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STATE OF ALASKA
1988 LEGISLATIVE SESSION

BILL VERSION: SB 373

PUBLISH DATE: _____

FISCAL NOTE

REQUEST:

Revision Date: 2/4/88 Agency Affected: Natural Resources
 Title: An Act Extending the Termination of ARU: Commissions
 Date of the Citizens' Advisory Comm.: _____
 Sponsor: Sen. Fahrenkamp Components: Citizens' Advisory
 Requestor: _____ Commission on Federal Areas

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
PERSONAL SERVICES	113.0	117.0	121.0	123.5	130.0	134.5
TRAVEL	20.0	22.0	23.5	25.0	26.5	28.0
CONTRACTUAL	12.0	12.0	12.0	12.0	12.0	12.0
SUPPLIES	5.0	5.0	5.0	5.0	5.0	5.0
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	150.0	156.0	161.5	167.5	173.5	179.5
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND	150.0	156.0	161.5	167.5	173.5	179.5
FEDERAL FUNDS						
OTHER						
TOTAL	150.0	156.0	161.5	167.5	173.5	179.5

POSITIONS:

FULL-TIME	2.0	2.0	2.0	2.0	2.0	2.0
PART-TIME						
TEMPORARY						

ANALYSIS : (Attach a separate page if necessary) Personal Services figures represent an average annual increase of 3.5%. This is expected to cover annual step and/or merit increases. The figures for travel assume an average increase in travel costs of approximately 5%. Costs for contractual services and supplies are expected to remain constant.

Prepared by: Stan Leaphart-Executive Director Phone: 456-2012
 Division: CACFA Date: 2/4/88

Approved by Commissioner: _____ Date: _____
 Agency: _____

Distribution (by preparer):
 Legislative Finance
 Legislative Sponsor
 Requestor
 Office of Management and Budget
 Impacted Agency(ies)

Alaska State Legislature

SENATOR BETTYE F. FARENKAMP
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MEMORANDUM

Senate

TO: Members of the Senate Resources Committee

FROM: Senator Bettye Fahrenkamp

DATE: February 22, 1988

RE: SB 373 An Act extending the termination date of the Citizens' Advisory Commission on Federal Areas

SB 373 would extend the termination date of CACFA for a period of ten years to June 30, 1998.

History of the Commission

The Citizens' Advisory Commission on Federal Areas was created as a temporary advisory agency of the executive branch of State government by the Alaska Legislature in 1981. Because CACFA is a temporary agency, it is not allocated to a department, although for budget purposes, it appears in the Department of Natural Resources, Office of the Commissioner component.

The Commission is scheduled to sunset on June 30, 1988. This sunset date was selected at the time of passage because it was believed that implementation of the Alaska National Interest Lands Conservation Act (ANILCA) would be essentially complete. However, federal agency planning schedules have resulted in delays in the implementation of several important provisions of the law.

What the Commission does

The Citizens' Advisory Commission is the only State agency that works directly with the public in reviewing federal agency planning and rulemaking activities. The statutory mandate to "consider, research, and hold hearings on the impact of federal regulations and federal management decisions on the people of the state" is a charge that the Commission has placed at the forefront of its activities. Other state agencies, through the Division of Governmental Coordination, review most of the same and plans and regulations that the Commission does, however their review is focused primarily on the effects that the federal management proposal will have on State management programs and policies and not how those proposals will affect the general public. The Commission provides an additional level of input for the individual citizen into the federal planning process and also serves as an important source of information about planning activities.

Why the Commission is still needed

The Commission has demonstrated itself to be an invaluable player whose mission should not be abandoned when ANILCA is fully implemented. Foremost among the provisions yet to be implemented is the Section 1317 Wilderness review and recommendation process of the National Park Service. The first draft environmental impact statements containing the agency's wilderness recommendations are scheduled for release in March, 1988, with the public review period extending beyond the June 30 sunset date for the Commission. The remaining draft documents will be released throughout the Spring and Summer of 1988, also with review periods extending well beyond the sunset date.

The National Park Service is also currently preparing environmental impact statements and mineral management plans for three Alaskan park units, scheduled for release in June, 1989. Other federal agency planning efforts underway include the Bureau of Land Management's cumulative environmental impact statements on the effects of placer mining within four river drainages and the National Forest Service's revision of the Tongass Land Management Plan.

