

**HB**

**406**

# SENATE COMMITTEE REPORT

DATE: 4/22/98

FURTHER: Resources  
Finance

DATE TURNED  
IN TO OFFICE: 5-6-98

Judiciary Committee considered CS FOR HOUSE BILL NO. 406(FIN) am(efd fld)

## SUBSISTENCE USES OF FISH AND GAME

and recommends:

- be replaced with \_\_\_\_\_ CS \_\_\_\_\_ (\_\_\_\_\_)
- adopt previous \_\_\_\_\_ CS \_\_\_\_\_ (\_\_\_\_\_)
- attached amendment(s)
- adopt Letter of Intent by \_\_\_\_\_ Committee
- further referral to the \_\_\_\_\_ Committee

- Senate Bill:**
- same title
  - new title
- House Bill:**
- same title
  - technical title
  - new: SCR# \_\_\_\_\_

SIGNING DO PASS	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
<i>Nike Miller</i>	✓				
<i>Sean Skumle</i>	✓				
CHAIR: <i>Adrian Taylor</i>	✓	CHAIR:			

**NEW FISCAL NOTE(S):**

Department                      Date      Zero      Fiscal

Department	Date	Zero	Fiscal

APPROPRIATION -- no fiscal note

**PREVIOUS FISCAL NOTE(S):\***

Department                      Date      Zero      Fiscal

Department	Date	Zero	Fiscal
COURTS - TRIAL COURTS	4-15-98		✓
LAW - CIVIL DIV.	4-15-98		✓
F&G BODS OFF F&G	4-15-98		✓
F&G A&S ADVIS. COM	4-15-98		✓
F&G COMM. FISH	4-15-98		✓
F&G SPORT FISH	4-15-98		✓

F&G WILDLIFE CONS 4-15-98 ✓  
 \*include fiscal notes accompanying Governor's bill  
 F&G SUBSISTENCE 4-15-98 ✓

# Alaska

## Professional Hunters Association, Inc.

P.O. Box 91932 • Anchorage, Alaska 99509  
(907) 522-3221

April 24, 1998

Letters  
Anchorage Daily News  
PO Box 149001  
Anchorage, AK 99514

### SUBSISTENCE-AN HISTORICAL CROSSROADS

With a strong east wind bearing down on Kodiak Island and plenty of rain I've got a few days off from the spring hunt. As I toss another piece of wood in the stove I wonder about the profession I've chosen and how it will fair during the years before us. The subsistence issue looms heavy on the horizon, not only for those of us who guide for a living but for all Alaskans who have tied their lives to Alaska's fish and wildlife. If those in positions of leadership do not act now, during this narrow window of opportunity, and craft a creative solution that we as Alaskans can live together with in 20 years we will be telling our sons and daughters what it was like to have this way of life, for surely it will not be there for them.

I am convinced, after meeting with many of our legislators that some of them understand this issue fairly well and they are committed to finding an equitable solution. They deserve our support and continued input, we must not lose sight of the fact that this is more than likely our last opportunity to get this issue resolved properly. A special session should be called. The Legislature should craft a solution that allows people the opportunity to live a Subsistence way of life correspondingly, it must be fair to all Alaskans. At the same time it appears, that the delegation in Washington will have to make some additional changes to ANILCA. The Legislature, the Governor and the delegation have a shared responsibility to break the current impasse and get this issue resolved. However, if we go into next winter without that happening, the collective momentum we have built to this point will subside and the Federal Bureaucracy will be on us like this storm outside my cabin window. Some say let it come, and when the people of Alaska have been divided to the breaking point, all parties will come to their senses, and new and just laws will be written. Do we care so little about our fellow Alaskans?

I for one have had enough, I will not stand by and watch the Federal wedge be pounded further into the heart of Alaska. My support goes to those who are willing to set aside ridged ideologies, act creatively and bring Alaskans back together.

Alaska's vastness and her valuable wildlife resources have created tremendous ways of life that are not available any other place on earth. This, coupled with an equally diverse cultural landscape make living here and creating the proper resource allocation process much more complex than any of us would like. However, it can be accomplished; but not with the Federal mauling we must live with as ANILCA is currently written. This will not be easy; nothing worth doing is. In order to get to the middle, some large bits of pride will have to be swallowed along with a little crow by those who find themselves on opposite ends of the spectrum.

The Constitution of the State of Alaska is beyond a doubt a fine piece of work and changing it to allow for an ill conceived Federal Law does not set well with many of us. However, the complexities of the allocation process as well as social considerations beg for some changes somewhere and the fact is, most people in Alaska want to be heard; they want to make a choice. So, if it takes a vote by Alaskans to allow for a priority based on a creative, well thought out plan, that can bring us back together; isn't that much better than being force fed a priority based on a plan that has proven itself to be one we can not live with?

Those Alaskans that carry a copy of that constitution next to their heart and steadfastly refuse to accept the idea of letting the voters make a choice need to look inside themselves and decide if it is worth it to force Alaska through the Federal knot hole just to prove they were right.

But this coin has two sides. Those Alaskans that have been given the Federal ride the recipients of the priority need to search their souls as well. There have been tremendous abuses carried out under the name of subsistence with the sanction afforded by the Federal system. Those "rural residents" who take full advantage of the system either to expand their personal freedoms or garner political power, knowing full well they are acting beyond the intent of the law have severely muddied the water, creating conflict where none existed before ANILCA and in the process, destroying the much deserved credibility of Alaska's true subsistence users.

