz Pettyjohn


Randy Phillips

E. L. "Red" Holloway
3441 Douglas Highway
Juneau, AK 99801
789-9476 (Work)
586-1918 (Home)

EXPERIENCE

Retired Hotel Owner - Prospector Hotel
seven years

Alcohol Beverage Control Board member
six years (Egan Administration)

Former head of Juneau Democratic Party

CIVIC ACTIVITIES

Former Tourism Advisory Committee Member

Elks Club

Juneau Chamber of Commerce

Alaska State Legislature



House of Representatives House Judiciary Committee

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Juneau, Alaska 99811
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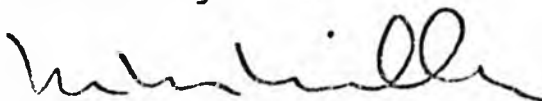
The Honorable Ben Grussendorf
Speaker of the House
Alaska State Legislature
Box V
Juneau, Alaska 99811

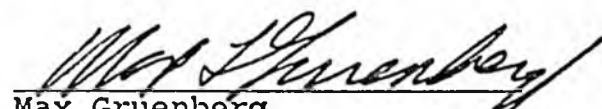
Dear Mr. Speaker:

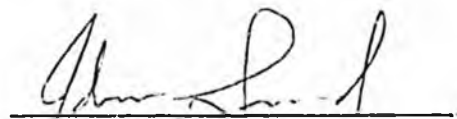
The House Judiciary Committee has reviewed the qualifications of the following named individuals, who have been submitted in nomination for the Board of Governors of the Alaska Bar and recommend that they be confirmed:

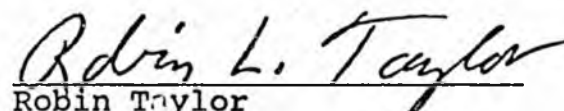
Ms. Jan Ackerman, Fairbanks, term expiring 6/30/86
Ms. Adonia Harrison, Anchorage, term expiring 6/30/88


Concurring:

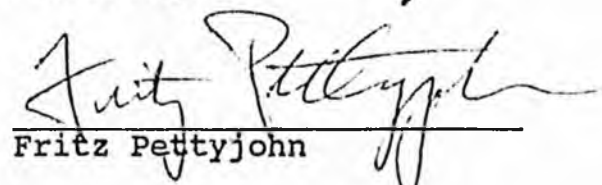

Mike M. Miller, Chairman

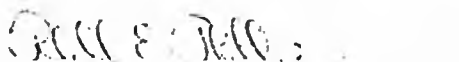

Max Gruenberg


John Sund


Robin Taylor


Don Clocksin


Fritz Pettyjohn


Randy Phillips

Alaska State Legislature



House of Representatives House Judiciary Committee

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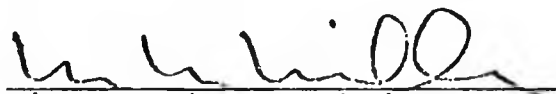
The Honorable Ben Grussendorf
Speaker of the House
Alaska State Legislature
Box V
Juneau, Alaska 99811

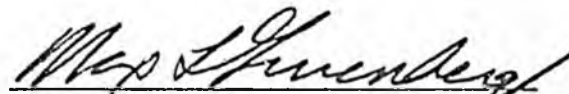
Dear Mr. Speaker:

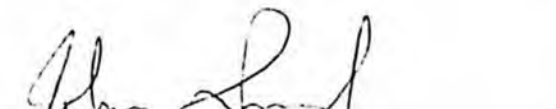
The House Judiciary Committee has reviewed the qualifications of the following named individuals, who have been submitted in nomination for the Commission on Judicial Conduct, and recommends that they be confirmed:

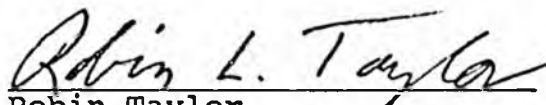
Georgianna Lincoln, Fairbanks, term expires 12/31/89
Charles Weiler, Clear, term expires 12/31/86

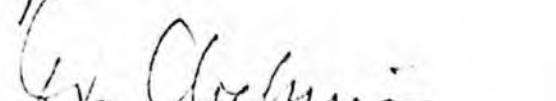
Concurring:

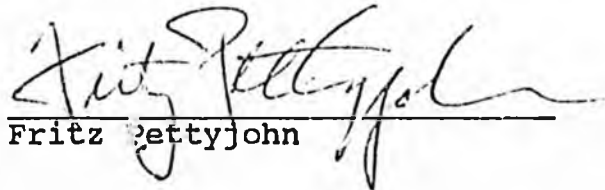

Mike M. Miller, Chairman

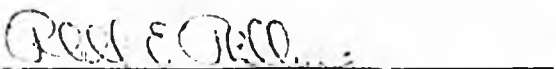

Max Gruenberg


John Sund


Robin Taylor


Don Clocksin


Fritz Pettyjohn


Randy Phillips

Alaska State Legislature



House of Representatives House Judiciary Committee

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State Capitol
Juneau, Alaska 99811
(907) 465-4990

The Honorable Ben Grussendorf
Speaker of the House
Alaska State Legislature
Box V
Juneau, Alaska 99811

Dear Mr. Speaker:

The House Judiciary Committee has reviewed the qualifications of the following named individual, who has been submitted in nomination for the Judicial Council, and recommends that he be confirmed:

Hilbert Henrickson, MD, Ketchikan, term expires 5/18/91

Concurring:

Handwritten signature of Mike M. Miller.

Mike M. Miller, Chairman

Handwritten signature of Max Gruenberg.

Max Gruenberg

Handwritten signature of John Sund.

John Sund

Handwritten signature of Robin Taylor.

Robin Taylor

Handwritten signature of Don Clocksin.

Don Clocksin

Handwritten signature of Fritz Pettyjohn.

Fritz Pettyjohn

Handwritten signature of Randy Phillips.

Randy Phillips

Alaska State Legislature



House of Representatives House Judiciary Committee

Pouch V
State Capitol
Juneau, Alaska 99811
(907) 465-4990


The Honorable Ben Grussendorf
Speaker of the House
Alaska State Legislature
Box V
Juneau, Alaska 99811


Dear Mr. Speaker:


The House Judiciary Committee has reviewed the qualifications of the following named individual, who has been submitted in nomination for the Public Defender for the State of Alaska, and recommends she be confirmed:

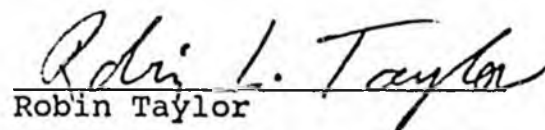
Dana Anderson Fabe, Anchorage


Concurring:

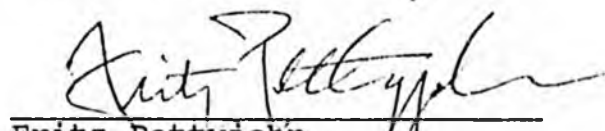

Mike M. Miller, Chairman


Max Gruenberg


John Sund


Robin Taylor


Don Clocksin


Fritz Pettyjohn


Randy Phillips

February 12, 1986

The Honorable Ben Grussendorf
Speaker of the House
Alaska State Legislature
P.O. Box V
Juneau, AK 99811

Dear Representative Grussendorf:

Pursuant to AS 18.35.030, I submit the following name for legislative confirmation of reappointment to the position noted:

Public Defender for the State of Alaska

Dana Anderson Fabe - reappointment for a four year term ending April 22, 1989.

The resume for this reappointment will be submitted to the Fourteenth Alaska State Legislature through the clerks of both houses respectively.

Sincerely,

Bill Sheffield

Bill Sheffield
Governor

bcc: Senate Secretary
Chief Clerk

January 22, 1986

DANA ANDERSON FABE
1415 Bannister Drive
Anchorage, Alaska 99508
(907) 272-3800

EDUCATION: Northeastern School of Law, Boston Massachusetts.
J.D., 1976

Cornell University, Ithaca, New York. B.A., 1973.

PROFESSIONAL
EMPLOYMENT:

Public Defender for the State of Alaska. 1981 - present.
Nominated by Alaska Judicial Council after a bar
poll of all attorneys in the state and appointed
by the Governor. Responsible for all administrative,
budgetary, and legislative concerns of statewide
public defender agency with 12 branch offices.

Staff Attorney, Alaska Public Defender Agency. 1977-1981
Handled misdemeanor and felony trials in Anchorage
office; supervised statewide appellate department.

Law Clerk, Alaska Supreme Court. 1976 - 1977
Clerked for the Honorable Edmond W. Burke, Supreme
Court Justice.

Northeastern Legal Cooperative Education Program
Northeastern School of Law requires all students to obtain
a total of four quarters (12 months) experience working
as interns in law offices.