In addition, both the National Park Service and the U.S. Fish and Wildlife Service will be preparing dozens of refuge and park specific resource management plans. These plans, accompanied by additional regulations, will direct the management of resources within the various parks and refuges and as a result will have a greater impact on the public use of these areas than did the general management plans which have been prepared.

Public participation

Opportunities for public participation in the federal planning process have been greatly enhanced through the Commission's activities. The Commission has worked with the federal agencies to help ensure that adequate public comment periods are provided when a document is released for review and to ensure that public meetings are held in conjunction with the public comment period. In Fall, 1987 the Commission helped to have a controversial furbearer management plan for the Kenai National Wildlife Refuge withdrawn until the affected public had a chance to work with the U.S. Fish and Wildlife Service to develop a more acceptable plan.

Authority of the commission and its public role

AUTHORITY TO RECOMMEND LAWSUITS

The Commission, under its enabling legislation, has the authority to recommend that the State file suit against a federal agency if it is determined that the agency is acting in violation of an act of Congress, congressional intent or the best interest of the State of Alaska. In April, 1987, at the Commission's request, Governor

Cowper authorized the filing of a lawsuit against the National Park Service. At issue are regulations for the use and construction of cabins and other structures within Alaskan national park units. This lawsuit represents the first time that the State has brought suit over any aspect of the implementation of ANILCA and clearly signals a desire to protect the rights of Alaskan citizens' who own and use cabins within the national park system in Alaska.

THE ROLE OF OMBUDSMAN

Another role which the Commission fulfills is that of ombudsman for those citizens who may have a problem or complaint against a federal agency. The Commission can act as an intermediary between a citizen and a federal agency or manager and has, in many instances, been able to help resolve problems. The Commission has also helped agencies to avoid future problems by identifying inconsistencies and potential conflicts during the preparation of management plans.

Membership

The commission is composed of twelve members, eight appointed by the Governor, two by the President of the Senate, and two by the Speaker of the House. Senators Fahrenkamp and Halford and Representatives Wallis and Goll serve on the commission.

Conclusion

Reauthorization of the Commission will continue to provide the citizens of Alaska with a strong advocate for their right to continue their customary and traditional uses of the federal lands in Alaska and with a "watchdog" agency to guard against erosion of those rights.

A fiscal note of \$150.0 for FY 90 is attached. The commission employs two fulltime employees.

FDNM 2/9/88

State parks, refuge panel wants to stay in business

News-Miner Bureau

JUNEAU—Members of a state-funded citizens group watching regulations on federal parks and refuges told Gov. Steve Cowper Monday that the state still needs them.

The Citizens Advisory Commission on Federal Areas is scheduled to go out of business this year. Gov. Steve Cowper has dropped its funding from his fiscal 1989 budget.

The commission reviews federal land management plans and regulations resulting from the Alaska National Interest Lands Conservation Act of 1980. It employs an executive director to write comments on the plans, which establish detailed rules for such activities as hunting, fishing, trapping, hiking, boating and flying, as well as oil, timber and mineral development and access to private property.

The director and commission members also assist individuals with specific problems with federal rules generated by the lands act.

Their budget was \$150,000 this year.

Cowper said he wouldn't commit to funding the commission during the meeting. He said he appreciates the items commission members have brought to his attention.

The commission convinced Cowper to sue the federal Department of Interior last April over the National Park Service's cabin regulations.

The state argued that the regulations deny access for cabin owners,

don't protect traditional uses as spelled out by the lands act, unreasonably hamper commercial fishing and other commercial activities, and unduly interfere with subsistence hunting and fishing.

The Department of Interior asked the federal district court to throw out the case. On Dec. 21, the court upheld the state's right to sue.

Leaphart said the cabin regulations were adopted after hearings in Anchorage, Fairbanks and Juneau. His commission, in reaction, held hearings in places it believed would be more affected, including Kotzebue, Glennallen, Eagle and Coldfoot.

But Leaphart said that, despite such hearings on cabins and other issues, he believes his commission's comments aren't given enough weight by federal planners. He said they consider a letter from the commission equivalent to a letter from any citizen. The commission also is considered a partisan group, he said.