An "equitable" solution means extremists on each side must give, and the time to do so is now. As Alaskans, we must all strive to understand this complicated mess, make informed suggestions to our Legislators and act this year to put this divisive monster behind us.

*Rob Holt*

Rob Holt, President  
Alaska Professional  
Hunters Association-  
an organization of Alaska's Guides  
907-733-2723

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**Testimony by Jerry Booth  
on HB 406  
before Senate Judiciary  
April 25, 1998 Fairbanks, Alaska**

**GOOD AFTERNOON MR. CHAIRMAN AND MEMBERS OF THE COMMITTEE. MY NAME IS JERRY BOOTH AND I WORK FOR MYSELF. FOR THE PAST 25 YEARS I HAVE BEEN INVOLVED WITH THE DEVELOPMENT OF ALASKA'S RESOURCES -- PRIMARILY IN MINING. THIS WORK HAS TAKEN ME TO MANY CORNERS OF THIS STATE AND I HAVE HAD THE OPPORTUNITY TO VISIT MANY PEOPLE AND SEE A WIDE VARIETY OF LIFESTYLES THAT EXIST IN ALASKA. CURRENTLY, I LIVE IN ANCHORAGE AND I APPRECIATE THE OPPORTUNITY TO SPEAK TO YOU TODAY.**

**MANY OF YOU ON THIS COMMITTEE HAVE BEEN INVOLVED IN PROMOTING THE DEVELOPMENT OF ALASKA'S SUB-SURFACE RESOURCES BY YOUR ASSISTANCE WITH POSITIVE LEGISLATION. THROUGH THIS SUPPORT, WE HAVE SEEN A MAJOR ESCALATION OF MINING ON STATE AND PRIVATE LANDS -- WHICH IS PROVING TO BE VERY IMPORTANT TO ALASKA.**

**SOME OF YOU WERE ALSO AROUND WHEN THE FEDERAL GOVERNMENT MADE THE MAJOR LAND GRAB OF THE EARLY 1970's AND MORE IMPORTANTLY IN 1980. I DON'T SEE ANY MINES BEING DEVELOPED OR BENEFITS TO ALASKANS FROM THE CONTROL OF THE 100 + MILLION ACRES THE FEDERAL GOVERNMENT TOOK CONTROL OF IN 1980. VAST AREAS WERE LOCKED UP, ACCESS RESTRICTED, AND FEDERAL LAWS ARE APPLICABLE TO RESOURCE DEVELOPMENT ON THOSE LANDS WHICH DO REMAIN OPEN -- FEDERAL OWNERSHIP PROVIDES AN OPEN AVENUE FOR THE ENVIRONMENTALISTS TO SLOW DOWN OR SHUT DOWN PROJECTS ON FEDERAL LAND. I DON'T BELIEVE THAT MORE FEDERAL CONTROL OF ALASKA BY THE FEDERAL GOVERNMENT IS WISE.**

CURRENTLY ALASKANS HAVE THE CONFLICT BETWEEN WHAT ANILCA PROVIDED AS A RURAL PREFERENCE FOR HUNTING AND FISHING, AND WHAT THE STATE SUPREME COURT STRUCK DOWN IN 1989. EFFORTS TO FIX THE PROBLEM HAVE MET WITH MANY ROADBLOCKS AND THE PROCESS CONTINUES TO DIVIDE THIS STATE.

WHY NOT PROVIDE A CONSTITUTIONAL AMENDMENT GRANTING A PREFERENCE WHEN LOCAL SUBSISTENCE RESOURCES ARE IN SHORT SUPPLY? FISH AND GAME CAN CONTROL WHERE AND WHEN, JUST AS THEY DO TODAY WITH OUR RECREATIONAL FISH AND GAME.

PREFERENCES IN ALASKA EXIST AT MANY LEVELS AND THOSE PREFERENCES AFFECT ALL OF ALASKA'S RESIDENCY: SUCH AS OUR PFD, FISH AND GAME LICENSES, GOLF FEES, AND THE MANY STATE PROGRAMS PROVIDED FOR OUR OLDER FOLK. I DON'T SEE THE PROBLEM. IN FACT, THERE WAS A RURAL PREFERENCE IN STATE LAW BEFORE ANILCA CAME ALONG.

UNLESS YOU, THE LEGISLATURE, WANT TO TAKE SOLE RESPONSIBILITY FOR THE TAKE-OVER OF ALASKA'S FISH AND GAME MANAGEMENT BY THE FEDERAL GOVERNMENT, YOU SHOULD LET THE VOTERS CHOOSE, BY LETTING THEM VOTE ON A CONSTITUTIONAL AMENDMENT.

ALASKANS TOGETHER, THE GROUP I'M HERE WITH TODAY, IS A STATEWIDE COLLECTION OF PEOPLE WITH DIVERSE VIEWS ON MANY OF ALASKA'S ISSUES, BUT WE ALL ECHO THAT WE DO NOT WANT THE FEDERAL GOVERNMENT TO TAKE OVER MORE POWER IN ALASKA.

AS WE START TO SEE THE RESULTS OF VARIOUS POLLS, WE SEE THAT THE VOTERS WANT TO VOTE ON THE ISSUE. OVER 90% OF THOSE POLLED WANT TO VOTE ON THIS ISSUE.

