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6-0399E ✓  
Utermohle  
2/15/89

Original sponsor: Resources Committee

1 IN THE HOUSE BY THE RESOURCES COMMITTEE

2 CS FOR HOUSE BILL NO. 113 (Resources)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act providing for retroactive extension of the  
7 termination date of the Task Force on Guiding and  
8 Game; increasing the membership of the Task Force on  
9 Guiding and Game; authorizing certain agencies to  
10 assist the Task Force on Guiding and Game; and  
11 providing for an effective date."

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

13 \* Section 1. Section 14(d), ch. 160, SLA 1988, is repealed and re-  
14 enacted to read:

15 (d) The task force terminates on the earlier of

16 (1) January 15, 1990; or

17 (2) the date of enactment into law of

18 (A) a licensing system for hunting guides and other  
19 persons who provide services to hunters for the purpose of  
20 facilitating the harvest of big game; and

21 (B) a management system for allocating rights of  
22 access to big game to licensed guides.

23 \* Sec. 2. Notwithstanding the qualifications for members of the Task  
24 Force on Guiding and Game set out in sec. 14(a), ch. 160, SLA 1988, the  
25 members of the task force on January 8, 1989, shall continue to serve until  
26 they resign or the task force is terminated.

27 \* Sec. 3. Notwithstanding the number and composition of the Task Force  
28 on Guiding and Game set out in sec. 14(a), ch. 160, SLA 1988, the member-  
29 ship of the task force is increased by two additional members appointed by

1 the governor. Persons appointed to the task force under this section shall  
2 have expertise in research and analysis and, if possible, particular knowl-  
3 edge in resource management or allocation systems. Persons appointed to  
4 the task force under this section may not have a financial interest in any  
5 business involving or related to the commercial taking of game.

6 \* Sec. 4. The Office of the Governor, office of management and budget,  
7 division of policy and the legislature's House Research Agency and Senate  
8 Advisory Council shall provide information, data, research, analysis, and  
9 technical assistance to the task force, as requested by the task force, for  
10 the purpose of developing a management system for allocating rights of  
11 access to big game to licensed guides.

12 \* Sec. 5. Sections 1 - 4 of this Act are retroactive to January 8,  
13 1989.

14 \* Sec. 6. This Act takes effect immediately under AS 01.10.070(c).  
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Original sponsor: Resources Committee

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

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3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

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25 members of the task force on January 8, 1989, shall continue to serve until  
26 they resign or the task force is terminated.

27 \* Sec. 3. Notwithstanding the number and composition of the Task Force  
28 on Guiding and Game set out in sec. 14(a), ch. 160, SLA 1988, the member-  
29 ship of the task force is increased by two additional members appointed by

1 the governor. The first appointee to the task force under this section  
2 shall have expertise in research and analysis and, if possible, particular  
3 knowledge in resource management or allocation systems. This appointee may  
4 not have a financial interest in any business involving or related to the  
5 commercial taking of game. The second appointee to the task force shall be  
6 a person who represents Native village landholders.

7 \* Sec. 4. The Office of the Governor, office of management and budget,  
8 division of policy and the legislature's House Research Agency and Senate  
9 Advisory Council shall provide information, data, research, analysis, and  
10 technical assistance to the task force, as requested by the task force, for  
11 the purpose of developing a management system for allocating rights of  
12 access to big game to licensed guides.

13 \* Sec. 5. Sections 1 - 4 of this Act are retroactive to January 8,  
14 1989.

15 \* Sec. 6. This Act takes effect immediately under AS 01.10.070(c).  
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FISCAL NOTE

REQUEST:

Revision Date: \_\_\_\_\_  
Title: An Act providing for retroactive extension of the termination date of the Task...  
Sponsor: House Resources  
Requestor: House Resources

Affect Agency Legislative Affairs Agency  
BRU: Legislative Council  
Components Council & Subcommittees

EXPENDITURES/REVENUES: (THOUSANDS OF DOLLARS)

OPERATING	FY 89	FY 90	FY 91	FY 92	FY 93	FY 94
Personal Services	10.1	10.1	0	0	0	0
Travel	10.5	10.5	0	0	0	0
Contractual	3.4	3.4	0	0	0	0
Supplies	0	0	0	0	0	0
Equipment	0	0	0	0	0	0
Land & Structures						
Grants, Claims						
Miscellaneous						
<b>TOTAL OPERATING</b>	<b>24.0</b>	<b>24.0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

CAPITAL	0	0	0	0	0	0
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REVENUE	0	0	0	0	0	0
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FUNDING: (THOUSANDS OF DOLLARS)

General Fund	24.0	24.0	0	0	0	0
Federal Fund						
Other						
<b>TOTAL</b>	<b>24.0</b>	<b>24.0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

POSITIONS:

Full-Time	0	0	0	0	0	0
Part-Time	1	1	0	0	0	0
Temporary	0	0	0	0	0	0

ANALYSIS: (ATTACH A SEPARATE PAGE IF NECESSARY)

The Task Force on Guiding and Game was established under the jurisdiction of the Legislative Council Committee. This bill version will add 2 members to the Task Force and extend the termination date of the Task Force to Jan. 15, 1990. The Task Force will be composed of 15 members, 3 from the Executive Branch, 2 legislators from the Legislative Branch and 10 public members.