No National Park Service officials were available to comment on the accusations this morning.

The commission reviewed and commented upon 22 different proposed federal land plans and sets of regulations in 1987, according to its annual report released Jan. 20. Leaphart said most broad federal plans either are finished or will be soon. But managers now are developing new or more specific plans.

Sec. 41.35.240. Title of chapter. This chapter may be cited as the Alaska Historic Preservation Act. (§ 1 ch 130 SLA 1971)

Chapter 37. Citizens' Advisory Commission on Federal Areas in Alaska.

Table with 2 columns: Section and Section. Lists sections 10 through 150 including topics like 'Expenses and per diem', 'Staff of the commission', and 'Definition'.

Chapter repealed effective June 30, 1988. — Section 3, ch. 81, SLA 1981, repeals this chapter, effective June 30, 1988. Collateral references. — 72 Am. Jur. 2d, States, Territories and Dependencies, §§ 16 — 18. 81A C.J.S., States, §§ 20 — 28.

Sec. 41.37.010. Citizens' Advisory Commission on Federal Areas in Alaska. (a) The Citizens' Advisory Commission on Federal Areas in Alaska is established.

(b) The commission is a temporary advisory agency of the executive branch of the state but is not allocated to a principal department of the executive branch. In the exercise of its responsibilities, the commission shall consider the views of the citizens of the state and officials of the state. (§ 1 ch 81 SLA 1981)

Sec. 41.37.020. Membership and officers. (a) The commission is composed of 16 members appointed in accordance with this section.

(b) The membership of the commission shall represent each judicial district in the state.

(c) The governor shall appoint eight members of the commission.

(d) The speaker of the house of representatives shall appoint two members of the commission from the membership of the state house of representatives and two members who are residents of the state.

(e) The president of the senate shall appoint two members of the commission from the membership of the state senate and two members who are residents of the state.

(f) The commission shall select a presiding officer of the commission from its membership. The commission may elect other officers. (§ 1 ch 81 SLA 1981)

Sec. 41.37.030. Qualifications of members. The members of the commission appointed by the governor under AS 41.37.020(c) and members appointed under AS 41.37.020(d) and (e) who are not mem-

bers of the legislature and uses of federal funds.

Sec. 41.37.040. (a) A member of the commission shall serve for a term of four years and (b) A member serves for the term of the legislature serving in the legislature shall not qualify. (§ 1 ch 81 SLA 1981)

Cross reference of governor's initiative. 2, ch. 81, SLA 1981.

Sec. 41.37.040. (a) A member of the commission may be appointed by the governor upon notice and hearing. (b) After a meeting and the secretary of the commission shall notify the meeting may be held if the secretary of the commission does not prevail under (a) of this section.

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bers of the legislature shall be representative of the diversity of users and uses of federal land in the state. (§ 1 ch 81 SLA 1981)

Sec. 41.37.040. Term of members of the commission. (a) A member of the commission appointed by the governor serves for a term of four years and until a successor is appointed and qualifies.

(b) A member of the commission appointed from the legislature serves for the member's term of office as a legislator.

(c) A public member of the commission appointed by a member of the legislature serves for two years and until a successor is appointed and qualifies. (§ 1 ch 81 SLA 1981)

Cross references. — For terms of office of governor's initial appointees, see section 2, ch. 81, SLA 1981.

Sec. 41.37.050. Removal of a member. (a) A member of the commission may be removed by the appointing authority for cause after notice and hearing or after missing three consecutive meetings of the commission. The presiding officer of the commission shall inform the appointing authority if a member misses three consecutive meetings.

(b) After a member of the commission misses two consecutive meetings and before the third meeting, the secretary of the commission shall notify the member in writing that failure to attend the next meeting may result in the removal of the member. The failure of the secretary of the commission to notify a member under this subsection does not prevent the appointing authority from removing a member under (a) of this section. (§ 1 ch 81 SLA 1981)

Sec. 41.37.060. No loss of compensation. A member of the commission who is a legislator or a full-time employee of the state or of a municipality of the state shall suffer no loss of compensation from the state or a municipality of the state as a result of service to the commission. (§ 1 ch 81 SLA 1981)

Revisor's notes. — As enacted, this section contained a subsection (b) which was renumbered as AS 41.37.065 in 1981.