**I URGE YOU TO PASS LEGISLATION THAT WILL PROVIDE THE VOTERS OF ALASKA THE RIGHT TO VOTE ON A CONSTITUTIONAL AMENDMENT TO GET ALASKA IN COMPLIANCE WITH ANILCA. THANK YOU FOR THE OPPORTUNITY TO PROVIDE MY VIEWS TO THIS COMMITTEE.**

ANCHORAGE TRIBES OF TLINGIT &  
HAIDA INDIANS OF ALASKA

## RESOLUTION NO. 98-07

TITLE: Opposition to House Bill 406

WHEREAS, the subsistence lifestyle and culture is extremely vital to our tribal members,


WHEREAS, the Alaska State House Finance Committee has been hearing testimony on House Bill 406 which does not comply with Alaska Native National Interest Lands Conservation Act (ANILCA),

WHEREAS, the Anchorage tribes is in favor of an Alaska constitutional amendment to comply with ANILCA,

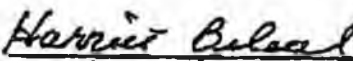
NOW, THEREFORE, BE IT RESOLVED that the Anchorage Tribes of Tlingit & Haida strongly oppose House Bill 406 and copies of this resolution be sent to the State House members as soon as possible.

ADOPTED this 11th day of April, 1998.

CERTIFY:

  
Lynette M. Hinz  
President

ATTEST:

  
Harriet Deleal  
Secretary

LYNETTE HINZ  
8407 E. 31st Street  
Anchorage AK 99508  
(907)938-6698

Mrs. Gail Phillips  
Speaker of the House  
Alaska State Legislature  
State Capitol  
Juneau, Alaska 99801

Re: House Bill 406

Dear Speaker Phillips:

Enclosed is our Resolution 98-07 which opposes House  
Bill 406 as a follow-up to a public opinion message  
sent to the House Finance Committee on April 13, 1998.

Very truly yours,

ANCHORAGE TRIBES OF TLINGIT  
AND HAIDA INDIANS OF ALASKA

By: *Lynette M. Hinz*  
Lynette M. Hinz  
President

Encl.

cc: All Legislators

# FISCAL NOTE

No: 4

Bill \ sion: CSHB 406 (FIN)

(H) Publish Date: 4/17/98

**STATE OF ALASKA  
1998 LEGISLATIVE SESSION**

Revision Date: 04/15/98

Dept. Affected: Alaska Court System

Title: An act relating to Fish and Game

BRU: Trial Courts

Sponsor: House Resources

Component: \_\_\_\_\_

Requestor: House Finance

COMPONENT SERIAL NO. 788

**Expenditures/Revenues**

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04
PERSONAL SERVICES	0.0	118.3	89.6	89.6	89.6	57.5
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS & CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>118.3</b>	<b>89.6</b>	<b>89.6</b>	<b>89.6</b>	<b>57.5</b>

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ( )						
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**Fund Source**

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	0.0	118.3	89.6	89.6	89.6	57.5
1005 GF; Program Receipts						
1037 GF; Mental Health						
Other						
<b>TOTAL</b>	<b>0.0</b>	<b>118.3</b>	<b>89.6</b>	<b>89.6</b>	<b>89.6</b>	<b>57.5</b>

Estimate of any current year (FY 99) cost: \$ None

**Positions**

Full-Time						
Part-Time	0	3	3	3	3	3
Temporary						

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

See attached analysis.

Prepared by: C. S. Christensen III, General Counsel *[Signature]*  
 Agency: Alaska Court System

Phone: 264-8228  
 Date: 04/15/98

Approved by: Stephanie J. Cole, Administrative Director *[Signature]*  
 Agency: Alaska Court System

Date: 04/15/98

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**Alaska Court System  
Fiscal Analysis  
CSHB 406 (FIN)**

CSHB 406 (FIN) creates a presumption that a resident who is domiciled in an area determined by the Board of Fisheries or Board of Game to be customarily and traditionally dependent on a resource is a qualified subsistence user, and that a resident who is not domiciled in such an area is not a qualified subsistence user.

The presumption is rebuttable by a preponderance of the evidence presented at a hearing before the appropriate board, and such hearings must be held in accordance with the Administrative Procedures Act (APA). Sec. 44.62.560 of the APA provides for judicial review by the superior court of a final administrative order.

The judicial function is reactive in nature, and thus the court system generally relies on estimates of administrative appellate caseload provided by the executive branch agencies with responsibility for handling the original administrative actions. The Department of Law has estimated that 40 cases will be appealed to the superior court during the first year that the new regulations are in effect (FY 00), 30 cases will be appealed during the second, third and fourth years, and 20 cases per year will be appealed during the fifth and subsequent years. The Department of Law anticipates that these will be extremely complex, time consuming administrative appeals, and that one attorney will be able to handle 10 cases per year.

Appeals under the APA consume substantially more judicial time than do other types of civil cases. While the large majority of other civil cases are resolved with relatively little judicial time spent (95% settle before trial, for example), all administrative appeals require substantial judicial time to review the record and render a decision. Using the estimates of case complexity made by the Department of Law, this note assumes that handling the FY 00 caseload generated by four attorneys will require 10 months of pro tem judicial time with proportionate reductions in later years.