Hart, Leavitt, & Hall, Honolulu, Hawaii. Winter 1976.
Zalkind & Zalkind, Boston Massachusetts. Summer 1975.
Tim McCall, P.C. Louisville, Kentucky. Winter 1975.
Jim Goetz, Esq., Bozeman, Montana. Summer 1974.

PROFESSIONAL &
COMMUNITY
ACTIVITIES &
HONORS:

Alumna of the Year, Northeastern University School
of Law, 1983.

Listed in Who's Who in the West, 1984.

Alaska Board of Bar Examiners, 1973-1983

Lecturer in Women and the Law, Anchorage Community
College, 1980-1984.

Produced a classical music program as a volunteer for
KSKA public radio, Anchorage, 1979-1983.

Member of Anchorage Association of Women's Lawyers,
1976-present.

PERSONAL:

Born March 29, 1951 in Cincinnati, Ohio.
Married with an 18-month-old daughter.

TO:

Judiciary

FROM: KRIS, CHIEF CLERK'S OFFICE

DATE: 2/14/86

The attached resume(s) of Governor's appointments have been referred to your committee for review and comment by the Speaker:



STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

February 12, 1986

The Honorable Ben Grussendorf
Speaker of the House
Alaska State Legislature
P.O. Box V
Juneau, AK 99811

Dear Representative Grussendorf:

Pursuant to AS 39.05.080, I submit the following names for legislative confirmation of appointment to the positions noted:

BOARDS AND COMMISSIONS

L+C Alaska State Board of Public Accountancy

Hanrahan, Michael

Term began 11/01/85 expires 04/25/88

Langland, Sandra

Original term began 07/21/82, reappointed 05/21/85,
expires 04/25/88

*Jud
Fin* Alcoholic Beverage Control Board

Holloway, E. L. "Red"

Original term began 04/11/83, reappointed 02/05/86,
expires 01/31/89

L+C Assessment Review Board

Follis, Christopher

Term began 02/06/86, no term expiration date

Haerer, Wayne, Jr.

Term began 02/06/86, no term expiration date

L+C Athletic Commission

Anderson, Stanley

Term began 02/10/86, expires 05/14/87

Hause, Phil

Term began 12/26/85, expires 05/14/87

Jud Board of Governors of the Alaska Bar

Ackerman, Jan

Term began 08/26/85, expires 06/30/86

Harrison, Adonia

Original term began 06/15/84, reappointed 05/21/85,
expires 06/30/88

L+C

Board of Barbers and Hairdressers

Black, Neva

Term began 01/28/86, expires 07/01/88

Kueber, Marse

Original term began 05/02/83, reappointed 06/24/85,
expires 07/01/88

Melvin, John

Term began 06/28/85, expires 07/01/86

L+C

Board of Chiropractic Examiners

Gundelfinger, DC, Thomas

Term began 11/12/85, expires 07/15/89

Ketz, DC, Kenneth

Original term began 12/18/81, reappointed 11/12/85,
expires 07/15/89

Fish Res

Alaska Commercial Fisheries Entry Commission

Listowski, Richard

Original term began 03/15/83, reappointed 06/24/85,
expires 07/01/89

L+C

Board of Dental Examiners

Baxter, Christine

Term began 01/07/86, expires 02/01/89

Gellert, Hubert

Term began 04/03/85, expires 02/01/89

Woller, DDS, Timothy

Original term began 10/31/84, reappointed 01/16/86,
expires 02/01/90

L+C

Board of Dispensing Opticians

McClanahan, Gregg

Term began 09/19/85, expires 06/14/89

Smith, Donald

Term began 09/19/85, expires 06/14/89

L+C

Board of Electrical Examiners

Boyd, Steven

Term began 05/21/85, expires 07/10/87

Gardner, Walter

Term began 09/19/85, expires 07/10/88

Fish Res

Board of Fisheries

Angasan, Val

Original term began 01/23/84, reappointed 02/10/86,
expires 01/31/89

Bonney, Bix

Original term began 07/20/83, reappointed 02/10/86,
expires 01/31/89

Foster, Jesse

Original term began 07/20/83, reappointed 02/10/86,
expires 01/31/89

Res

Board of Game

Johnson, Brenda

Original term began 02/08/83, reappointed 02/10/86,
expires 01/31/89

Massey, John "Jay"

Term began 02/10/86, expires 01/31/89

Scanlan, Sarah

Original term began 02/23/84, reappointed 02/10/86,
expires 01/31/89

Res

Guide Licensing and Control Board

Carlo, Poldine

Original term began 05/20/83, reappointed 05/21/85,
expires 06/15/88

Harrower, James

Original term began 02/21/85, reappointed 05/21/85,
expires 06/15/88

Pope, Douglas

Original term began 05/02/83, reappointed 05/21/85,
expires 06/15/88

HESS

State Commission for Human Rights

Chase, James

Original term began 12/15/80, reappointed 01/16/86,
expires 01/31/91

Jud

Commission on Judicial Conduct

Lincoln, Georgianna

Original term began 08/31/83, reappointed 11/29/85,
expires 12/31/89

Weiler, Charles

Term began 11/13/85, expires 12/31/86

Jud

Judicial Council

Henrickson, MD, Hilbert

Term began 03/13/85, expires 05/18/91

Trans

Board of Marine Pilots

Murphy, Capt. W.

Term began 06/28/85, expires 06/01/89

Hess

State Medical Board

Hensley, Abigale R.

Term began 02/10/86, expires 01/09/89

Rhyneer, MD, George

Original term began 07/30/81, reappointed 05/21/85,
expires 04/21/88

Res

Board of Nursing

Farley, Anita

Term began 03/26/85, expires 03/31/90



HESS
Board of Nursing Home Administrators

Deater, Eloise

Original term began 12/27/83, reappointed 11/12/85,
expires 10/01/89*HESS*
Occupational Health and Safety Review Board

Stringham, Guy

Term began 12/26/85, expires 08/01/89

Taylor, Robert

Term began 12/26/85, expires 03/01/88

L+C
Board of Examiners in Optometry

Gonnason, OD, Jeffrey

Term began 11/01/85, expires 06/15/89

L+C
Board of Pharmacy

Kelley, Laura

Term began 08/26/85, expires 04/01/88

Race, Gerald

Term began 11/01/85, expires 04/01/89

Strand, Claire

Term began 11/01/85, expires 04/01/89

L+C
Physical Therapy Board

Dudley, Gail

Term began 11/12/85, expires 09/01/86

Thompson, Susan

Term began 11/12/85, expires 09/01/89

HESS
Professional Teaching Practices Commission

Bergquist, Ph.D, Sidney

Term began 12/27/85, expires 07/01/87

Shelton, Norma "Nicki"

Original term began 09/10/82, reappointed 06/24/85,
expires 07/01/88

Simpler, Charles "Tom"

Original term began 09/10/82, reappointed 06/24/85,
expires 07/01/88

Tatsuda, Laurel

Term began 09/11/85, expires 07/01/88

L+C
Board of Psychologist and Psychological Associate Examiners

Fischer, Ph.D, Margaret

Term began 10/21/85, expires 07/01/89

Greenough, Ph.D, James

Original term began 10/26/81, reappointed 06/24/85,
expires 07/01/89*St.aff*
Public Offices Commission

Howard, Annie Laurie

Term began 02/05/86, expires 02/01/91

Trans

Railroad Labor Relations Agency

Baughman-Steele, Janet

Term began 05/30/85, no term expiration date

HESS

Board of Regents

Bousley, Lance P.

Term began 02/10/86, expires 02/04/88

L&C

Board of Veterinary Examiners

George, David

Term began 06/11/85, expires 01/31/88

Leedy, DVM, Derrick

Term began 06/28/85, expires 01/31/89

Moriarty, DVM, Patrick

Term began 01/24/86, expires 01/31/90

St. af.

Violent Crimes Compensation Board

Schwartz, MD, John

Original term began 04/09/84, reappointed 11/29/85,
expires 12/15/88

L&C

Alaska Workers' Compensation Board

Anders, Robert

Original term began 05/21/85, reappointed 06/28/85,
expires 07/01/88

Chandler, Thomas

Original term began 1961, reappointed 06/28/85,
expires 07/01/88

Creed, John

Term began 05/21/85, expires 07/01/88

Eller, Elmer

Original term began 01/02/85, reappointed 09/10/85,
expires 07/01/88

Russell, Jackie

Original term began 03/15/83, reappointed 06/24/85,
expires 07/01/88

Scott, Donald

Term began 07/01/85, expires 07/01/87

Thompson, Stephen

Term began 11/29/85, expires 07/01/86

Resumes and autobiographies for these appointees will be submitted to the Fourteenth Alaska State Legislature through the clerks of both houses respectively.