Sec. 41.37.065. Expenses and per diem. A member of the commission is entitled to travel expenses and per diem prescribed for state boards and commissions. (§ 1 ch 81 SLA 1981)

Revisor's notes. — Enacted as AS 41.37.060(b). Renumbered in 1981.

Sec. 41.37.070. Staff of the commission. The commission may employ staff and contract for services relating to matters within its

authority. Staff employed under this section are in the exempt service under AS 39.25.110, serve at the pleasure of the commission, and receive compensation fixed by the commission. (§ 1 ch 81 SLA 1981; am § 1 ch 37 SLA 1982)

Effect of amendments. -- The 1982 amendment substituted "in the exempt service under AS 39.25.110, serve at the pleasure of the commission, and receive compensation fixed by the commission" for "responsible to the commission" in the second sentence.

Sec. 41.37.080. Duties of the commission. (a) The commission shall consider, research, and hold hearings on the consistency with federal law and congressional intent on management, operation, planning, development, and additions to federal management areas in the state.

(b) The commission shall consider, research, and hold hearings on the impact of federal regulations and federal management decisions on the people of the state.

(c) The commission may, after consideration of the public policy concerns under (a) and (b) of this section, make a recommendation on the concerns identified under (a) and (b) of this section to an agency of the state or to the agency of the United States which manages federal land in the state.

(d) The commission shall consider the views, research, and reports of advisory groups established by it under AS 41.37.090 as well as the views, research and reports of individuals and other groups in the state.

(e) The commission shall establish internal procedures for the management of the responsibilities granted to it under this chapter.

(f) The commission shall report annually to the governor and the legislature within the first 10 days of a regular legislative session.

(g) The commission shall cooperate with each department or agency of the state or with a state board or commission in the fulfillment of their duties. (§ 1 ch 81 SLA 1981)

Sec. 41.37.090. Advisory groups of the commission. (a) The commission may establish advisory groups in the state.

(b) The commission shall invite nominations for the membership on the advisory groups and shall consider the nominations in making its appointments to the groups.

(c) The membership of each advisory group shall be broadly representative of individuals involved in activities affected by the establishment or management of units of federal land within the state. (§ 1 ch 81 SLA 1981)

Sec. 41.37.100. Suit. The commission may request the attorney general to file suit against a federal official or agency if the commission determines that the federal official or agency is acting in violation of

an Act of Congress, State of Alaska

Sec. 41.37.111 agency, board, and the fulfillment of ch 81 SLA 1981

Sec. 41.37.115 the Citizens' Act Alaska. (§ 1 ch

Chapter PI

Chapter 4

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- Article
- 1. Mineral Resources
- 2. Western Interests
- 3. Outdoor Recreation (§§ 41.98.17

- Section
- 10. Purpose
- 15. Revolving funds
- 20. Mineral Resources
- 25. Operation of

Collateral reference: 2d, Mines and Minerals

an Act of Congress, congressional intent, or the best interests of the State of Alaska. (§ 1 ch 81 SLA 1981)

Sec. 41.37.110. Agency cooperation. Each state department, agency, board, and commission shall cooperate with the commission in the fulfillment of the duties of the commission under AS 41.37.080. (§ 1 ch 81 SLA 1981)

Sec. 41.37.150. Definition. In this chapter, "commission" means the Citizens' Advisory Commission on Federal Management Areas in Alaska. (§ 1 ch 81 SLA 1981)

Chapter 40. The Joint Federal-State Land Use Planning Commission for Alaska.

[Repealed, § 44 ch 91 SLA 1980.]

Chapter 45. Alaska Surface Coal Mining Control and Reclamation Act.

[Renumbered as AS 27.21.]

Chapter 98. Miscellaneous Provisions.

Article

- 1. Mineral Resource Fund (§§ 41.98.010 — 41.98.100)
- 2. Western Interstate Nuclear Compact (§§ 41.98.110 — 41.98.150)
- 3. Outdoor Recreational, Open Space, and Historic Properties Development Fund (§§ 41.98.170 — 41.98.180)

Article 1. Mineral Resource Fund.