Prepared By: Pamela Stoops, Director *Pamela Stoops* Phone: 465-3850  
Division: Administrative Services Date: 2/16/89

Approved By: Warren Endicott, Executive Director *Warren H. Endicott*  
Agency: Legislative Affairs Agency Date: 2/16/89

DISTRIBUTION (BY PREPARER)  
LEGISLATIVE FINANCE  
LEGISLATIVE SPONSOR

REQUESTOR  
OFFICE OF MANAGEMENT & BUDGET  
AGENCY (RES)

CONTINUATION OF FISCAL ANALYSIS

It is assumed that travel funds for this task force will be paid as follows:

3 Executive Branch members - absorbed within existing executive branch departments.

2 Legislative Branch members - absorbed within existing Legislative Operating Budget or Session Expenses.

10 Public members - paid by Legislative Council funds as projected below.

Projected expenses for the Task Force on Guiding and Game are as follows:

Personal Services - Staff for the Task Force: Secretary, Range 14, Step A  
3 months full-time-- 10,100

Travel- 2 trips @ 366 : '0 members 7,320  
2 days per dien. (\$80)  
2 trips x 10 members 3,200

Contractual- Transcription of meetings 360  
Advertising-Public Notices 3,000  
23,980

Supplies- Will come from existing Legislative Council and Legislative Operating supplies.

Equipment- Will come from existing Legislative Council and Legislative Operating equipment.

FY 89 costs are for one-half year.

FY 90 costs are for one-half year.

FISCAL NOTE

REQUEST:

Revision Date: \_\_\_\_\_  
Title: Extension of Task Force on  
Guiding and Game  
Sponsor: Resources Committee  
Requestor: Rep. Menard

Agency Affected: Fish and Game  
BRU: Wildlife Conservation  
Components: \_\_\_\_\_

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 89	FY 90	FY 91	FY 92	FY 93	FY 94
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0	0	0	0	0	0
CAPITAL	0	0	0	0	0	0
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL	0	0	0	0	0	0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS : (Attach a separate page if necessary)

Prepared by: W. Lewis Pamplin, Jr., Director  
Division: Wildlife Conservation

Phone: 465-4190  
Date: 2/15/89

Approved by Commissioner: Harold W. Alby  
Agency: Fish and Game

Date: 2/15/89

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

AMENDMENT  
TO CS HB 113

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pg. 2 line 1 : Delete - "Persons" appointed"  
Add - "The first appointee"

pg. 2 line 3 : Delete - "Persons appointed ~~and~~  
to the task force under this  
section"  
Add - "This appointee"

pg. 2 line 5 : Add - "The second appointee  
to the task force shall be a  
person who represents Native  
village landholders," ~~and may~~  
~~have~~

AMENDMENT TO AMENDMENT  
to CS HB 113

p. 2 line 5 - Add " The second appointee to the task force shall be a person who has knowledge and expertise in native village land management. "

Deleche - " who represents Native Village landholders. "

REP NAWMERT  
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## FISCAL NOTE

**REQUEST:**

Revision Date: \_\_\_\_\_ Agency Affected: Commerce & Economic Dev.  
 Title: An Act providing for retro. exten. BRU: Occupational Licensing  
of the term. date of the Task Force on Guiding and Game...  
 Sponsor: Senate Resources Committee Components: \_\_\_\_\_  
 Requestor: Senate Resources Committee

**EXPENDITURES/REVENUES:** (Thousands of Dollars)

OPERATING	FY 89	FY 90	FY 91	FY 92	FY 93	FY 94
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	0	0	0	0	0	0
<b>CAPITAL</b>	0	0	0	0	0	0
<b>REVENUE</b>	0	0	0	0	0	0

**FUNDING:** (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
<b>TOTAL</b>	0	0	0	0	0	0

**POSITIONS:**

FULL-TIME	0	0	0	0	0	0
PART-TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

**ANALYSIS :** (Attach a separate page if necessary)

Prepared by: Jennifer Strickler, Administrative Officer Phone: 465-2144  
 Division: Occupational Licensing Date: February 14, 1989  
 Approved by Commissioner: Larry Merculieff Date: 2/17/89  
 Agency: Commerce and Economic Development

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

FISCAL NOTE

REQUEST:

Revision Date: \_\_\_\_\_ Affect Agency Legislative Affairs Agency  
 Title: An Act providing for retroactive  
extension of the termination date of the Task... BRU: Legislative Council  
 Sponsor: House Resources Components Council & Subcommittees  
 Requestor: House Resources