Sincerely,



Bill Sheffield
Governor

This file contains resumes for:

1986 LEGISLATIVE CONFIRMATIONS

<u>LAST NAME</u>	<u>FIRST NAME</u>	<u>MIDDLE</u>
Ackerman - Fairbanks	Jan	
Anders - Anchorage	Robert	G.
Andersen - Nome	Stan	
Angasan - Dillingham	Val	N.
Baxter - Fairbanks	Christine	A.
Bergquist - Anchorage	Sidney	R.
Black - Kenai	Neva	
Bonney - Anchorage	Bix	
Bousley - Juneau	Lance	P.
Boyd - Ketchikan	Steven	F.
Carlo - Fairbanks	Poldine	
Chandler - Ketchikan	Thomas	
Chase - Anchorage	James	H.
Creed - Anchorage	John	H.
Deater - Anchorage	Eloise	E.
Dudley - Anchorage	Gail	E.
Eller - Anchorage	Elmer	L.
Farley - Anchorage	Anita	R.
Fischer - Anchorage	Margaret	
Follis - Juneau	Christopher	C.
Foster - Quinhagak	Jesse	
Gardner - Anchorage	Walter	R.
Gellert - Anchorage	Hubert	J.
George - Juneau	David	V.
Gonnason - Anchorage	Jeffrey	A.
Greenough - Sitka	James	W.
Gundelfinger - Juneau	Thomas	R.
Haerer, Jr. - Kodiak	Wayne	D.
Hanrahan - Anchorage	Michael	R.
Harrison - Anchorage	Andonia	
Harrower - Anchorage	James	
Hauser - Anchorage	Phil	
Henrickson - Ketchikan	Hilbert	J.
Hensley - Anchorage	Abigale	R.
Holloway - Juneau	E. "Red"	L.
Howard - Anchorage	Annie	L.
Johnson - Nome	Brenda	H.
Kelley - Eagle River	Laura	W.
Ketz - Anchorage	Kenneth	O.
Kueber - Fairbanks	Marse	
Langland - Fairbanks	Sandra	L.
Leedy - Nome	Derrick	J.
Lincoln - Fairbanks	Georgianna	
Listowski - Juneau	Rich	
Massey - Girdwood	Jay	
McClanahan - Anchorage	Gregg	L.
Melvin - Anchorage	John	
Moriarty - Fairbanks	Patrick	J.
Murphy - Homer	W.	E.
Pope - Juneau	Douglas	

1986 LEGISLATIVE CONFIRMATIONS - continued

<u>LAST NAME</u>	<u>FIRST NAME</u>	<u>MIDDLE</u>
Race - Juneau	Gerald	W.
Rhyneer - Anchorage	George	S.
Russell - Kenai	Jacqueline	S.
Scanlan - Fairbanks	Sarah	M.
Schwartz - Anchorage	John	H.
Scott - Anchorage	Donald	R.
Shelton - Hoonah	Norma (Nicki)	
Simpler - Kodiak	Charles	T.
Smith - Anchorage	Donald	R.
Steele - Fairbanks	Jan (Baughman)	
Stand - Petersburg	Claire	
Stringham - Dillingham	Guy	E.
Tatsuda - Juneau	Laurel	K.
Taylor - Fairbanks	Robert	L.
Thompson - Fairbanks	Stephen	M.
Thompson - Kenai	Susan	J.
Weiler - Clear	Charles	D.
Woller - Fairbanks	Timothy	J.

February 12, 1986

The Honorable Ben Grussendorf
Speaker of the House
Alaska State Legislature
P.O. Box V
Juneau, AK 99811

Dear Representative Grussendorf:

Pursuant to AS 18.35.030, I submit the following name for legislative confirmation of reappointment to the position noted:

Public Defender for the State of Alaska

Dana Anderson Fabe - reappointment for a four year term ending April 22, 1989.

The resume for this reappointment will be submitted to the Fourteenth Alaska State Legislature through the clerks of both houses respectively.

Sincerely,

/s/ Bill Sheffield

Bill Sheffield
Governor

bcc: Senate Secretary
Chief Clerk

January 22, 1986

DANA ANDERSON FABE
1415 Bannister Drive
Anchorage, Alaska 99508
(907) 272-3800

EDUCATION: Northeastern School of Law, Boston Massachusetts.
J.D., 1976

Cornell University, Ithaca, New York. B.A., 1973.

PROFESSIONAL
EMPLOYMENT:

Public Defender for the State of Alaska. 1981 - present.
Nominated by Alaska Judicial Council after a bar
poll of all attorneys in the state and appointed
by the Governor. Responsible for all administrative,
budgetary, and legislative concerns of statewide
public defender agency with 12 branch offices.

Staff Attorney, Alaska Public Defender Agency. 1977-1981
Handled misdemeanor and felony trials in Anchorage
office; supervised statewide appellate department.

Law Clerk, Alaska Supreme Court. 1976 - 1977
Clerked for the Honorable Edmond W. Burke, Supreme
Court Justice.

Northeastern Legal Cooperative Education Program
Northeastern School of Law requires all students to obtain
a total of four quarters (12 months) experience working
as interns in law offices.

Hart, Leavitt, & Hall, Honolulu, Hawaii. Winter 1976.
Zalkind & Zalkind, Boston Massachusetts. Summer 1975.
Tim McCall, P.C. Louisville, Kentucky. Winter 1975.
Jim Goetz, Esq., Bozeman, Montana. Summer 1974.

PROFESSIONAL &
COMMUNITY
ACTIVITIES &
HONORS:

Alumna of the Year, Northeastern University School
of Law, 1983.

Listed in Who's Who in the West, 1984.

Alaska Board of Bar Examiners, 1978-1983

Lecturer in Women and the Law, Anchorage Community
College, 1980-1984.

Produced a classical music program as a volunteer for
KSKA public radio, Anchorage, 1979-1983.

Member of Anchorage Association of Women's Lawyers,
1976-present.

PERSONAL: Born March 29, 1951 in Cincinnati, Ohio.
Married with an 18-month-old daughter.

RESUME

JAN ACKERMAN
P.O. Box 2079
Fairbanks, Alaska 99707
(907) 479-5210

SKILLS & EXPERIENCE SUMMARY

Management/Organization: I have developed and proficiently exercised a variety of organizational skills. I have a demonstrated ability to competently coordinate the efforts of others and develop successful practices and policies within a number of different organizations. I have successfully managed political campaigns, non-profit training programs, a State Agency, and recently gained additional managerial experience in the private sector. I am innovative, analytical, and attentive to detail.

Public Relations: I have extensive public relations experience and have served as a lobbyist and representative for several organizations. Additionally, I have served as a personal representative for two Speakers of the Alaska State House and two gubernatorial candidates. I am familiar with the media both locally and statewide, and am knowledgeable with regard to media practice and publicity. I am personable and enjoy contacts with the public.

EMPLOYMENT HISTORY

1983 - 1985

Sales Manager, Fairbanks Furniture

Developed sales practices with resultant increase in sales volume. Served to develop improved customer relations and was personally responsible for over half of the total monthly sales as one of four employees.

1979 - 1980

Training Coordinator/Community Resource Specialist, Displaced Homemakers Program, Fairbanks

Obtained and analyzed labor market information and tailored training programs to client aptitude. Conducted a wide range of workshops to promote employability of clientele. Compiled and published formal statistical needs assessment and successfully lobbied for State funding. Responsible for all public relations activities, served as spokeswoman for pilot project.

1978 - 1978

Campaign Coordinator/Media Consultant, Coordinated the campaign effort and served as media advisor. Directed and organized all fundraising activities. Served as gubernatorial candidate's representative and organized the activities of over 150 volunteers and staff.

Page Two

1975 - 1976

Legislative Information Officer, State of Alaska, Legislative Affairs Agency

Directed operations of Fairbanks Legislative Office during both sessions of the Ninth State Legislature. Assisted citizen lobbyists and monitored local concerns for Interior

1974 - 1974

Director, Committee on Political Education, Alaska Federation of Labor

Established and directed the Committee on Political Education (COPE) during the election year. Initiated comprehensive voter education program, raised funds, and represented the Central Labor Council U.S. Northwestern Region at national convention.

1972 - 1974

Field Assistant, Gene Guess, Speaker of the State House
Researched labor and affirmative action programs and prepared reports for legislative review. Coordinated four major public surveys within the State and testified before legislative committees regarding pending labor legislation.

MEMBERSHIPS AND ORGANIZATIONS

Member, Fairbanks North Star Borough Arts Council
Chair, Nick Begich Scholarship Fund, "Mark Russell Presents..."
Regional Chair, Alaska Inaugural 1983
Delegate, Democratic National Conventions 1976 and 1980
Executive Board Member OMAR 1975
Coordinated a wide variety of fundraising and public events in conjunction with campaigns, conventions, and political issues 1970 - 1983

References available on request.

RESUME

ANDONIA HARRISON
6941 FREITAG DRIVE
ANCHORAGE, ALASKA 99516
(907) 345-6900
or
(907) 272-8717

CAREER OBJECTIVE: To obtain a management position in Public Relations/Arbitration/or Personnel Management

WORK EXPERIENCES

August 1981 -December 1982

Office Manager/Comptroller

Harrison Construction Company, 940 East First Avenue, Anchorage, Ak

Prepared income taxes and quarterly reports for taxes. Kept ledgers for account receivables and account payables. Ordered materials for construction sites. Supervised projects on the construction site in the absence of the foreman. Prepared weekly payroll for employees.