Section	Section
10. Purpose	30. Compensation
15. Revolving fund	35. Purchase and sale of minerals
20. Mineral Resource Fund Board	40. Stockpiling of minerals
25. Operation of the board	100. Definitions

Collateral references. — 54 Am. Jur. 58 C.J.S., Mines and Minerals, § 1 et seq.
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STATE OF ALASKA
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FISCAL NOTE

REQUEST:

Revision Date: 2/4/88 Agency Affected: Natural Resources
 Title: Act Extending the Termination of BRU: Commissions
 Date of the Citizens' Advisory Comm.: _____
 Sponsor: Sen. Fahrenkamp Components: Citizens' Advisory
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CAPITAL						
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REVENUE						
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Prepared by: Stan Leaphart-Executive Director Phone: 456-2012
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Alaska State Legislature

SENATOR BETTYE FAHRENKAMP
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FROM: Senator Bettye Fahrenkamp

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Chapter 37. Citizens' Advisory Commission on Federal Areas in Alaska.

Table with 2 columns: Section and description. Includes items like 'Citizens' Advisory Commission on Federal Areas in Alaska', 'Membership and officers', 'Qualifications of members', etc.

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Sec. 41.37.040. (a) A member of the commission shall serve for a term of four years and (b) A member who is reappointed shall serve for the unexpired term of the predecessor member. (c) A public official who is a member of the legislature shall not be eligible to serve on the commission unless he or she has served on the commission for at least one year. (§ 1 ch 81, SLA 1981)

Cross reference of governor's initiative. 2, ch. 81, SLA 1981

Sec. 41.37.050. (a) The commission may issue subpoenas for the production of documents and for the attendance of witnesses. (b) The commission may hold public hearings and may receive and consider public comments on its proposed actions. (c) The commission shall report to the governor and the legislature on its activities. (d) The commission shall advise the governor and the legislature on the need for legislation to carry out its duties. (e) The commission shall advise the governor and the legislature on the need for funding to carry out its duties. (f) The commission shall advise the governor and the legislature on the need for personnel to carry out its duties. (g) The commission shall advise the governor and the legislature on the need for training to carry out its duties. (h) The commission shall advise the governor and the legislature on the need for equipment to carry out its duties. (i) The commission shall advise the governor and the legislature on the need for facilities to carry out its duties. (j) The commission shall advise the governor and the legislature on the need for other resources to carry out its duties. (k) The commission shall advise the governor and the legislature on the need for other actions to carry out its duties. (l) The commission shall advise the governor and the legislature on the need for other measures to carry out its duties. (m) The commission shall advise the governor and the legislature on the need for other steps to carry out its duties. (n) The commission shall advise the governor and the legislature on the need for other actions to carry out its duties. (o) The commission shall advise the governor and the legislature on the need for other measures to carry out its duties. (p) The commission shall advise the governor and the legislature on the need for other steps to carry out its duties. (q) The commission shall advise the governor and the legislature on the need for other actions to carry out its duties. (r) The commission shall advise the governor and the legislature on the need for other measures to carry out its duties. (s) The commission shall advise the governor and the legislature on the need for other steps to carry out its duties. (t) The commission shall advise the governor and the legislature on the need for other actions to carry out its duties. (u) The commission shall advise the governor and the legislature on the need for other measures to carry out its duties. (v) The commission shall advise the governor and the legislature on the need for other steps to carry out its duties. (w) The commission shall advise the governor and the legislature on the need for other actions to carry out its duties. (x) The commission shall advise the governor and the legislature on the need for other measures to carry out its duties. (y) The commission shall advise the governor and the legislature on the need for other steps to carry out its duties. (z) The commission shall advise the governor and the legislature on the need for other actions to carry out its duties. (§ 1 ch 81, SLA 1981)

(b) After a meeting has been held, the commission shall notify the secretary of the meeting. If the secretary of the meeting does not provide the commission with a report under (a) of this section, the commission may request the secretary to provide the report.