EXPENDITURES/REVENUES: (THOUSANDS OF DOLLARS)

OPERATING	FY 89	FY 90	FY 91	FY 92	FY 93	FY 94
Personal Services	10.1	10.1	0	0	0	0
Travel	10.5	10.5	0	0	0	0
Contractual	3.4	3.4	0	0	0	0
Supplies	0	0	0	0	0	0
Equipment	0	0	0	0	0	0
Land & Structures						
Grants, Claims						
Miscellaneous						
<b>TOTAL OPERATING</b>	<b>24.0</b>	<b>24.0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

CAPITAL	0	0	0	0	0	0
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REVENUE	0	0	0	0	0	0
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FUNDING: (THOUSANDS OF DOLLARS)

General Fund	24.0	24.0	0	0	0	0
Federal Fund						
Other						
<b>TOTAL</b>	<b>24.0</b>	<b>24.0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

POSITIONS:

Full-Time	0	0	0	0	0	0
Part-Time	1	1	0	0	0	0
Temporary	0	0	0	0	0	0

ANALYSIS: (ATTACH A SEPARATE PAGE IF NECESSARY)

The Task Force on Guiding and Game was established under the jurisdiction of the Legislative Council Committee. This bill version will add 2 members to the Task Force and extend the termination date of the Task Force to Jan. 15, 1990. The Task Force will be composed of 15 members, 3 from the Executive Branch, 2 legislators from the Legislative Branch and 10 public members.

Prepared By: Pamela Stoops, Director *Pamela Stoops* Phone: 465-3850  
 Division: Administrative Services Date: 2/16/89

Approved By: Warren Endicott, Executive Director *Warren H. Endicott*  
 Agency: Legislative Affairs Agency Date: 2/16/89

DISTRIBUTION (BY PREPARER)  
LEGISLATIVE FINANCE  
LEGISLATIVE SPONSOR

REQUESTOR  
OFFICE OF MANAGEMENT & BUDGET  
AGENCY (IES)

CONTINUATION OF FISCAL ANALYSIS

It is assumed that travel funds for this task force will be paid as follows:

3 Executive Branch members - absorbed within existing executive branch departments.

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Projected expenses for the Task Force on Guiding and Game are as follows:

Personal Services - Staff for the Task Force: Secretary, Range 14, Step A	
3 months full-time--	10,100
Travel-	
2 trips @ 366 x 10 members	7,320
2 days per diem (\$80)	
2 trips x 10 members	3,200
Contractual- Transcription of meetings	360
Advertising-Public Notices	3,000
	<hr/>
	23,980

Supplies- Will come from existing Legislative Council and Legislative Operating supplies.

Equipment- Will come from existing Legislative Council and Legislative Operating equipment.

FY 89 costs are for one-half year.

FY 90 costs are for one-half year.

## FISCAL NOTE

**REQUEST:**

Revision Date: \_\_\_\_\_  
 Title: Extension of Task Force on  
Guiding and Game  
 Sponsor: Resources Committee  
 Requestor: Rep. Menard

Agency Affected: Fish and Game  
 BRU: Wildlife Conservation  
 Components: \_\_\_\_\_

**EXPENDITURES/REVENUES:** (Thousands of Dollars)

OPERATING	FY 89	FY 90	FY 91	FY 92	FY 93	FY 94
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	0	0	0	0	0	0
<b>CAPITAL</b>	0	0	0	0	0	0
<b>REVENUE</b>						

**FUNDING:** (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
<b>TOTAL</b>	0	0	0	0	0	0

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

**ANALYSIS :** (Attach a separate page if necessary)

*W. Lewis Pamplin, Jr.*

Prepared by: W. Lewis Pamplin, Jr., Director  
 Division: Wildlife Conservation

Phone: 465-4190  
 Date: 2/15/89

Approved by Commissioner: *Harold W. Nelson*  
 Agency: Fish and Game

Date: 2/15/89

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

STATE OF ALASKA  
1989 LEGISLATIVE SESSION

BILL VERSION: HB 112  
PUBLISH DATE: \_\_\_\_\_

FISCAL NOTE

REQUEST:

Revision Date: 15-Feb-89 Agency Affected: Natural Resources  
 Title: An Act relating to big game hunting and regulation of commercial services. BRU: Management and Administration  
 Sponsor: House Resources Components: Commissioners Office  
 Requestor: House Resources

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 89	FY 90	FY 91	FY 92	FY 93	FY 94
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND&STRUCTURES						
GRANTS,CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL						
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REVENUE						
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FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL	0.0					

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary)

Travel costs for Natural Resources will be included in DCED fiscal note.