November 1971 - April 1981

Public Relation Coordinator

Sunrise Bakery, 2248 Spenard Road, Anchorage, Alaska

Planned tours through-out the bakery for the Anchorage School District, Anchorage Community College, School districts throughout the State of Alaska and other community base groups. Coordinated yearly social activities. Assisted management in making a local television commercial for ITT/Sunrise Bakery Products.

Executive Secretary

Scheduled departmental meetings, took minutes of meetings; made travel arrangements. Screened all incoming calls to manager. Prepared general correspondence. Stastical compilation, typing and reporting. Devised a new alpha filing system. Helped made decisions for ordering new office equipment. Operated telex machine.

Payroll Clerk

Prepared weekly payroll sheets for 82 employees and prepared backup documents for the payroll.

Sales

Took daily orders from vendors throughout the state. Managed the Sunrise Thrift Store and made daily bank deposits.

April 1969 - May 1971

Standard Oil Company of California, 3001 "C" Street, Anchorage, Ak.

Supervisor of the Mailroom

Supervised mail distribution for 120 employees.

Switchboard and Telex Operator

Screened all incoming calls and handle confidential information on the telex machine with our overseas oil drilling projects.

April 1971 - November 1971

Community Action Agency, 505 Barrow Street, Anchorage, Ak

Admin/Asst. to Director of the Head Start Program

Coordinated Parent-Teacher orientation for the Head Start Program. Prepared design and lay-out for monthly newsletter. Organized a volunteer campaign of ten parents to assist teachers. Created a parent-teacher information system for the director. Assisted the director in preparing the budget.

June 1982 - Present

Assistant Campaign Coordinator/Treasurer for a State House Rep.

Recruited campaign workers. Hosted fundraiser events. Helped planned campaign strategies. Researched precinct voting history. Coordinated telephone solicitation. Prepared financial records for APOC (Alaska Public Officers Commission).

Mayor's Social Services Task Force

Screened and evaluated community base proposals for recommendations to the Assembly for social services funding.

EDUCATION

1978 -1980 Attended Anchorage Community College, Anchorage, Alaska, Majored in Business Administration.

1968 -1969 Attended Alaska Business College, Anchorage, Alaska.

1961-1964 Graduated from Nash Central High School, Nashville, North Carolina.

CIVIC AND CHURCH ACTIVITIES

Secretary of the Trustee Board - New Hope Baptist Church
Active Voter Registrar
President of the Anchorage Branch of the National Association
for the Advancement of Colored People

HOBBIES

Interior Decorating, Motor-Crossing, playing pinochle and writing.

REFERENCES

Major Walter Gilmour, Alaska State Troopers, P. O. Box 6188 Annex
Anchorage, Ak 99502

Rep. Walter Furnace, 7221 East 22nd Avenue, Anchorage, Ak 99504

Atty. Mitchell J. Schapira, Suite 300, 1016 W. 6th Avenue,
Anchorage, Ak 99501

Ms. Loretta Jenkins, Educator, 3801 W. 72nd Court,
Anchorage, Ak 99502

Deputy Chief Edward Rhodes, Municipality of Anchorage,
Police Department, 625 "C" Street
Anchorage, Ak 99501

R E S U M E'

Name Georgianna Lincoln
Social Security 574-12-2895
Date of Birth 2/22/43
Address 2509 Alston Road
 Fairbanks, Alaska

Employment Record:

Wien Air Alaska
1961-1966
Accounts Recievable Supervisor

Fairbanks Native Association
1971-1973
Executive Director

North American Indian Women's Association
August-October 1977
Ccordinator of Volunteers

Tanana Chiefs Conference
1978-1983
Director of Programs

Management Concepts, Inc.
1983-present
"ANCSA 85 Study"
Consultant

Community Activities:

National Indian Health Advisory Committee
1973-1977

Alaska State Comprehensive Health Advisory Council
1975-1976

University of Alaska Museum Advisory Committee
1976

University of Alaska Village Arts Upgrade Board
1974-1977

Alaska Future Frontiers Conference Group Leader
1979-1980

Governors' Interstate Indian Council
1979

Alaska State Equal Employment Opportunity Board
1977-1979

Northern Alaska Health Resource Board
1976

Fairbanks Human Rights Commission
Present

Education:

Drakes Business College
1961

University of Alaska
1973-1974
Business Administration

Numerous management training courses while
employed with Tanana Chiefs Conference
and Fairbanks Native Association. Corporate
Management training seminars.

Corporate Boards:

Baan O Yeel Kon (Rampart Village Corporation)
President 1976-1981
Board of Directors 1976-Present

Doyon, Limited
Corporate Secretary - 1976-1980
Board of Directors - 1976-Present

Chairman - Doyon Shareholder Committee

Member - Doyon Annual Committee

United Bank Alaska
Board of Directors - 1981-Present

RESUME

Charles David Weiler
Box 40200
Clear, Alaska 99704
Phone: 332-2619

Age: 48
Married, 1 child
Alaska Resident: 48 years
Born: Palmer, Alaska

EDUCATION

Grades 1-12: Anchorage Public Schools
College: University of Alaska - Major: Accounting/Economics,
Minor: History

EMPLOYMENT

Tour Director, Wien Airlines, 1963
Cost Accountant, RCA, 1964-1966
Data Analyst, ITT, Balistic Missile Early Warning System, 1966 to
present

ACTIVITIES

Director, City of Anderson Airport, 1978-1981
President, Lions Club, 1979-1980
Director, Lions Club, 10 years
Director, Fairbanks Civil Liberties Union, 1978-1981
Director, Alaska State Board of American Civil Liberties Union,
1981 to present
First Lt., Civil Air Patrol Search and Rescue Pilot
Plans and Programs Officer, Civil Air Patrol
District Organizer, Democratic Party, 1973-1974
Precinct Chairman, Democratic Party, 1978 to present
Vice-Chairman, Interior Alaska (Fourth Judicial District) Demo-
cratic Party, 1976-1978
Chairman, Interior Alaska Democratic Party, 1978-1980
Member, Alaska Democratic State Central Committee, 1978 to
present
Vice Chairman, State Democratic Party, 1984 to present

MILITARY SERVICE

U.S. Army, 1960-1962

ADDITIONAL INFORMATION

Lions Club Outstanding Contribution Award
Civil Air Patrol Savings and Preservation of Life Award
Listed in Who's Who in the West

CURRICULUM VITAE

Hilbert J. Henrickson, M.D., Fellow American Academy of Family Practice,
Diplomat American Board of Family Practice

Born: 5/29/31
Married: Phyllis Jane Henrickson, born 9/18/32
Children: Kerry Henrickson, M.D., age 30, Internist in Milwaukee, Wisconsin.
Kelly Henrickson, age 27, resident, Pediatrics, Rochester, New York
Kevin Henrickson, age 21, musician
Chris Henrickson, age 19, college

I have been in private practice in Ketchikan for approximately 18 years at Ketchikan Medical Clinic, Inc. Presently this is a group Family Practice with one other family practitioner and two pediatricians.

1958 Graduated from Portland State University, Portland, Oregon BS in Social Sciences.

1963 Graduated from University of Oregon Medical School - M.D.

1963/64 Rotating internship, Travis Air Force Base Hospital, Travis Air Force Base, California.

6/64-9/64 Flight Surgeon School, San Antonio, Texas - Completed program.

1966/67 Senior Flight Surgeon, Military Airlift Command, McCord Air Force Base, Tacoma, Washington - Wing Staff Medical Officer.

1967 - Pres. Private practice, Ketchikan, Alaska - Family Practice.

1967 On staff Ketchikan General Hospital.

1970/72 Chief of Staff, Ketchikan General Hospital

1970/72 President of Gateway Medical Society, Ketchikan, Alaska.

1972/74 Governor's appointment to Commission to establish Southeast Alaska Health Planning Agency.

1976/80 Appointed to State Medical Board.
1978/80 Chairman, Alaska State Medical Board

1977 Chairman, Medical Records Committee, Ketchikan General Hospital.

1977/78 Ketchikan General Hospital, Chairman of Audit Committee.

1978 American Academy of Family Practice - Board Certified.

CURRICULUM VITAE

Hilbert J. Henrickson, M.D., Fellow American Academy of Family Practice, Diplomat
American Board of Family Practice

Continued

- 1978/84 Clinical Assistant Professor of Family Medicine, University of
Washington School of Medicine.
- 1981-Pres. Awarded Fellow of American Academy of Family Practice
- 1983 Re-certified to American Academy of Family Practice.
- 1984-Pres. Member of American Academy Teachers of Family Medicine.
- 1/85-Pres. Clinical Associate Professor of Family Medicine.
- 1985 Chief of Staff, Ketchikan General Hospital.
- 6/85 Appointed to Governors Board, Ketchikan General Hospital.