Sec. 41.37.060. (a) The commission shall advise the governor and the legislature on the need for funding to carry out its duties. (b) The commission shall advise the governor and the legislature on the need for personnel to carry out its duties. (c) The commission shall advise the governor and the legislature on the need for training to carry out its duties. (d) The commission shall advise the governor and the legislature on the need for equipment to carry out its duties. (e) The commission shall advise the governor and the legislature on the need for facilities to carry out its duties. (f) The commission shall advise the governor and the legislature on the need for other resources to carry out its duties. (g) The commission shall advise the governor and the legislature on the need for other actions to carry out its duties. (h) The commission shall advise the governor and the legislature on the need for other measures to carry out its duties. (i) The commission shall advise the governor and the legislature on the need for other steps to carry out its duties. (j) The commission shall advise the governor and the legislature on the need for other actions to carry out its duties. (k) The commission shall advise the governor and the legislature on the need for other measures to carry out its duties. (l) The commission shall advise the governor and the legislature on the need for other steps to carry out its duties. (m) The commission shall advise the governor and the legislature on the need for other actions to carry out its duties. (n) The commission shall advise the governor and the legislature on the need for other measures to carry out its duties. (o) The commission shall advise the governor and the legislature on the need for other steps to carry out its duties. (p) The commission shall advise the governor and the legislature on the need for other actions to carry out its duties. (q) The commission shall advise the governor and the legislature on the need for other measures to carry out its duties. (r) The commission shall advise the governor and the legislature on the need for other steps to carry out its duties. (s) The commission shall advise the governor and the legislature on the need for other actions to carry out its duties. (t) The commission shall advise the governor and the legislature on the need for other measures to carry out its duties. (u) The commission shall advise the governor and the legislature on the need for other steps to carry out its duties. (v) The commission shall advise the governor and the legislature on the need for other actions to carry out its duties. (w) The commission shall advise the governor and the legislature on the need for other measures to carry out its duties. (x) The commission shall advise the governor and the legislature on the need for other steps to carry out its duties. (y) The commission shall advise the governor and the legislature on the need for other actions to carry out its duties. (z) The commission shall advise the governor and the legislature on the need for other measures to carry out its duties. (§ 1 ch 81, SLA 1981)

Revisor's notation contained a renumbered as

Sec. 41.37.070. (a) The commission shall advise the governor and the legislature on the need for funding to carry out its duties. (b) The commission shall advise the governor and the legislature on the need for personnel to carry out its duties. (c) The commission shall advise the governor and the legislature on the need for training to carry out its duties. (d) The commission shall advise the governor and the legislature on the need for equipment to carry out its duties. (e) The commission shall advise the governor and the legislature on the need for facilities to carry out its duties. (f) The commission shall advise the governor and the legislature on the need for other resources to carry out its duties. (g) The commission shall advise the governor and the legislature on the need for other actions to carry out its duties. (h) The commission shall advise the governor and the legislature on the need for other measures to carry out its duties. (i) The commission shall advise the governor and the legislature on the need for other steps to carry out its duties. (j) The commission shall advise the governor and the legislature on the need for other actions to carry out its duties. (k) The commission shall advise the governor and the legislature on the need for other measures to carry out its duties. (l) The commission shall advise the governor and the legislature on the need for other steps to carry out its duties. (m) The commission shall advise the governor and the legislature on the need for other actions to carry out its duties. (n) The commission shall advise the governor and the legislature on the need for other measures to carry out its duties. (o) The commission shall advise the governor and the legislature on the need for other steps to carry out its duties. (p) The commission shall advise the governor and the legislature on the need for other actions to carry out its duties. (q) The commission shall advise the governor and the legislature on the need for other measures to carry out its duties. (r) The commission shall advise the governor and the legislature on the need for other steps to carry out its duties. (s) The commission shall advise the governor and the legislature on the need for other actions to carry out its duties. (t) The commission shall advise the governor and the legislature on the need for other measures to carry out its duties. (u) The commission shall advise the governor and the legislature on the need for other steps to carry out its duties. (v) The commission shall advise the governor and the legislature on the need for other actions to carry out its duties. (w) The commission shall advise the governor and the legislature on the need for other measures to carry out its duties. (x) The commission shall advise the governor and the legislature on the need for other steps to carry out its duties. (y) The commission shall advise the governor and the legislature on the need for other actions to carry out its duties. (z) The commission shall advise the governor and the legislature on the need for other measures to carry out its duties. (§ 1 ch 81, SLA 1981)

Revisor's notation 41.37.060(b), R.