Prepared by: Carol Wilson Phone: 465-2400  
 Division: Commissioners Office Date: 15-Feb-89

Approved by Commissioner: Lennie Gorsuch Date: 15-Feb-89  
 Agency: Department of Natural Resources

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

FISCAL NOTE

REQUEST:

Revision Date: \_\_\_\_\_  
Title: Retroactive extension of the termination date of the Task Force  
Sponsor: Senate Resources  
Requestor: Senator Fahrenkamp

Agency Affected: Public Safety  
BRU: Fish & Wildlife Protection  
Component: Enforcement

EXPENDITURES/REVENUES: (Thousands of Dollars) (Inflation not included)

OPERATING	FY 89	FY 90	FY 91	FY 92	FY 93	FY 94
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-

CAPITAL	-0-	-0-	-0-	-0-	-0-	-0-
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REVENUE	-0-	-0-	-0-	-0-	-0-	-0-
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FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

POSITIONS:

FULL-TIME	0	0	0	0	0	0
PART-TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

ANALYSIS: (Attach a separate page if necessary)

This bill continues the existence of the Task Force on Gun and Game. No additional impact, beyond that already being incurred by DPS to participate in Task Force meetings, is anticipated.

*JM*  
*2/6/89*

Prepared by: Captain Conrad G. Seibel  
Division: Fish & Wildlife Protection

Phone: 269-5509  
Date: 1/27/89

Approved by Commissioner: J.A. English  
Agency: Department of Public Safety

Date: 2/6/89

FISCAL NOTE

REQUEST:

Revision Date: \_\_\_\_\_ Affect Agency Legislative Affairs Agency  
 Title: An Act providing for retroactive  
extension of the termination date of the Task... BRU: Legislative Council  
 Sponsor: Senate Resources Components Council & Subcommittees  
 Requestor: Senate Resources

EXPENDITURES/REVENUES: (THOUSANDS OF DOLLARS)

OPERATING	FY 89	FY 90	FY 91	FY 92	FY 93	FY 94
Personal Services						
Travel	8.4	16.8	8.4	0	0	0
Contractual	0.1	0.3	0.1	0	0	0
Supplies						
Equipment						
Land & Structures						
Grants, Claims						
Miscellaneous						
<b>TOTAL OPERATING</b>	<b>8.5</b>	<b>17.1</b>	<b>8.5</b>	<b>0</b>	<b>0</b>	<b>0</b>

CAPITAL	0	0	0	0	0	0
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REVENUE	0	0	0	0	0	0
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FUNDING: (THOUSANDS OF DOLLARS)

General Fund	8.5	17.1	8.5	0	0	0
Federal Fund						
Other						
<b>TOTAL</b>	<b>8.5</b>	<b>17.1</b>	<b>8.5</b>	<b>0</b>	<b>0</b>	<b>0</b>

POSITIONS:

Full-Time	0	0	0	0	0	0
Part-Time	0	0	0	0	0	0
Temporary	0	0	0	0	0	0

ANALYSIS: (ATTACH A SEPARATE PAGE IF NECESSARY)

The Task Force on Guiding and Game was established under the jurisdiction of the Legislative Council Committee. The Task Force is composed of 13 members, 3 from the Executive Branch, 2 legislators from the Legislative Branch and 8 public members (2 are ex-legislators as of 1-9-89).

Prepared By: Pamela Stoops, Director *Pamela Stoops* Phone: 465-3850  
 Division: Administrative Services Date: 2/1/89

Approved By: Warren Endicott, Executive Director *Warren Endicott*  
 Agency: Legislative Affairs Agency Date: 2/1/89

DISTRIBUTION (BY PREPARER)  
 LEGISLATIVE FINANCE  
 LEGISLATIVE SPONSOR

REQUESTOR  
 OFFICE OF MANAGEMENT & BUDGET  
 AGENCY (IES)

## CONTINUATION OF FISCAL ANALYSIS

It is assumed that travel funds for this task force will be paid as follows:

3 Executive Branch members - absorbed within existing executive branch departments.

2 Legislative Branch members - absorbed within existing Legislative Operating Budget or Session Expenses.

8 Public members - paid by Legislative Council funds as projected below.

Projected expenses for the Task Force on Guiding and Game are as follows:

Personal Services - Staff for the Task Force will come from existing staff under the Legislative Operating Budget.

Travel-	4 trips @ 366 x 8 members	11,712
	2 days per diem (\$80)	
	4 trips x 8 members	5,120

Contractual-	Transcription of meetings	300
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Supplies- Will come from existing Legislative Council and Legislative Operating supplies.

Equipment- Will come from existing Legislative Council and Legislative Operating equipment.

FY 89 costs are for one-half year.

FY 90 costs are for full fiscal year.

FY 91 costs are for one-half year.