Honors and Awards

Presented the Flight Surgeon of the Year Award for the Military Airlift Command as
Command Flight Surgeon of the Year in 1965 by the Society of U.S. Air Force Flight
Surgeons.

I have also been on a variety of other committees in our hospital which range from: the
Disaster Committee to Pharmacy Committee, Lab Committee and Tissue Utilization
Committee. Currently, I am on the Triage Committee, Medical Records Committee and
also the Committee for Continuing Education for the Alaska chapter of the American
Academy of Family Practitioners.

Licensure to Practice: State and Numbers

State of Alaska # AA 0579

State of Oregon # 06698

REPRESENTATIVE
BEN GRUSSENDORF

P. O. Box 928
SITKA, ALASKA 99835
(907) 747-8458

RULES COMMITTEE
LEGISLATIVE COUNCIL

DISTRICT 3
ELFIN COVE
PELICAN
PORT ALEXANDER
SITKA
TENAKEE

Alaska State Legislature



House of Representatives
SPEAKER OF THE HOUSE

WHILE IN JUNEAU
POUCH V
JUNEAU, ALASKA 99811
(907) 485-3824
(907) 465-3720

JAN 24 1985

MEMORANDUM

TO: All House Committee Chairmen

FROM: House Speaker *Ben* Grussendorf

DATE: January 23, 1985

RE: Boards and Commission Appointee Confirmations

There have been many questions concerning the confirmation hearings for proposed members of board and commissions. I have attached two examples of committee reports from the Clerk's office. Either one will be accepted from your committee.

On Committee letterhead

Dear Mr. Speaker:

The House Labor and Management Committee has reviewed the qualifications of the following named individual, who has been submitted in nomination for the Board of Welding Examiners, and recommends that he be confirmed:

Mr. Pete Millar, Anchorage, term expiring 12/16/84

Concurring:

Vern Hilbert

Vern Hilbert, Chairman

Brian Rogers

Brian Rogers, V. Chmn.

Joe Hayes

Joe Hayes

Mike Miller

Mike Miller

Joe McKinnon

Joe McKinnon

CSSB The Resources Committee has had COMMITTEE SUBSTITUTE 332 FOR SENATE BILL NO. 332 (relating to hunting in the Trans-Alaska pipeline corridor) under consideration and a majority of the committee recommends it be replaced with HOUSE COMMITTEE SUBSTITUTE FOR COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 332 (same title) and reports it back with individual recommendations. Osterback (Co-chairman), Chatterton, Fuller and Zharoff recommend do pass. Carney and Halford have no recommendation.

CSSB 332 was referred to the Judiciary Committee.

HB 208 The Finance Committee has had HOUSE BILL NO. 208 (relating to pension fund investments; effective date) under consideration and a majority of the committee recommends it be replaced with COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 208:

"An Act relating to the investment of state retirement and pension funds; and providing for an effective date."

and reports it back with individual recommendations. Guy and McKinnon recommend do pass; Rogers recommends do pass - golden opportunity; Freeman (Vice Chairman) and Montgomery recommend do not pass unless amended; Smith, Schaeffer and Duncan have no recommendation.

HB 208 was referred to the Rules Committee for placement on the calendar.



Alaska State Legislature

HOUSE OF REPRESENTATIVES
COMMITTEE ON RESOURCES

JOHN RINGSTAD, CO-CHAIRMAN
RICHARD SHULTZ, CO-CHAIRMAN
POUCH V
JUNEAU, ALASKA 99811
(907) 465-3715

June 1, 1983

Honorable Joe Hayes
Speaker of the House
Pouch V
Juneau, Alaska 99811

JAN 24 1985

Dear Mr. Speaker:

The House Committee on Resources gives the following individual recommendations on the appointment of Richard Listowski, to the Commerical Fisheries Entry Commission.

<u>Confirm</u>	<u>No Recommendation</u>	<u>Reject</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

John Ringstad, Co-Chairman

Dick Shultz, Co-Chairman

MEMORANDUM

State of Alaska

TO: Judiciary

DATE: 1/27/86

FROM: Kris, Chief Clerk's office

SUBJECT:

Attached report(s) referred to your committee for review by the Speaker.

no action needed

STATE OF ALASKA

THE LEGISLATURE

BUDGET AND AUDIT COMMITTEE

AUDIT DIVISION
POUCH W
JUNEAU, ALASKA 99811

JAN 21 1986

January 21, 1986

The Honorable Ben Grussendorf
Speaker of the House
P.O. Box 7
Juneau, AK 99811-3100

Dear Representative Grussendorf:

The Legislative Budget and Audit Committee released to the public the sunset audit reports of regulatory boards and commissions that are scheduled for termination June 30, 1986. I am forwarding these reports to you so that they may be distributed to the appropriate standing committees you will designate to perform the legislative oversight function.

The entities are:

1. ~~X~~ Alcoholic Beverage Control Board (AS 04.06.010)
2. ~~X~~ Guide Licensing and Control Board (AS 08.54.010)
3. ~~X~~ Board of Dental Examiners (AS 08.31.010)
4. ~~X~~ Board of Electrical Examiners (AS 08.40.010)
5. ~~X~~ Board of Nursing Home Administrators (AS 08.70.010)
6. ~~X~~ Board of Pharmacy (AS 08.80.010)
7. ~~X~~ State Physical Therapy Board (AS 08.84.010)
8. ~~X~~ Real Estate Commission (AS 08.88.011)
9. ~~X~~ Alaska Public Utilities Commission (AS 42.05.010)

Please note that AS 08.03.020(a) and AS 44.66.010 provide that upon termination, each board or commission continues in existence until June 30 of the next succeeding year for the purpose of concluding its affairs. This provision does not apply to the Board of Pharmacy which is already in its "wind-up" period.

Sincerely,



Gerald L. Wilkerson
Legislative Auditor
Division of Legislative Audit

Enclosures

JUD

A PERFORMANCE REPORT ON THE
DEPARTMENT OF REVENUE
ALCOHOLIC BEVERAGE CONTROL BOARD

August 21, 1985

Audit Control Number

04-1223-86-R

Commissioner, Department
of Revenue

Mary A. Nordale

Deputy Commissioners,
Department of Revenue

Bruce M. Botelho
Milton B. Barker

Members of the
Alcoholic Beverage Control Board

Chairman
Member
Member
Member
Member

William K. Smith
E. L. Holloway
Jane C. Perkins
James McNamee
Jack Griffin

STATE OF ALASKA

AUDIT DIVISION
POUCH W
JUNEAU, ALASKA 99811

THE LEGISLATURE
BUDGET AND AUDIT COMMITTEE

August 21, 1985

Members of the Legislative Budget
and Audit Committee:

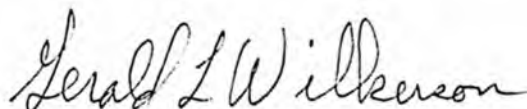
In accordance with the provisions of Title 24 of the Alaska
Statutes, the attached report is submitted for your review.

A PERFORMANCE REPORT ON THE
DEPARTMENT OF REVENUE
ALCOHOLIC BEVERAGE CONTROL BOARD

August 21, 1985

Audit Control Number

04-1223-86-R



Gerald L. Wilkerson, CPA
Legislative Auditor
Division of Legislative Audit

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PURPOSE OF THE REPORT

In accordance with the provisions of Alaska Statutes 24.20.271(i) and 44.60.050 (sunset legislation) an examination of the Alcoholic Beverage Control (ABC) Board was conducted to determine if the Board has been operating in an efficient and effective manner and if the Board should be reestablished.

As required by legislative intent, this report should be considered during the legislative oversight function in determining if the ABC Board should be reestablished. Per the 1984 amendment to AS 44.66.010(A)(1), the Board is scheduled to terminate on June 30, 1986.

The policy and audit approach utilized by the Division of Legislative Audit for Performance Reports can best be described as "audit by exception."

This methodology focuses audit effort on areas of an auditee's operations that have been identified by a preliminary survey as having a high degree of probability for needing improvements.

Therefore, by design, finite audit resources are used to identify where and how improvement can be made and little time is devoted to reviewing well run operations or programs. Consequently, this report highlights those areas needing improvement and does not emphasize those operations and programs that are properly functioning.

ORGANIZATION AND FUNCTION

The Alcoholic Beverage Control Board (hereinafter referred to as the ABC Board or the Board) was established in 1959 by Title 4 of the Alaska Statutes as a regulatory, quasi-judicial agency. The Board is vested with the powers, duties, and responsibilities for the control of alcoholic beverages, including the power to propose and adopt regulations and to hear appeals.

Members are appointed for three-year terms by the Governor and serve at his pleasure subject to confirmation by the Legislature. Membership is limited by statute to five persons (two liquor industry representatives and three non-industry representatives). A director, also appointed by the Governor, serves as executive officer and is responsible for enforcement of Title 4 liquor laws and regulations developed by the Board. Although he is not a member of the Board, the director may cast a tie-breaking vote. Under the direction of the Board, the director may issue, renew, transfer, revoke or suspend licenses or permits.