This note does not include costs associated with adjudicating any constitutional challenges which might be mounted against the legislation, because of the speculative nature of such costs. It does not include costs associated with the creation of a new Class A misdemeanor for providing false information regarding the taking or use of fish or game for subsistence uses, because the Department of Law has not estimated the number of such case which might be prosecuted per year. Finally, it does not include costs associated with handling the administrative appeals which are appealed from the superior court to the supreme court.

Alaska Court System

Fiscal Analysis

CSH# 406 (FIN)

Personal Services

by Fiscal Year

	<u>Salary</u>	<u>Benefits</u>	<u>Total</u>
<u>FY 00</u>			
Superior Court Pro Tem Judge, Anchorage, PPT, 10 months	\$ 48,750	\$ 23,762	\$ 72,512
Law Clerk, 13D, Anchorage, PPT, 10 months	28,320	11,558	39,878
In-Court Clerk, 12A, Anchorage, PPT, 2 months	4,822	1,045	<u>5,867</u>
FY 00 Total Personal Services			<u>\$ 118,257</u>
<u>FY 01 - FY 03</u>			
Superior Court Pro Tem Judge, Anchorage, PPT, 8 months	\$ 36,583	\$ 17,821	\$ 54,384
Law Clerk, 13D, Anchorage, PPT, 8 months	22,656	6,718	29,374
In-Court Clerk, 12A, Anchorage, PPT, 2 months	4,822	1,045	<u>5,867</u>
FY 01 - FY 03 Total Personal Services			<u>\$ 89,625</u>
<u>FY 04</u>			
Superior Court Pro Tem Judge, Anchorage, PPT, 5 months	\$ 24,375	\$ 11,881	\$ 38,256
Law Clerk, 13D, Anchorage, PPT, 5 months	14,160	4,199	18,359
In-Court Clerk, 12A, Anchorage, PPT, 1 month	2,411	523	<u>2,934</u>
FY 04 Total Personal Services			<u>\$ 57,549</u>

# SCAL NOTE

No: 11

**STATE OF ALASKA  
1998 LEGISLATIVE SESSION**

Version: CSHB 406 (FIN)

(H) Publish Date: 4/17/98

Revision Date _____	Dept. Affected <u>Law</u>
Title <u>"An Act authorizing the Board of Fisheries . . .</u>	BRU <u>Civil Division</u>
to identify fish and game that are taken or used for subsistence . . ."	Component <u>Natural Resources</u>
Sponsor <u>House Resources Committee</u>	
Requester <u>House Finance Committee</u>	Component Serial No <u>2212</u>

**Expenditures/Revenues (Thousands of Dollars)**

OPERATING EXPENDITURES	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04
Personal Services	226.4	452.9	339.6	339.6	339.6	226.4
Travel	0.7	1.4	1.0	1.0	1.0	0.7
Contractual	42.7	117.1	96.9	94.9	94.9	66.8
Supplies	3.6	7.3	5.4	5.4	5.4	3.6
Equipment	19.5	13.0				
Land & Structures						
Grants & Claims						
Miscellaneous						
<b>TOTAL OPERATING</b>	<b>292.9</b>	<b>591.5</b>	<b>443.0</b>	<b>441.0</b>	<b>441.0</b>	<b>297.5</b>

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ( )						
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**FUND SOURCE (Thousands of Dollars)**

FUND SOURCE	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04
1002 Federal Receipts						
1003 GF Match						
1004 GF	292.9	591.5	443.0	441.0	441.0	297.5
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type)						
<b>TOTAL</b>	<b>292.9</b>	<b>591.5</b>	<b>443.0</b>	<b>441.0</b>	<b>441.0</b>	<b>297.5</b>

Estimate of any current year (FY98) cost: \_\_\_\_\_

**POSITIONS**

Full-time	3	5	4	4	4	3
Part-time						
Temporary						

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

CS HB 406(Fin) would substantially revise the state's subsistence statute and the way in which the Boards of Fish and Game manage fish and game resources for subsistence uses. It would establish an individual eligibility for subsistence based on customary and traditional use of individual stocks and populations. Persons who were determined to be "qualified subsistence users" for a stock or population, based on individual criteria, would be eligible to take that stock or population under subsistence regulations in times of a shortage of the stock or population. Persons who lived in an area identified as dependent on each stock or population would be presumed to be qualified subsistence users of that stock or population; those who did not could apply for such status. Eligibility for the status could be challenged. The application and challenge processes would be handled by the Department of Fish and Game, and all hearings would be held under provisions of the Administrative Procedures Act, which allows for appeal to the superior court. It is estimated by the Department of Fish and Game that approximately 122,000 applications for qualified subsistence user status would be

Prepared by <u>Joan M. Kasson</u>	Phone <u>465-5370</u>
Division <u>Attorney General's Office</u>	Date <u>4/14/98</u>
Approved by <u>Commissioner</u> <u>Bruce M. Botelho, Attorney General</u>	Date <u>4/14/98</u>
Agency <u>Department of Law</u>	

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ANALYSIS CONTINUATION

received annually and that 1,000 of those would go on to the hearing officer appeal stage. The Department of Law anticipates that 40 of these determinations would be appealed to the superior court in the first year of the new program and that 30 would be appealed annually after that time. Further, one-fifth of these decisions would then be appealed to the Supreme Court.