STATE OF ALASKA  
OFFICE OF THE GOVERNOR  
BILL ANALYSIS

DEPARTMENT Fish & Game	DIVISION Wildlife Conservation	BILL NUMBER SB 109	SPONSOR Resources Committee
SHORT TITLE OF BILL Extension of Task Force on Guiding and Game			
DEPARTMENT POSITION Support			
PREPARED BY Wayne Regalin	DATE 1/2/89	COMMISSIONER'S SIGNATURE <i>Lawrence D. Miller</i>	DATE 2/5/89

SUMMARY

OTHER AGENCIES AFFECTED BY BILL Department of Public Safety Department of Commerce & Economic Development	CONSTITUENT GROUP(S) AFFECTED BY BILL Big game commercial service providers Resident and nonresident hunters using commercial services
ORGANIZATIONAL SUPPORT FOR BILL Unknown	ORGANIZATIONAL OPPOSITION TO BILL Unknown

FISCAL IMPACT:  NONE  FISCAL NOTE ATTACHED

BACKGROUND/LEGISLATIVE INTENT The 1988 Legislature created a task force on guiding and game to recommend changes in the licensing of big game guides and outfitters. After creation of the task force, the Alaska Supreme Court ruled that guides could not be granted exclusive rights to guide in an area. The task force broadened their mission to examine ways to manage the guide/outfitter industry. The task force made numerous recommendations for change in the licensing of commercial users of big game that are reflected in SB 140. The task force did not have adequate time to formulate recommendations for a new management system.

ANALYSIS OF BILL/PROGRAM EFFECTS

Passage of this bill will result in extension of the task force on game and guiding until January 15, 1991. Membership on the task force will remain the same. The task force will devise potential solutions for administering the guide/outfitter industry on state lands and all other lands in Alaska. Solutions will be based on an area management system using existing game management unit boundaries and consideration of the abundance and distribution of big game resources.

AMENDMENTS PROPOSED

PLEASE ATTACH A SEPARATE SHEET FOR ADDITIONAL COMMENTS OR ANALYSIS.

## FISCAL NOTE

**REQUEST:**

Revision Date: \_\_\_\_\_ Agency Affected: Fish and Game  
 Title: Extension of Task Force on Guiding and Game BRU: Wildlife Conservation  
 Sponsor: Resources Committee Components: \_\_\_\_\_  
 Requestor: Senator Fahrenkamp

**EXPENDITURES/REVENUES: (Thousands of Dollars)**

OPERATING	FY 89	FY 90	FY 91	FY 92	FY 93	FY 94
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	0	0	0	0	0	0

CAPITAL						
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REVENUE						
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**FUNDING: (Thousands of Dollars)**

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
<b>TOTAL</b>	0	0	0	0	0	0

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

**ANALYSIS :** (Attach a separate page if necessary)

Prepared by: Wayne Regelin Phone: 465-4190  
 Division: Wildlife Conservation Date: 2/8/89

Approved by Commissioner: *Raymond A. Kelly* Date: 2/8/89  
 Agency: Fish and Game

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

1 IN THE SENATE

BY THE RESOURCES COMMITTEE

2

SENATE BILL NO. 139

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

SIXTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6

For an Act entitled: "An Act providing for retroactive extension of the  
7 termination date of the Task Force on Guiding and  
8 Game; and providing for an effective date."

9

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

10

\* Section 1. Section 14(i), ch. 160, SLA 1988, is repealed and reenact-  
11 ed to read:

12

(d) The task force terminates on the earlier of

13

(1) January 15, 1991; or

14

(2) the date of enactment into law of

15

(A) a licensing system for hunting guides and other

16

persons who provide services to hunters for the purpose of  
17 facilitating the harvest of big game; and

18

(B) a management system for allocating rights of

19

access to big game to licensed guides.

20

\* Sec. 2. Notwithstanding the qualifications for members of the Task  
21 Force on Guiding and Game set out in sec. 14(a), ch. 160, SLA 1988, the  
22 members of the task force on January 8, 1989, shall continue to serve until  
23 they resign or the task force is terminated.

24

\* Sec. 3. Sections 1 and 2 of this Act are retroactive to January 8,  
25 1989.

26

\* Sec. 4. This Act takes effect immediately under AS 01.10.070(c).



STATE OF ALASKA  
OFFICE OF THE GOVERNOR  
BILL ANALYSIS

DEPARTMENT Fish and Game	DIVISION Wildlife Conservation	BILL NUMBER SB 149	SPONSOR Resources Committee
SHORT TITLE OF BILL An Act relating to commercial services for big game hunters			
DEPARTMENT POSITION Support			
PREPARED BY Wayne Regelin	DATE 2/7/89	COMMISSIONER'S SIGNATURE <i>Lawrence H. Hilde</i>	DATE 2/8/89

SUMMARY

OTHER AGENCIES AFFECTED BY BILL Department of Public Safety Department of Commerce and Economic Development	CONSTITUENT GROUPS AFFECTED BY BILL Big game hunting commercial service providers; Resident and nonresident hunters utilizing commercial services.
ORGANIZATIONAL SUPPORT FOR BILL Unknown	ORGANIZATIONAL OPPOSITION TO BILL Unknown