Title 4 prescribes the type of licenses, fees, and specific activities allowed under each license classification (see schedule of license types and fees in Appendix C). Fees are payable at the time of application. To renew an already existing liquor license, the application must be filed and the corresponding fees paid on or before February 28.

The availability of licenses throughout the State is determined by the population within designated areas. Effective June 6, 1985, one license may be issued for every 3,000 in population or fraction thereof. As of June 30, 1985, a total of 1,679 licenses had been issued (see Appendix B).

The staff of the ABC Board is divided into three major functions: administration, licensing, and enforcement. A brief description of the services provided by those functions follows.

Administration. The director of the ABC Board provides all administrative support needed by the Board including overseeing all staff functions, preparing budget documents, directing the preparation and implementation of administrative and public hearings, and directing special enforcement investigations.

Licensing. The licensing staff currently consists of three full-time employees responsible for issuing and receiving application forms, maintaining records and files for all licenses, collecting fees, issuing all licenses and permits authorized by the Board, and answering inquiries from the general public on routine licensing matters.

Enforcement. The ABC Board currently employs six investigators - four operating from the Anchorage central office, one operating from the Fairbanks field office, and one operating from the Juneau field office. Services provided include: (1) surveillance and inspections of licensed premises, (2) investigations to obtain information to be used in criminal and civil proceedings and investigations into suspected licensing violations, (3) public appearances relating to ABC laws and regulations, and (4) assisting the licensing staff in handling inquiries from the general public.

REPORT CONCLUSION

Policy Issues

This review contains policy issues raised as a result of our evaluation of various Board practices. The final policy decisions affecting those practices are not within the scope of this review but require legislative consideration. In debating these decisions the legislative oversight committees should take into consideration the findings and recommendations presented in this report, so that the potential impact of the policy changes can be evaluated.

Report Conclusions

Title 4 of the Alaska Statutes established the ABC Board to control the manufacture, barter, possession, and sale of alcoholic beverages in the State in order to protect the public's health, safety, and welfare. We believe that there is a demonstrated need for this control to continue to exist. In order to operate in a more efficient and effective manner, the following recommendations should be implemented.

1. The ABC Board should document the mitigating circumstances and reasons for not pursuing a suspension or revocation of a license.
2. Alaska Statute 04.11.510(c) should be amended to exclude Board participation in informal conferences.
3. The ABC Board should cease the current practice of terminating a license without cause and seek legal advice for clarification of its authority.
4. The ABC Board should improve documentation of its enforcement efforts.
5. The ABC Board should promulgate regulations for the creation of restaurant designation permits and the establishment of fees.
6. The ABC Board should strengthen controls over liquor license stock.

(Intentionally left blank)

FINDINGS AND RECOMMENDATIONS

Recommendation No. 1

The ABC Board should document the mitigating circumstances and reasons for not pursuing a suspension or revocation of a license.

Alaska Statute 04.11.370 provides for the suspension or revocation of a license if one or more of the eleven items listed in the provisions exists. Some of the major items listed include: misrepresentation of a material fact on an application; failure of a licensee to correct defects which constitute violations of Title 4; use of the licensed premises as a resort for illegal possessors or users of narcotics, prostitutes, or pimps; and violation by a licensee of Title 4 or a regulation or ordinance adopted under Title 4.

As prosecutor in the adjudication process, the ABC Board's Director is responsible for filing an accusation against a licensee when the facts show that a violation applicable to AS 04.11.370 has occurred. An accusation is a written statement of charges setting out the acts or omissions with which the licensee is charged and specifies the statute which the licensee is alleged to have violated.

Supporting the accusation is evidence gathered by the ABC Board's investigative staff. Investigative activity includes premise inspections, undercover observations, inquiries of licensee's staff and customers, and a review of local police reports.

Once an accusation has been filed by the Director, the ABC Board members have the responsibility of hearing the case and imposing the penalty upon a determination of the licensee's guilt.

Our review of cases requiring Board action showed that most cases resulted in dismissal of the accusation after an informal conference was held with the licensee. In some cases, the dismissal included a stipulation prohibiting any reoccurrences.

It is the ABC Board's position that it is within their discretion to adopt stipulations with remedial actions rather than to impose suspensions and revocations. Although we recognize that stipulations are within the Board's discretion, the files seldom document the mitigating circumstances or provide an explanation of why the Board chose to dismiss the accusation. In all cases, the files should clearly document the reasons for the Board's actions.

Recommendation No. 2

The Legislature should consider amending Alaska Statute 04.11.510(c) to exclude Board participation in informal conferences.

If an accusation is filed by the Director, the licensee is given the option of requesting an informal conference. Per AS 04.11.510(c), the informal conference may be held with the Director or the Board. If not satisfied with the results of the conference, the licensee may request a formal hearing. The ABC Board may delegate full authority to preside over the case to a hearing officer, or it may hear the case with the hearing officer. If the case is heard by the hearing officer, the officer is required to submit a proposed decision to the Board. The Board has the option of adopting the proposed decision or rendering a different one. If the case is heard by the Board and a hearing officer, the Board renders its final decision upon completion of the hearing.

When hearing a case, the Board should be unbiased and impartial. Evidence presented by the Director (the prosecutor) and the licensee (the defendant) should be weighed equally. Only evidence and testimony presented during the hearing may be considered in reaching a final decision. The Board's participation in informal conferences, prior to a formal hearing, may have a negative effect on their independence. No guidelines have been established to address what type of evidence can be submitted or what rules of law should be adhered to in the conferences.

For the most part, informal conferences are held by the Board without counsel to advise them on matters of law. As noted in Recommendation No. 1, Board action to resolve most cases resulted from informal conferences. If a hearing is requested by the disgruntled licensee after an informal conference, the Board runs the risk of having developed a biased opinion prior to the hearing.

To ensure the Board's independence, informal conferences held on pending cases should be limited to the Director. Any stipulations made by the Director and the licensee should be submitted to the Board for review. Board review of the stipulations should include an evaluation of the fairness of the resolution and an analysis of whether the terms are in compliance with statutory requirements. Final Board action should be documented by a motion and vote of the Board at an open meeting.

In addition, all informal conferences should be recorded to document the matters discussed. A brief summary of the discussion and agreements made should be transcribed and maintained in the licensee's file.

Recommendation No. 3

The ABC Board should cease the current practice of terminating a license without cause and seek legal advice for clarification of its authority.

The ABC Board has established an informal policy of requiring a licensee to surrender an existing license upon the issuance of a new license of a different type. For example, the holder of a restaurant/eating place license would be required to surrender that license upon the issuance of a beverage dispensary license for the same premise. The Board's authority to enforce this policy is questionable.

The ABC Board is governed by Title 4 of the Alaska Statutes. Per AS 04.11.070 the Board has the authority to issue, renew, transfer, suspend, or revoke a license. Alaska Statutes 04.11.360 and 04.11.370 list the conditions under which the Board can deny a transfer or revoke a license. The conditions listed primarily address violations by the licensee, actions which are contrary to statute, and actions which are not in the best interest of the public.

Our review of the licenses surrendered per the Board's informal policy showed that none of the conditions listed in AS 04.11.360 and AS 04.11.370 existed. In addition, we found that the Board was inconsistent in its application of the policy. The requirement to surrender a license was only imposed if the existing license was originally issued to the holder by the ABC Board. If the existing license was acquired through a transfer (purchase) then, the licensee was allowed to retain the license or transfer it. In the former case, the licensee was deprived of the privilege to transfer the license whereas in the latter case he was not. Our review disclosed three cases in which the licensee was deprived of the transfer option.

Due to the passage of House Bill 34, the population limits for the issuance of licenses was increased from 1,500 to 3,000. As a result, the license quota for the issuance of new licenses has been capped for most areas in the State. The ownership and transferability of a license is more valuable now than ever before. We noted in our review that one of the three licenses was surrendered in November 1984 under protest. The licensees feel their rights of ownership should not be denied. Although the ABC Board has taken no action on the protest to date, we strongly recommend that the Board obtain an Attorney General's opinion prior to taking action on the matter.

Recommendation No. 1

The ABC Board should improve documentation of its enforcement efforts.

This recommendation was made in our prior audit. Primarily, we had found that the ABC Board did not maintain adequate documentation of its enforcement actions from inception to final resolution. In addition, documentation of actions resulting from informal conferences held with the licensee was not adequate. Although the ABC Board staff has made some improvements (especially the Enforcement Section) our current review disclosed the following additional problems:

1. Documentation of the Director's review of investigative reports is not adequate.

The Director is required to review all investigative reports generated by the enforcement staff. However, our review showed that 26 of 46 reports did not have documentation of Director review.