Management of subsistence use fish and game resources would begin with an identification of nonsubsistence areas by the boards, taking into account whether a cash economy was a principal characteristic of the area. CSHB 406 (FIN) directs the boards to review all existing nonsubsistence area designations within two years and to substantially increase the proportion of the state that is designated as nonsubsistence areas.

The boards would then identify stocks and populations located outside nonsubsistence areas that are customarily and traditionally taken or used for subsistence. The boards would determine whether there was a harvestable surplus of each of those stocks and populations and, depending on the amount of the harvestable surplus, relative to the amount determined to be reasonably necessary for subsistence uses by residents, adopt regulations that provide for different groups of persons to harvest each individual stock or population. Under the provisions of CSHB 406 (FIN), the boards would differentiate among four levels of availability for each stock or population: 1) sufficient to provide for all consumptive uses; 2) sufficient to provide for a reasonable opportunity for subsistence uses by qualified subsistence users and some, but not all, other consumptive uses; 3) sufficient to provide a reasonable opportunity for subsistence uses by qualified subsistence users but no other consumptive uses; and 4) not sufficient to provide a reasonable opportunity for human consumptive uses by all qualified subsistence users.

The legislation revamps the entire subsistence management regime and will require the boards to revisit and perhaps revise all hunting and fishing regulations during the first year after passage of the bill. They will be required to reevaluate and re-identify the nonsubsistence areas within the first two years. The boards will be required to make annual determinations of harvestable amounts, determine at which of the four levels noted above each stock and population is, and establish the appropriate types of regulations. They will also be required to determine the eligibility of those who have applied for qualified subsistence user status or whose status has been challenged.

The additional responsibilities of the boards in implementing the individual eligibility preference system of CSHB 406 (FIN) will involve extensive additional meetings of those bodies, particularly in the first year, and accompanying legal services from the Civil Division of the Department of Law. In the first year, each of the two boards will require the services of one attorney to provide advice during the regulations review and revision process. In the second year, two additional attorneys, for a total of four, will be necessary to assist with continuing advice to the boards in their eligibility and area determinations and in pursuing the challenges to hearing officer and board decisions that will be taken to court. These cases are expected to attract the attention of public interest attorneys and organizations. It is estimated that there will be at least 40 cases appealed to the superior court in the first year the new regulations will be in effect and 30 a year thereafter. It is anticipated that one-fifth of those will be appealed to the Alaska Supreme Court. As the number of appeals declines in subsequent years, the number of attorneys required will decrease to three in FY01, and to two in FY04.

A provision of the bill makes knowingly providing false information to the department or board regarding the taking or use of fish or game for subsistence uses or regarding the person's or another person's eligibility to engage in subsistence uses of fish and game a Class A misdemeanor. In addition to imposing other penalties of law, a court shall suspend the fishing and hunting privileges of a person convicted under the section not less than one year. The Criminal Division of the Department of Law will incur some additional costs under this section, but the division is unable to estimate these at this time.

FISCAL NOTE

STATE OF ALASKA  
1998 LEGISLATIVE SESSION

Workdraft M  
BILL NO. CSHB 406 (FIN)

ANALYSIS CONTINUATION

The bill as currently written presents constitutional issues and, given the volatility of this issue in the State of Alaska, challenges to the constitutionality of the law that would be enacted by this bill are anticipated. In this arena, too, we expect that public interest attorneys will handle cases that individuals themselves would not be able to bring. However, the costs of defending such constitutional challenges are too speculative and are not included in this fiscal note. Should extraordinary costs be incurred for such defense, the department would seek a supplemental appropriation.

Cost estimates are based on the department's standard FY98/99 cost allocation schedule (full-time equivalent attorney, \$133,500). The cost schedule includes clerical support, communications, space, supplies, data processing, and other normal overhead expenses.

The standard cost does not include case-specific contractual and travel costs, such as the extraordinary travel to the additional multiple board meetings that Fish and Game estimates will be required by this bill, or one-time new equipment purchases for new positions. \$1,000 is added for deposition, court reporter, and transcription costs for each case anticipated to go to court, \$6,396 for travel to attend board meetings in FY99 and \$4,476 for travel to attend board meetings in the following years, and \$6,500 per new attorney position for one-time equipment purchases.

While clerical costs are included in the rate, position authorizations are required. These are included using an approximate ratio of one clerical support position for every three professional positions. One clerical support position is requested in FY99, with \$6,500 for one-time new equipment costs.

# FISCAL NOTE

No: 6

**STATE OF ALASKA  
1998 LEGISLATIVE SESSION**

Bill V on: CSHB 406 (FIN)  
(H) Publish Date: 4/17/98

Revision Date (Note if correction) _____	Dept. Affected <u>Fish and Game</u>
Title <u>Act authorizing Board of Fisheries and Board of Game to identify fish and game taken for subsistence...</u>	BRU <u>Administration and Support</u>
Sponsor <u>House Resources Committee</u>	Component <u>Boards of Fisheries and Game</u>
Requester <u>House Finance Committee</u>	Component Serial No. <u>2048</u>

**Expenditures/Revenues** (Thousands of Dollars)

OPERATING EXPENDITURES	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04
Personal Services	12.8	12.8	12.8	12.8	12.8	12.8
Travel	346.9	156.6	156.6	156.6	156.6	156.6
Contractual	47.5	26.6	26.6	26.6	26.6	26.6
Supplies	1.3	0.7	0.7	0.7	0.7	0.7
Equipment	0.0	10.0	10.0	10.0	10.0	10.0
Land & Structures						
Grants & Claims						
Miscellaneous						
<b>TOTAL OPERATING</b>	<b>408.5</b>	<b>206.7</b>	<b>206.7</b>	<b>206.7</b>	<b>206.7</b>	<b>206.7</b>