FISCAL IMPACT       NONE       FISCAL NOTE ATTACHED

BACKGROUND/LEGISLATIVE INTENT  
In 1988 the Legislature passed a bill which created a task force to examine the big game hunting commercial services industry in Alaska and its impact on the wildlife resources. The task force determined that the industry does have a significant impact, and that state regulation of all service providers should be established to monitor and control that impact, and to provide for consumer safety and protection. It also recommended that the state integrate big game guiding/outfitting regulation into the current geographic-based (cont)

- ANALYSIS OF BILL/PROGRAM EFFECTS
- Passage of the bill will result in closer regulation of the guiding industry and businesses involved in transporting hunters or providing other services to big game hunters (i.e., lodge owners whose clients are hunting big game). Other results of this legislation include:
- ° More useful information will be provided to management agencies on amount of game harvested, methods of hunting and the economic importance of hunting to the state.
  - ° Revenue will be returned to the state through various fees and permits required of commercial users of the wildlife resources. A portion of these funds could be used for big game management and enforcement of hunting regulations.
  - ° Reduction of illegal guiding and outfitting operations that will benefit wildlife resources.
  - ° Creation of a new Board of Commercial Services with broad representation to oversee all commercial aspects of big game hunting in Alaska. (cont)

AMENDMENTS PROPOSED  
Several amendments are being proposed by the administration; see analysis from the Department of Commerce and Economic Development.

BILL ANALYSIS

SB 140

Page 2 of 2

BACKGROUND/LEGISLATIVE INTENT (continued)

game management system. This legislation reflects the task force's recommendations. It establishes a Big Game Commercial Services Board to regulate three groups of commercial service providers, licensing procedures and qualifications, fee structure, and transition measures. It also allows the new board to work with the Department of Fish and Game and other state agencies to develop an area-based management system.

ANALYSIS OF BILL/PROGRAM EFFECTS (continued)

Overall, this bill will result in better management of big game and greater economic return to the state.

**FISCAL NOTE**

**REQUEST:**

Revision Date: \_\_\_\_\_  
Title: An Act relating to commercial services for big game hunters.  
Sponsor: Resources Committee  
Requestor: Senator Fahrenkamp

Agency Affected: Fish and Game  
BRU: Wildlife Conservation  
Components: \_\_\_\_\_

**EXPENDITURES/REVENUES: (Thousands of Dollars)**

OPERATING	FY 89	FY 90	FY 91	FY 92	FY 93	FY 94
PERSONAL SERVICES	31.5	76.8	67.5	58.2	58.2	58.2
TRAVEL	1.5	5.0	3.0	1.0	1.0	1.0
CONTRACTUAL		.5	.5	.5	.5	.5
SUPPLIES		1.7	1.0	1.0	1.0	1.0
EQUIPMENT		6.0				
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>33.0</b>	<b>90.0</b>	<b>72.0</b>	<b>60.7</b>	<b>60.7</b>	<b>60.7</b>

CAPITAL						
---------	--	--	--	--	--	--

REVENUE						
---------	--	--	--	--	--	--

**FUNDING: (Thousands of Dollars)**

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
<b>TOTAL</b>						

**POSITIONS:**

FULL-TIME	1	1	1	1	1	1
PART-TIME						
TEMPORARY						

**ANALYSIS :** (Attach a separate page if necessary) The FY89, FY90, and FY91 expenditures are necessary to coordinate the development of a computerized area-based management system for use in administering the guide/outfitting industry. The FY92, FY93, and FY94 expenditures would depend on the guide/outfitter area management system which is devised and ADF&G's role in that system.

Prepared by: Wayne Regelin Phone: 465-4190  
Division: Wildlife Conservation Date: 2/8/89

Approved by Commissioner: *Wayne W. Nelson* Date: 2/8/89  
Agency: Fish and Game

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

FISCAL NOTE FOR SENATE BILL 140  
 Page 2 of 2

	FY89		FY90		FY91		FY92	
	Mos.	Cost	Mos.	Cost	Mos.	Cost	Mos.	Cost
LINE 100								
WB III @ \$4.5/month	3	13.5	11	49.5	11	49.5	11	49.5
AP II @ \$3.3/month	3	9.9	5	16.5	3	9.9	1	3.3
DPC II @ \$2.7/month	3	8.1	4	10.8	3	8.1	2	5.4
TOTAL		31.5		76.8		67.5		58.2
LINE 200 TRAVEL		1.5		5.0		3.0		1.0
LINE 300 CONTRACTUAL SERVICES		0.0		0.5		0.5		0.5
LINE 400 SUPPLIES		0.0		1.7		1.0		1.0
LINE 500 EQUIPMENT		0.0		6.0		0.0		0.0
TOTAL		33.0		90.0		72.0		60.7*

\* This total may vary with the role that ADF&G ultimately plays in the guide/outfitter area management system.