2. Documentation of administrative decisions made by the Director is not adequate.

Not all violations noted by the ABC Board staff are prepared for prosecution. The Director is responsible for making the ultimate decision. Factors considered by the Director include; type of violation, evidence gathered by enforcement staff, prior violations, and the intent of the licensee. Therefore, a violation by one licensee may result in the filing of an accusation whereas a violation by another licensee may not. Our review showed that no documentation is maintained by the Director to show cause for not pursuing a case. As a result, in our review of 35 cases, we found nine cases which were not pursued by the Director although the violation and evidence gathered by the enforcement staff appeared to warrant further action. For example, an investigative report was prepared noting over 140 instances of violence on a licensee's premises over approximately a three year period. The investigators recommended an accusation be filed to suspend or revoke the license. An accusation was not filed and the file did not contain an explanation of why the case was not pursued. Documentation of administrative decisions would ensure proper review and fair treatment of cases.

3. The administrative filing system needs improvement.

An administrative file is established if violations noted by the Enforcement Section require prosecution by the Director. The file contains documentation of actions arising from the Director and/or Board review.

If another action involving the same licensee arises, then a separate file is created. No system has been established to record a historical summary of administrative actions and penalties imposed by the Board per each licensee. Thus, vital information which could be utilized by the Director and the Board in the decision making process is not readily available. In addition, a historical summary could also be utilized by the enforcement staff when conducting routine inspections to identify potential problem areas and ensure compliance to requirements stipulated by the Board.

We encourage the ABC Board to continue its efforts in implementing procedures to resolve the problems noted in our prior audit.

Additionally, we recommend that the ABC Board develop procedures to resolve the problems noted above.

Recommendation No. 5

The ABC Board should promulgate regulations for the creation of restaurant designation permits and the establishment of fees.

Alaska Statute 04.16.049 requires Board designation of a premise as a restaurant in order to allow access by a minor for dining or employment purposes. Approval of the governing body having jurisdiction over the premise is also required, if access of a minor is allowed for employment purposes.

In an effort to comply with the above requirement, the ABC Board required the licensee to submit an application indicating the type of designation requested. Upon receipt of the application a notification is sent to the governing body requesting their review and approval. The governing body is given 30 days to respond. Once reviewed and approved by the Board a notification is sent to the applicant and a permit is issued. The licensee is required to post the designation permit next to the liquor license. The permit is valid for one calendar year. A licensee must reapply for the permit annually.

Due to the process stated above, the ABC Board has created a new class of permits called restaurant designation permits. However, no regulations have been developed to formally establish the classification. In addition, no application fees or permit fees have been assessed to cover the expenses associated with the processing and issuance of the permits. According to the ABC Board staff, processing of the permits is very time consuming. Approximately 250 applications per year were processed in 1983 and 1984. Over 300 applications have been processed since January 1985.

Alaska Statute 04.06.100 gives the Board the authority to adopt regulations relating to the creation of permits and the establishment of fees. We recommend that the ABC Board take the necessary actions to exercise this authority.

Recommendation No. 6

The ABC Board should strengthen controls over liquor license stock.

A control log is maintained by the ABC Board to monitor the issuance of licenses. However, we found that license documents utilized in the renewal of active licenses are recorded by group sequence. No record is maintained to identify to which licensee each license document was issued.

In addition, the control log does not denote which license documents have been voided because of Board denial or revocation of the license.

A good system of internal controls would enable one to determine the status and location of a license at any given point in time.

The ABC Board should review the control over the issuance of licenses and develop procedures to resolve deficiencies.

ANALYSIS OF PUBLIC NEED

Limited Analysis

The following analysis indicates both positive and negative attainments of the ABC Board and how its activities relate to the public need factors defined by AS 44.66.050. This analysis is not intended to be comprehensive in nature.

I. The extent of which the board, commission, or program has operated in the public interest.

Public protection gained through licensing to control the manufacture, possession, and sale of alcoholic beverages has been adequately provided by the ABC Board. However, operational efficiency and effectiveness should be improved. See Recommendations 1-6 of this report.

II. The extent to which the operation of the board, commission, or agency program has been impeded or enhanced by existing statutes, procedures, and practices which it has adopted, and any other matter, including budgetary, resource, and personal matter.

The 1980 revisions to Title 4 have, for the most part, been beneficial to the operation of the ABC Board. However, as noted in Recommendation No. 2, certain provisions should be amended for the elimination of potentially conflicting elements.

The Board is also restricted in meeting its statutory responsibilities in protecting the public health, safety, and welfare by the size of the enforcement staff which consists of one agent in Juneau; one in Fairbanks; and four, including a supervisory agent, in Anchorage. Including the supervisory agent, there are only six agents with inspection and enforcement responsibilities for 1,679 licensed premises.

The amendments to Title 4 by chapter 93, SLA 1985 will also have an effect on the ABC Board's operation. Population limits for the issuance of licenses were increased thereby resulting in a restructuring of license availability throughout the State. Additional filing requirements were also imposed on the Board. Due to the recent passage of the legislation, the overall impact of the changes could not be determined at this time.

III. The extent to which the board, commission, or agency has recommended statutory changes which are generally of benefit to the public interest.

The ABC Board was instrumental in promoting most of the changes adopted through chapter 93, SLA 1985. In addition, the ABC Board participated in the development of the 1980 revisions to the statutes.

- IV. The extent to which the board, commission, or agency has encouraged interested persons to report to it concerning the effect of its regulations and decisions on the effectiveness of service, economy of service, and availability of service which it has provided.

The ABC Board has met an average of eleven times during 1984 and 1985. During each year they have met at least once in each of the four judicial districts. Each meeting has been adequately advertised and open to all interested persons. Staff of the ABC Board are located in Anchorage, Juneau, and Fairbanks and are available to answer inquiries of the general public during all normal business hours. We believe this has provided an adequate forum for allowing public input on Board regulations and decisions.

- V. The extent to which the board, commission, or agency has encouraged public participation in the making of its regulations and decisions.

As noted in IV above, the Board has provided an adequate forum for obtaining input from the public.

- VI. The efficiency with which public inquiries or complaints regarding the activities of the board, commission, or agency filed with it, with the department to which a board or commission is administratively assigned, or with the Office of the Ombudsman have been processed and resolved.

As noted in past reviews the number of formal hearings continue to be few in number. However, the ABC Board has the authority to hold its own hearings on protests which it exercises as a part of its regularly scheduled meetings. Hearings in this manner have been accomplished in a timely manner since the Board meets at least ten times each year.

- VII. The extent to which a board or commission which regulates entry into an occupation or profession has presented qualified applicants to serve the public.

Our review of licensing activity of the ABC Board to determine whether all statutory qualifications of licensees were being met revealed no material exceptions. The Board has therefore presented qualified applicants to serve the public.

VIII. The extent to which state personnel practices, including affirmative action requirements, have been complied with by the board, commission, or agency to its own activities and the area of activity of interest.

No discrepancies were noted in this area during our review of the ABC Board.

IX. The extent to which statutory, regulatory, budgeting, or other changes are necessary to enable the agency, board, or commission to better serve the interests of the public and to comply with the factors enumerated in this subsection.

Please refer to I and II above and to the previous section, Findings and Recommendations.

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APPENDIXES

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APPENDIX A

STATE OF ALASKA
DEPARTMENT OF REVENUE
ALCOHOLIC BEVERAGE CONTROL BOARD
REVENUE COMPARED WITH EXPENDITURES
Fiscal Years 1983, 1984 and 1985
(UNAUDITED)
(Note 1)

	<u>1983</u>	<u>1984</u>	<u>1985</u>
Revenue (See Schedule 1)	\$1,592,957	\$1,716,950	\$1,701,968
Expenditures	<u>(605,131)</u>	<u>(692,310)</u>	<u>(653,872)</u>
<u>Excess of Revenue</u> <u>Over Expenditures</u>	<u>\$ 987,826</u>	<u>\$1,024,640</u>	<u>\$1,048,096</u>

Schedule 1
Revenue Collected

<u>Types of License</u>	<u>1983</u>	<u>1984</u>	<u>1985</u>
Liquor License Application	\$ 86,950	\$ 100,000	\$ 101,850
Pub	400	800	-0-
Beverage Dispensary	799,050	852,825	852,275
Club	41,200	43,750	44,900
Common Carrier	30,500	43,350	36,675
Restaurant	73,550	89,650	91,850
Retail Store	341,500	368,150	373,300
Wholesale General	146,700	141,350	139,100
Wholesale Malt Beverage	27,900	27,300	12,300
Miscellaneous (Note 2)	<u>45,207</u>	<u>49,775</u>	<u>49,718</u>
<u>Total</u>	<u>\$1,592,957</u>	<u>\$1,716,950</u>	<u>\$1,701,968</u>

Note 1

This revenue/expenditure comparison was prepared from available records and discussions with ABC Board personnel. The records were not audited by us and, accordingly, we do not express an opinion on the ABC Board Revenue Compared with Expenditures nor the Schedule of Revenue Collected.

Note 2

Includes recreational-site licenses, caterer's special events, and conditional contractor's permits.