<b>CAPITAL EXPENDITURES</b>						
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<b>CHANGE IN REVENUES ( )</b>						
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**FUND SOURCE** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	408.5	206.7	206.7	206.7	206.7	206.7
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type)						
<b>TOTAL</b>	<b>408.5</b>	<b>206.7</b>	<b>206.7</b>	<b>206.7</b>	<b>206.7</b>	<b>206.7</b>

Estimate of any current year (FY98) cost: \_\_\_\_\_

**POSITIONS**

Full-time	2*	2*	2*	2*	2*	2*
Part-time						
Temporary						

**ANALYSIS:** (Attach a separate page if necessary)  
 HB 406 will substantially revise the state's subsistence statute, requiring the Board of Fisheries and the Board of Game to establish individual criteria to determine who may participate in subsistence fisheries and hunts in Alaska.

During the first year of implementation, the Joint Board will meet approximately 12 days to analyze the new statute and establish the regional council system, including appointments to councils. Following, each board will meet separately for approximately 12 days each to review and revise the nonsubsistence use areas, establish the subsistence permit point system and application form, and establish the appeal process.

(\*Increase two PPT clerks to PFT) (continued on separate page)

Prepared by <u>Diana Cote, Exec. Director</u> <i>Diana Cote</i>	Phone <u>465-6095</u>
Division <u>Boards Support Section</u>	Date <u>4/15/98</u>
Approved by <u>Frank Rue, Commissioner</u> <i>Frank Rue</i>	Date <u>4/15/98</u>
Agency <u>Department of Fish and Game</u>	

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FISCAL NOTE ANALYSIS, continued  
BRU: Admin and Support  
COMPONENT: Boards of Fisheries and Game, #2048

CSHB 406(Fin)  
April 15, 1998

To perform the regulation consistence review and make determinations for subsistence, each board will meet approximately 7 days.

During subsequent years, each board will meet approximately 14 additional days.

CONTRACTUAL SUPPLIES AND EQUIPMENT

Funds will provide for meeting room rental, phone and fax machines at the meetings, supplies for meetings, and necessary equipment. The budget in subsequent years reflects inflation and equipment upgrades.

STAFFING

Two existing administrative clerks will be increased from seasonal (10 months) to full-time (12 months) in the Boards of Fisheries and Game components. These positions serve as the main clerical support for the Board of Fisheries, Board of Game, and for headquarters staff.

STATE OF ALASKA  
1998 LEGISLATIVE SESSION

Bill Version: CSHB 406 (FIN)  
(H) Publish Date: 4/17/98

Revision Date (Note if correction) \_\_\_\_\_ Dept. Affected Fish and Game  
 Title Act authorizing Board of Fisheries and Board BRU Administration and Support  
of Game to identify fish and game taken for subsistence... Component Advisory Committees  
 Sponsor House Resources Committee  
 Requester House Finance Committee Component Serial No. 2231

Expenditures/Revenues

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04
Personal Services	231.8	231.8	231.8	231.8	231.8	231.8
Travel	110.0	220.0	220.0	220.0	220.0	220.0
Contractual	180.0	180.0	180.0	180.0	180.0	180.0
Supplies	42.0	42.0	42.0	42.0	42.0	42.0
Equipment	80.0	20.0	20.0	20.0	20.0	20.0
Land & Structures						
Grants & Claims						
Miscellaneous						
<b>TOTAL OPERATING</b>	<b>643.8</b>	<b>693.8</b>	<b>693.8</b>	<b>693.8</b>	<b>693.8</b>	<b>693.8</b>

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ( )						
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FUND SOURCE

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	643.8	693.8	693.8	693.8	693.8	693.8
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type)						
<b>TOTAL</b>	<b>643.8</b>	<b>693.8</b>	<b>693.8</b>	<b>693.8</b>	<b>693.8</b>	<b>693.8</b>

Estimate of any current year (FY98) cost: \_\_\_\_\_

POSITIONS

Full-time	4	4	4	4	4	4
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

HB 406 will substantially revise the state's subsistence statute, requiring the Board of Fisheries and the Board of Game to establish individual criteria to determine who may participate in subsistence fisheries and hunts in Alaska.

During the first year of implementation, the Joint Board will meet to analyze the new statute and establish the regional council system, including appointments to councils. The regional councils will then meet about 6 days each in the first year, and advisory committee travel and meeting days will increase to attend pertinent regional council and board meetings.

(continued on separate page)

Prepared by Diana Cole, Exec. Director *Diana Cole* Phone 465-6095  
 Division Boards Support Section Date 4/15/98  
 Approved by Frank Rue, Commissioner *Frank Rue for* Date 4/15/98  
 Agency Department of Fish and Game

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FISCAL NOTE ANALYSIS, continued  
BRU: Admin and Support  
COMPONENT: Advisory Committees, #2231

CSHB 406(Fin)  
April 15, 1998

The regional councils will meet about 6 days each in the first year, and advisory committee travel and meeting days will increase to attend pertinent regional council and board meetings.

During subsequent years, regional councils will meet an estimated 12 days per year. Advisory committee travel and meeting days will increase to attend pertinent regional council and board meetings.