JOINT DEPARTMENT POSITION PAPER ON HB 113

HB 113 provides for the continuation of the Legislative Task Force on Guiding and Game. Under this bill, the Task Force -- despite the requirements of SB 191 -- would continue with the same membership and terminate on the earlier of either January 15, 1991 or the date of enactment into law of two systems: one for the licensing of the state's big game commercial service providers and another for the management of game in order to allocate hunting rights to licensed guides (or guide-outfitters).

HB 113 reflects the recommendation of the Legislative Task Force on Guiding and Game, which included representatives from the Departments of Commerce and Economic Development, Fish and Game, and Public Safety, as well as the active (but nonvoting) participation of the Department of Law.

Because the recommendation to continue the Task Force generally reflects Administration policy, we will not reiterate here justification for the continuation that has already been addressed in the report of the Task Force. However, because we do quarrel with some provisions of HB 113, we wish to propose a number of amendments and discuss our reasons for the proposed changes.

First, however, we wish to emphasize our belief that the Owsichek decision has made it abundantly clear that the state must develop and put into place a game management system that is sensitive to the needs of Alaska's big game commercial services industry. We support in full the Task Force's conclusion that a method for the commercial allocation of our wildlife resource is vital and needs to be established. Without the assurance of a commercial allocation, the resultant instability and negative national and international publicity will deal a significant blow to Alaska's world famous and highly respected big game industry.

Nevertheless, the state remains anxious over the nature of the management system contemplated by a number of the members of the Task Force. Any attempt to create a management scheme that parallels the former guide area system declared unconstitutional by the Alaska Supreme Court in Owsichek will only delay and otherwise obstruct progress toward a viable management system that must meet these identified needs:

1. ensure a commercial allocation;
2. provide a measure of economic stability;
3. provide for wildlife management on a statewide basis.

Therefore, while we believe the present members of the Task Force deserve praise for their work to date, we are concerned that the goals they have set for themselves vis a vis creation of a resource-based management system are potentially beyond the immediate expertise of those members. Please recall that the present members were appointed with a specific task in mind: consideration of appropriate regulation for persons involved in the commercial taking of game in Alaska. It was the effects of the Owsichek decision which greatly expanded the Task Force's role and made consideration of a management system a must. Besides the very

obvious constraints on its time, unfamiliarity may also explain why the management system was not fully addressed by the Task Force.

Our first proposed amendment to HB 113, then, is that two additional members be added to the Task Force, to be appointed by the Governor, neither of whom may have financial interest in any business involving or related to the commercial taking of game, and who have recognized expertise in research and analysis with, if possible, particular knowledge in resource management or allocation systems.

Our second amendment proposes specific language mandating that the staff of a number of specifically identified entities be required to provide information, data, research, analysis, and technical assistance to the Task Force.

Attached are draft amendments to HB 113 accomplishing the proposals outlined above. We urge their consideration.

Finally, please hear our concern for the time it will take to successfully and competently meet the requirements of HB 113. We do not believe a comprehensive and thorough analysis of the complexities involved in establishing a game management system that provides for a commercial allocation acceptable to all state, federal, and private land owners in Alaska will be easily accomplished. We expect it, in fact, to be very hard but important work.

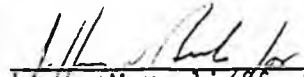
There has been some concern expressed that the management system must be in place when -- and if -- the licensing scheme envisioned in HB 112 is enacted. We do not believe this needs be the case. First, to rush establishment of the management system may doom it to mediocrity. Second, unless we can demonstrate that the system is fair, well thought-out, and reasonable, we anticipate that federal (and private) land owners will reject the plan outright, chilling any hope of creating an integrated management system that will apply statewide.

Third, while the Board of Game is legitimately concerned for the potential impact of additional registered guides being able to conduct hunts in areas previously not available to them, we believe passage of HB 112, with its licensing scheme intact, will go far in curtailing unregulated commercial hunts until the management system is in place. Under HB 112, only outfitters able to meet the requirements of the bill's transition provisions will be able to provide commercial big game hunting services directly to hunters. This appears to be less than 50 people. And only air and boat operators with proper FAA and Coast Guard licenses will be able to transport hunters into the field. We believe this will also significantly reduce pressure on the game.

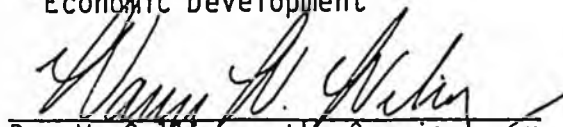
We believe there are sufficient protections in HB 112 to give the Task Force the time it needs to develop a quality management system without Alaska's big game resource suffering from overharvesting in the interim.