APPENDIX B

STATE OF ALASKA
DEPARTMENT OF REVENUE
ALCOHOLIC BEVERAGE CONTROL BOARD
NUMBER OF LICENSES BY TYPE
Fiscal Years 1983, 1984, and 1985

<u>Types of License</u>	<u>1983</u>	<u>1984</u>	<u>1985</u>
Pub	1	1	1
Beverage Dispensary	645	645	648
Club	65	71	72
Common Carrier	94	124	129
Restaurant	223	270	292
Retail Store	448	473	492
Wholesale General	16	18	20
Wholesale Malt Beverage	8	8	9
Recreational-Site	<u>13</u>	<u>16</u>	<u>16</u>
<u>Total Licenses</u>	<u>1513</u>	<u>1626</u>	<u>1679</u>

APPENDIX C

STATE OF ALASKA
DEPARTMENT OF REVENUE
ALCOHOLIC BEVERAGE CONTROL BOARD
DESCRIPTION OF LICENSE TYPES AND FEES

<u>Source</u>	<u>Description</u>	<u>Annual Fee</u>
Application Fee	For each license application.	\$50
Beverage Dispensary	To sell or serve on the licensed premises alcoholic beverages for consumption on the licensed premises only.	\$1,250
Restaurant or Eating Place	To sell beer and wine for consumption only on the licensed premises.	\$300
Club	To sell alcoholic beverages for consumption only on the licensed premises.	\$600
Bottling Works	To operate a bottling works where beer and wine may be bottled and sold.	\$250
Brewery	To operate a brewery where beer is manufactured and bottled or barreled for sale.	\$500
Winery	To operate a winery where wine is manufactured and bottled or barreled for sale.	\$250
Package Store	To sell alcoholic beverages to a person in response to a verbal solicitation for purchase received from the person present on the licensed premises or in response to a written solicitation made by a person known to the license for a purchase to be received by the person making the solicitation.	\$750
Retail Stock	To sell the remaining stock of a package liquor store when the owner wishes to close or terminate business. Sale may only be to licensed persons.	\$100

APPENDIX C

STATE OF ALASKA
DEPARTMENT OF REVENUE
ALCOHOLIC BEVERAGE CONTROL BOARD
DESCRIPTION OF LICENSE TYPES AND FEES

<u>Source</u>	<u>Description</u>	<u>Annual Fee</u>
General Wholesale	To sell alcoholic beverages in the original package, and wine in bulk, in quantities of not less than five gallons to holders of licenses.	\$1,000 First \$100,000 of sales plus \$500 - 10,000 on additional sales
Wholesale Malt Beverage and Wine	To sell malt beverages and wine in the original packages in quantities of not less than five wine gallons to holders of licenses.	\$200 First \$20,000 of sales plus \$300 - 10,000 based on additional sales
Distillery	To operate a distillery where alcoholic beverages are distilled and bottled or barreled for sale.	\$500
Community Liquor	Authorizes a municipality to operate a beverage dispensary or a package store or both subject to the same conditions and fees applicable to beverage dispensary or package liquor store licenses.	\$1,250 Beverage Dispensary 750 Package Store
Common Carrier Dispensary	To sell alcoholic beverages for consumption aboard a vehicle, boat, aircraft, or railroad buffet car licensed by the State or federal agency for passenger travel.	\$350 Per vehicle, boat, aircraft or railroad car
Recreational Site	To sell beer and wine at a recreational site during and one hour before and after a recreational event which is not a school event, for consumption on designated areas at the site.	\$400
Pub	To sell beer and wine for consumption only at designated premises located on the campus of an accredited college or university.	\$400

APPENDIX C

STATE OF ALASKA
DEPARTMENT OF REVENUE
ALCOHOLIC BEVERAGE CONTROL BOARD
DESCRIPTION OF LICENSE TYPES AND FEES

<u>Source</u>	<u>Description</u>	<u>Annual Fee</u>
Caterer	Authorizes the holder of a beverage dispensary license to sell or dispense alcoholic beverages at conventions, picnics, social gatherings, sporting events or similar affairs held off the holder's licensed premises.	\$50
Special Events	To sell or dispense beer or wine for consumption at designated premises for a specific occasion and limited period of time. Only a nonprofit organization may acquire the permit.	\$50 Per day
Conditional Contractor	To sell beer or wine for consumption only on designated premises for one year from the date of issuance of the permit at construction sites which are located outside a city and inside the boundaries of a military or naval reservation.	\$600

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STATE OF ALASKA

DEPARTMENT OF REVENUE

OFFICE OF THE COMMISSIONER

BILL SHEFFIELD, GOVERNOR

POUCH 5
JUNEAU, ALASKA 99811
PHONE: (907) 465-2300

December 30, 1985

RECEIVED

DEC 30 1985

LEGISLATIVE
AUDIT

Mr. Gerald L. Wilkerson
Legislative Auditor
Division of Legislative Audit
Pouch W
Juneau, AK 99811-3300

Dear Mr. Wilkerson:

This letter is in response to your preliminary audit report on the performance of the Alcoholic Beverage Control Board dated August 21, 1985.

We fully agree with your conclusion "...there is a demonstrated need for this control to continue to exist." Following are our comments about your specific recommendations.

Recommendation No. 1

The ABC Board should document the mitigating circumstances and reasons for not pursuing a suspension or revocation of a license.

We agree. Since your remarks in your interim letter the board's staff has assured that concluding notes from informal conferences are reflected in all administrative proceeding files.

Recommendation No. 2

The Legislature should consider amending Alaska Statute 04.11.510(c) to exclude Board participation in formal conferences.

The issues raised in this recommendation are substantive ones and touch on some of the most controversial topics in administrative adjudication. Thus, while we may disagree with specific conclusions you have reached, we recognize that your position finds support among many in administrative law.

As you have noted, AS 04.11.510 permits an accused licensee to request an informal conference before the director or the board. If the licensee is not satisfied with the results of the conference, he/she may request a formal hearing before the board. You correctly note that when reviewing a case, the board should be unbiased and impartial.

This concern is a problematical one. While the United States Supreme Court has authorized board involvement at both the informal conference and adjudicatory stages of a dispute (Withrow v. Larkin, 421 U.S. 35 (1975)), the Alaska administrative practice has been much more circumspect. The board was heavily queried on this matter. I am

Mr. Gerald L. Wilkerson
December 30, 1985
Page 2

satisfied that the board is provided only limited information about the dispute, that the information provided is solely for the purpose of providing sufficient facts to discuss the basis for settlement, and that the board fully understands that its decision on the merits of a case must be limited to evidence presented on the record at hearing. Except for rare unintentional oversights, informal conferences are recorded.

Because there is legal authority for the present practice and because the board strongly believes that its involvement at the informal conference level has reached expeditious and just results in the past, I am compelled to disagree with Recommendation No. 2.

Recommendation No. 3

The ABC Board should cease the current practice of terminating a license without cause and seek legal advice for clarification of its authority.

In an opinion dated September 27, 1985 from the board's assistant attorney general, the board finds its practice to be unwarranted. The matter will not be pursued.

Recommendation No. 4

The ABC Board should improve documentation of its enforcement efforts.

1. Documentation of the Director's review of investigative reports is not adequate.
2. Documentation of administrative decisions made by the director is not adequate.

Nos. 1 and 2. We agree. The director has instituted a more formalized review of investigative reports. The procedure includes a director's review sheet with provision for his signature rather than initials on investigative reports. The review sheet is intended to reflect a written record of the director's review of reports.

3. The administrative filing system needs improvement.

Filing of administrative/adjudicative recommended and completed actions will be supplemented with computerized summary information when computer programs are corrected or appropriate software obtained.

Recommendation No. 5

The ABC Board should promulgate regulations for the creation of restaurant designation permits and the establishment of fees.

We agree. The board has drafted a proposal for designation permits and is preparing to provide public notice for public hearing on a regulation.

Mr. Gerald L. Wilkerson
December 30, 1985
Page 3

We agree. The board has drafted a proposal for designation permits and is preparing to provide public notice for public hearing on a regulation.

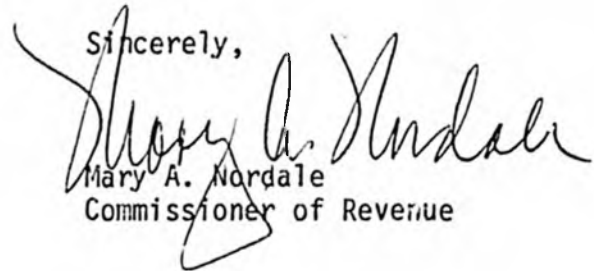
Recommendation No. 6

The ABC Board should strengthen controls over liquor license stock.

A license document control number file is established which also contains original licenses if they are voided or not used.

Thank you for your courtesy and the opportunity to respond. If we can provide any additional information, please do not hesitate to let us know.

Sincerely,



Mary A. Nordale
Commissioner of Revenue