#### CONTRACTUAL, SUPPLIES AND EQUIPMENT

Funds will provide for meeting room rental, phone and fax machines at the meetings, supplies for meetings, and necessary equipment for four new staff positions and regional councils. The budget in subsequent years reflects inflation and equipment upgrades.

#### STAFFING

One new regional coordinator position will work with the new regional committees and existing advisory committees. Staff for existing regional coordinator will be increased from seasonal to full-time. Three administrative clerks will provide clerical support including processing travel claims, serve and support to both Boards Section regional staff and to the regional councils and advisory committees.

# FISCAL NOTE

No: 7

**STATE OF ALASKA  
1998 LEGISLATIVE SESSION**

Bill Version: CSHB 406 (FIN)  
(H) Publish Date: 4/17/98

Revision Date (Note if correction) _____	Dept. Affected <u>Fish and Game</u>
Title <u>Act authorizing Board of Fisheries and Board</u>	BRU <u>Commercial Fisheries</u>
of Game to identify fish and game taken for subsistence	Component <u>All</u>
Sponsor <u>House Resources Committee</u>	
Requester <u>House Finance Committee</u>	Component Serial No. <u>2167,68, 69, 70, 71</u>

**Expenditures/Revenues** (Thousands of Dollars)

OPERATING EXPENDITURES	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04
Personal Services	50.0	50.0	50.0	50.0	50.0	50.0
Travel	32.2	22.9	22.9	22.9	22.9	22.9
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
<b>TOTAL OPERATING</b>	<b>82.2</b>	<b>72.9</b>	<b>72.9</b>	<b>72.9</b>	<b>72.9</b>	<b>72.9</b>

<b>CAPITAL EXPENDITURES</b>						
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<b>CHANGE IN REVENUES ( )</b>						
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**FUND SOURCE** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	82.2	72.9	72.9	72.9	72.9	72.9
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type)						
<b>TOTAL</b>	<b>82.2</b>	<b>72.9</b>	<b>72.9</b>	<b>72.9</b>	<b>72.9</b>	<b>72.9</b>

Estimate of any current year (FY98) cost: 0.0

**POSITIONS**

Full-time	0	0	0	0	0	0
Part-time	5	5	5	5	5	5
Temporary	0	0	0	0	0	0

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

Line 100 costs are for seasonal and overtime costs for preparation of materials for the board meetings.  
Line 200 costs are for travel and per diem for support staff attendance at board meetings.

Prepared by <u>Bob Clasby</u>	Phone <u>465-4210</u>
Division <u>Director</u>	Date <u>4/15/98</u>
Approved by <u>Commissioner: Frank Rue</u>	Date <u>4/15/98</u>
Agency <u>Fish and Game</u>	

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**STATE OF ALASKA  
1998 LEGISLATIVE SESSION**

Bill V on: CSHB 406 (FIN)

(H) Publish Date: 4/17/98

Revision Date (Note if correction)	_____	Dept. Affected	Fish and Game
Title	<u>Subsistence Uses of Fish and Game</u>	BRU	<u>Sport Fish</u>
		Component	<u>Sport Fish</u>
Sponsor	<u>House Resources Committee</u>		
Requester	<u>House Finance Committee</u>	Component Serial No.	<u>464</u>

**Expenditures/Revenues (Thousands of Dollars)**

OPERATING EXPENDITURES	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04
Personal Services	48.5	48.5	48.5	48.5	48.5	48.5
Travel	16.8	16.8	16.8	16.8	16.8	16.8
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
<b>TOTAL OPERATING</b>	<b>65.3</b>	<b>65.3</b>	<b>65.3</b>	<b>65.3</b>	<b>65.3</b>	<b>65.3</b>

<b>CAPITAL EXPENDITURES</b>						
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<b>CHANGE IN REVENUES ( )</b>						
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**FUND SOURCE (Thousands of Dollars)**

FUND SOURCE	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04
1002 Federal Receipts	49.0	49.0	49.0	49.0	49.0	49.0
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
1024 Fish and Game Fund	16.3	16.3	16.3	16.3	16.3	16.3
<b>TOTAL</b>	<b>65.3</b>	<b>65.3</b>	<b>65.3</b>	<b>65.3</b>	<b>65.3</b>	<b>65.3</b>

Estimate of any current year (FY98) cost: 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)

No new positions are being requested. However, funding for 10 months of staff time utilizing existing permanent/seasonal PCNs is required as well as funding for additional travel costs.

Prepared by	<u>Kevin Delaney</u>	Phone	<u>465-4180</u>
Division	<u>Sport Fish</u>	Date	<u>4/15/98</u>
Approved by	<u>Commissioner</u>	Date	<u>4/15/98</u>
Agency	_____		

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**FISCAL NOTE**

No: 10

**STATE OF ALASKA  
1998 LEGISLATIVE SESSION**

Bill rson: CSHB 406 (FIN)  
(H) Publish Date: 4/17/98

Revision Date (Note if correction) \_\_\_\_\_ Dept. Affected: Fish and Game  
 Title Subsistence Uses of Fish and Game BRU Wildlife Conservation  
 Component Wildlife Conservation  
 Sponsor House Resources Committee  
 Requester House Finance Committee Component Serial No. 473