\* \* \*

We support passage of HB 113 and urge consideration of our proposed amendments.

  
Larry Mercuri, Commissioner  
Department of Commerce &  
Economic Development

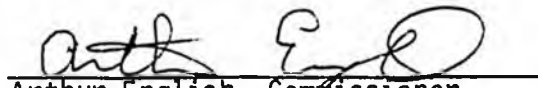
2/14/89  
Date

  
Don W. Collinsworth, Commissioner  
Department of Fish and Game

2/15/89  
Date

  
Lennie Boston-Gorsuch, Commissioner  
Department of Natural Resources

2/14/89  
Date

  
Arthur English, Commissioner  
Department of Public Safety

2 - 14 - 89  
Date

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21389c

PROPOSED AMENDMENTS TO HB 113

Amend HB 113 by adding a new section to read:

\*Sec. 3. Notwithstanding the number and composition of members of the Task Force on Guiding and Game set out in Sec. 14(a), ch. 160, SLA 1988, two additional members will be added to the Task Force, to be appointed by the Governor, neither of whom may have a financial interest in any business involving or related to the commercial taking of game, who shall have expertise in research and analysis and, if possible, particular knowledge in resource management or allocation systems.

Amend HB 113 by adding a new section to read:

\*Sec. 4. In addition to the departments represented on the Task Force, the staff of the Legislature's House Research Agency and Senate Advisory Council and the Governor's Division of Policy shall provide information, data, research, analysis and technical assistance to the Task Force, as requested by the Task Force, for the purpose of developing the statewide game management system described in Section 14(d)(2)(B) of ch. 160, SLA 1988.

Amend HB 113 as follows:

\*Sec. 5 [SEC. 3]. Sections 1 - 5 of this Act are retroactive to January 8, 1989.

\*Sec. 6 [SEC. 4]. This Act takes effect immediately under AS 01.10.070(c).

RB/cw9379c  
21289b

# Alaska State Legislature

## Senate Resources Committee

Senator Bettye Fahrenkamp, Chairman

Senator Jay Kerttula, Vice Chairman

Senator Dick Eliason

Senator Steve Frank

Senator Rick Halford

Senator Arliss Sturgulewski

Senator Fred Zharoff



P.O. Box V  
Juneau, Alaska 99811  
(907) 465-4907

### M E M O R A N D U M

TO: Committee Members, House Resources Committee

FROM: Committee Staff

RE: Committee Meeting, February 6

Date: February 4, 1989

On Monday, February 6, 1989, the Senate and House Resources Committee will meet jointly at 1:30 p.m. in the Butrovich Room to consider SB 139, Relating to the Extension of the Task Force on Guiding and Game, and SB 140, Relating to big game hunting and to the regulation of big game and marine mammal guide-outfitting, transportation, and other commercial services for big game hunters, guide-outfitting and other commercial services providers.

Heinrich Springer, who was chairman of the interim Task Force on Guiding and Game, will brief members on the recommendations and the legislation developed by the Task Force. That proposed legislation was introduced by both the House and Senate Resources Committees as House Bills 112 and 113, and Senate Bills 139 and 140.

HB 113 and SB 139 would extend the Interim Task Force on Guiding and Game to continue to work on the complex issue of developing a management system for allocating rights of access to big game among guides (or guide-outfitters under SB 140). It would create a licensing system for commercial services providers for big game hunters.

HB 112 and SB 140 would sunset the existing Guide Board and create an expanded regulatory board whose powers would include those previously charged to the Guide Board. It would allow the board to provide for registration of hunting camps and facilities, and would establish, in consultation with the Departments of Fish and Game or Natural Resources, a resource-based management system for allocating access to big game hunting opportunities among guide-outfitters. Further, the board has authority to establish the level of supervision that guide-outfitters provide to class-A guide-outfitters and assistant guide-outfitters under their employ.

Other provisions in the bill delineate the structure whereby all persons who directly or indirectly receive compensation from the commercial harvest of Alaska's big game would be required to obtain a permit or license. That big game resource belongs to all Alaskans, who value that resource to the extent that a "common use" of game provision is specified in Alaska's constitution.

Several provisions of SB 140 would allow for transition measures for those currently operating as "outfitters" to become licensed as "guide-outfitters".

Among fees established would be a commercial use permit fee, to be paid by all commercial services providers, and a big game conservation fee (head tax). Both fees would be separately accounted for and may be used by the legislature to fund game management and enforcement of game resources.

The bill would provide for disciplinary procedures and penalty provisions for commercial service providers to big game hunters. It adds "mountain goats" to the current species list, brown/grizzly bears and dall sheep, requiring a guide (non-residents and non-resident aliens). The bill defines "guide-outfit" and "field". The bill prohibits "hunting clubs", and provides for confidentiality of hunt records and reports.

A sectional analysis has been prepared by legal services and will explain more fully the provisions in HB 112 and SB 140.