Sec. 41.37.080. (a) The commission shall advise the governor and the legislature on the need for funding to carry out its duties. (b) The commission shall advise the governor and the legislature on the need for personnel to carry out its duties. (c) The commission shall advise the governor and the legislature on the need for training to carry out its duties. (d) The commission shall advise the governor and the legislature on the need for equipment to carry out its duties. (e) The commission shall advise the governor and the legislature on the need for facilities to carry out its duties. (f) The commission shall advise the governor and the legislature on the need for other resources to carry out its duties. (g) The commission shall advise the governor and the legislature on the need for other actions to carry out its duties. (h) The commission shall advise the governor and the legislature on the need for other measures to carry out its duties. (i) The commission shall advise the governor and the legislature on the need for other steps to carry out its duties. (j) The commission shall advise the governor and the legislature on the need for other actions to carry out its duties. (k) The commission shall advise the governor and the legislature on the need for other measures to carry out its duties. (l) The commission shall advise the governor and the legislature on the need for other steps to carry out its duties. (m) The commission shall advise the governor and the legislature on the need for other actions to carry out its duties. (n) The commission shall advise the governor and the legislature on the need for other measures to carry out its duties. (o) The commission shall advise the governor and the legislature on the need for other steps to carry out its duties. (p) The commission shall advise the governor and the legislature on the need for other actions to carry out its duties. (q) The commission shall advise the governor and the legislature on the need for other measures to carry out its duties. (r) The commission shall advise the governor and the legislature on the need for other steps to carry out its duties. (s) The commission shall advise the governor and the legislature on the need for other actions to carry out its duties. (t) The commission shall advise the governor and the legislature on the need for other measures to carry out its duties. (u) The commission shall advise the governor and the legislature on the need for other steps to carry out its duties. (v) The commission shall advise the governor and the legislature on the need for other actions to carry out its duties. (w) The commission shall advise the governor and the legislature on the need for other measures to carry out its duties. (x) The commission shall advise the governor and the legislature on the need for other steps to carry out its duties. (y) The commission shall advise the governor and the legislature on the need for other actions to carry out its duties. (z) The commission shall advise the governor and the legislature on the need for other measures to carry out its duties. (§ 1 ch 81, SLA 1981)

bers of the legislature shall be representative of the diversity of users and uses of federal land in the state. (§ 1 ch 81 SLA 1981)

Sec. 41.37.040. Term of members of the commission. (a) A member of the commission appointed by the governor serves for a term of four years and until a successor is appointed and qualifies.

(b) A member of the commission appointed from the legislature serves for the member's term of office as a legislator.

(c) A public member of the commission appointed by a member of the legislature serves for two years and until a successor is appointed and qualifies. (§ 1 ch 81 SLA 1981)

Cross references. — For terms of office of governor's initial appointees, see section 2, ch. 81, SLA 1981.

Sec. 41.37.050. Removal of a member. (a) A member of the commission may be removed by the appointing authority for cause after notice and hearing or after missing three consecutive meetings of the commission. The presiding officer of the commission shall inform the appointing authority if a member misses three consecutive meetings.

(b) After a member of the commission misses two consecutive meetings and before the third meeting, the secretary of the commission shall notify the member in writing that failure to attend the next meeting may result in the removal of the member. The failure of the secretary of the commission to notify a member under this subsection does not prevent the appointing authority from removing a member under (a) of this section. (§ 1 ch 81 SLA 1981)

Sec. 41.37.060. No loss of compensation. A member of the commission who is a legislator or a full-time employee of the state or of a municipality of the state shall suffer no loss of compensation from the state or a municipality of the state as a result of service to the commission. (§ 1 ch 81 SLA 1981)

Revisor's notes. — As enacted, this section contained a subsection (b) which was renumbered as AS 41.37.065 in 1981.

Sec. 41.37.065. Expenses and per diem. A member of the commission is entitled to travel expenses and per diem prescribed for state boards and commissions. (§ 1 ch 81 SLA 1981)

Revisor's notes. — Enacted as AS 41.37.060(b). Renumbered in 1981.

Sec. 41.37.070. Staff of the commission. The commission may employ staff and contract for services relating to matters within its

authority. Staff employed under this section are in the exempt service under AS 39.25.110, serve at the pleasure of the commission, and receive compensation fixed by the commission. (§ 1 ch 81 SLA 1981; am § 1 ch 37 SLA 1982)

Effect of amendments. -- The 1982 amendment substituted "in the exempt service under AS 39.25.110, serve at the pleasure of the commission, and receive compensation fixed by the commission" for "responsible to the commission" in the second sentence.

Sec. 41.37.080. Duties of the commission. (a) The commission shall consider, research, and hold hearings on the consistency with federal law and congressional intent on management, operation, planning, development, and additions to federal management areas in the state.

(b) The commission shall consider, research, and hold hearings on the impact of federal regulations and federal management decisions on the people of the state.

(c) The commission may, after consideration of the public policy concerns under (a) and (b) of this section, make a recommendation on the concerns identified under (a) and (b) of this section to an agency of the state or to the agency of the United States which manages federal land in the state.

(d) The commission shall consider the views, research, and reports of advisory groups established by it under AS 41.37.090 as well as the views, research, and reports of individuals and other groups in the state.

(e) The commission shall establish internal procedures for the management of the responsibilities granted to it under this chapter.

(f) The commission shall report annually to the governor and the legislature within the first 10 days of a regular legislative session.

(g) The commission shall cooperate with each department or agency of the state or with a state board or commission in the fulfillment of their duties. (§ 1 ch 81 SLA 1981)

Sec. 41.37.090. Advisory groups of the commission. (a) The commission may establish advisory groups in the state.

(b) The commission shall invite nominations for the membership on the advisory groups and shall consider the nominations in making its appointments to the groups.

(c) The membership of each advisory group shall be broadly representative of individuals involved in activities affected by the establishment or management of units of federal land within the state. (§ 1 ch 81 SLA 1981)

Sec. 41.37.100. Suit. The commission may request the attorney general to file suit against a federal official or agency if the commission determines that the federal official or agency is acting in violation of

an Act of Congress, State of Alaska

Sec. 41.37.11
agency, board, or
the fulfillment of
ch 81 SLA 1981

Sec. 41.37.15
the Citizens' Act
Alaska. (§ 1 ch

**Chapter
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Chapter 4

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- Article**
- 1. Mineral Resources
 - 2. Western Interests
 - 3. Outdoor Recreation
- (§§ 41.98.17

- Section**
- 10. Purpose
 - 15. Revolving fund
 - 20. Mineral Resources
 - 25. Operation of

Collateral reference:
2d, Mines and Minerals

an Act of Congress, congressional intent, or the best interests of the State of Alaska. (§ 1 ch 81 SLA 1981)

Sec. 41.37.110. Agency cooperation. Each state department, agency, board, and commission shall cooperate with the commission in the fulfillment of the duties of the commission under AS 41.37.080. (§ 1 ch 81 SLA 1981)

Sec. 41.37.150. Definition. In this chapter, "commission" means the Citizens' Advisory Commission on Federal Management Areas in Alaska. (§ 1 ch 81 SLA 1981)

Chapter 40. The Joint Federal-State Land Use Planning Commission for Alaska.

[Repealed, § 44 ch 94 SLA 1980.]

Chapter 45. Alaska Surface Coal Mining Control and Reclamation Act.

[Renumbered as AS 27.21.]

Chapter 98. Miscellaneous Provisions.

Article

- 1. Mineral Resource Fund (§§ 41.98.010 — 41.98.100)
- 2. Western Interstate Nuclear Compact (§§ 41.98.110 — 41.98.150)
- 3. Outdoor Recreational, Open Space, and Historic Properties Development Fund (§§ 41.98.170 — 41.98.180)

Article 1. Mineral Resource Fund.

Section	Section
10. Purpose	30. Compensation
15. Revolving fund	35. Purchase and sale of minerals
20. Mineral Resource Fund Board	40. Stockpiling of minerals
25. Operation of the board	100. Definitions

Collateral references. — 54 Am. Jur. 58 C.J.S., Mines and Minerals, § 1 et seq.
2d, Mines and Minerals, § 1 et seq.