**Expenditures/Revenues (Thousands of Dollars)**

OPERATING EXPENDITURES	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04
Personal Services	87.1	88.0	88.9	89.8	90.7	91.6
Travel	20.6	18.5	18.5	18.5	18.5	18.5
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
<b>TOTAL OPERATING</b>	<b>107.7</b>	<b>106.5</b>	<b>107.4</b>	<b>108.3</b>	<b>109.2</b>	<b>110.1</b>

<b>CAPITAL EXPENDITURES</b>						
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<b>CHANGE IN REVENUES (1024)</b>						
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**FUND SOURCE (Thousands of Dollars)**

1002 Federal Receipts						
1003 GF Match	107.7	106.5	107.4	108.3	109.2	110.1
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other -- F&G Fund (1024)						
<b>TOTAL</b>	<b>107.7</b>	<b>106.5</b>	<b>107.4</b>	<b>108.3</b>	<b>109.2</b>	<b>110.1</b>

Estimate of any current year (FY98) cost: 0.0

**POSITIONS**

Full-time	1	1	1	1	1	1
Part-time	0	0	0	0	0	0
Temporary	0	0	0	0	0	0

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

The estimated costs of representing the division at and coordinating with regional councils and the expanded Game Board meeting schedule are in addition to funds currently expended working with federal subsistence regional advisory councils.

Assumptions: (1) Additional staff time (10 days/each regional council meeting) will be offset by extending seasonal PCNs; (2) A project coordinator (Range 18) will be hired to work with the board and division staff on subsistence issues; (3) Additional travel costs will be incurred for area staff to attend regional council meetings (6 staff for 6 days annually) and division staff to attend expanded Game Board meetings (3 staff for 19 days each in FY99 and for 14 days each in FY00).

Prepared by Wayne Regelin, Director *WRegelin* Phone 465-4190  
 Division Wildlife Conservation Date 4/15/98  
 Approved by Commissioner Clayton Bruce for Date 4/15/98  
 Agency Alaska Department of Fish and Game

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# FISCAL NOTE

No: 9

**STATE OF ALASKA**  
**1998 LEGISLATIVE SESSION**

Bill version: CSHB 406 (FIN)

(H) Publish Date: 4/17/98

Revision Date: _____	Dept. Affected: <u>Fish and Game</u>
Title: <u>Act Relating to Fish and Game</u>	BRU: <u>Subsistence</u>
	Component: <u>Subsistence</u>
Sponsor: <u>House Resources</u>	
Requester: <u>House Finance</u>	COMPONENT SERIAL NO. <u>483</u>

**Expenditures/Revenues**

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04
PERSONAL SERVICES	1,033.2	2,197.2	2,197.2	2,197.2	2,197.2	2,197.2
TRAVEL	42.6	68.2	68.2	68.2	68.2	68.2
CONTRACTUAL	156.2	206.2	206.2	206.2	206.2	206.2
SUPPLIES	29.0	43.0	43.0	43.0	43.0	43.0
EQUIPMENT	56.0	15.0	31.0	15.0	31.0	15.0
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>1,317.0</b>	<b>2,529.6</b>	<b>2,545.6</b>	<b>2,529.6</b>	<b>2,545.6</b>	<b>2,529.6</b>

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ( )						
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**FUND SOURCE**

(Thousands of Dollars)

FUND SOURCE	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04
1002 Federal Receipts						
1003 GF Match						
1004 GF	1,317.0	2,529.6	2,545.6	2,529.6	2,545.6	2,529.6
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other						
<b>TOTAL</b>	<b>1,317.0</b>	<b>2,529.6</b>	<b>2,545.6</b>	<b>2,529.6</b>	<b>2,545.6</b>	<b>2,529.6</b>

Estimate of any current year (FY96) cost: \$ \_\_\_\_\_

**POSITIONS**

POSITIONS	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04
FULL-TIME	19	37	37	37	337	37
PART-TIME						
TEMPORARY						

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

Overview: HB406 would substantially revise the state's subsistence statute, requiring the Board of Fisheries and the Board of Game to establish individual qualification criteria to determine who may participate in subsistence fisheries and hunts in Alaska, as well as an adjudication process for challenges and denials for qualification. Applicants are expected to be residents of areas and communities determined to be nonsubsistence under the provisions of this legislation. Individuals will have to apply for each species and fish and game population for which they wish to hunt and fish. This new qualification system is expected to draw about 122,000 applications each year—64,000 fishing permit applications and 58,000 hunting permit applications.

Division: _____	Mary C. Pete <i>Mary C. Pete</i>	Phone: <u>465-4147</u>
	Subsistence	Date: <u>4/15/98</u>
Approved by Commissioner: _____	Frank Rue <i>Frank Rue</i>	Date: <u>4/15/98</u>
Agency: _____	Department of Fish and Game	

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## FISCAL NOTE ANALYSIS: Division of Subsistence

### **Development of a Subsistence Permitting Program:**

**OVERVIEW:** CSHB 406(FIN) would substantially revise the state's subsistence statute, requiring the Board of Fisheries and the Board of Game to establish individual qualification criteria to determine who may participate in subsistence fisheries and hunts in Alaska. Applicants are expected to be residents of areas and communities determined to be non-subsistence under the provisions of this legislation. Individuals will have to apply for each species and fish stock and game population for which they wish to hunt and fish. These individual applications systems are expected to draw about 120,000 applications each year—64,000 fishing permit applications and 58,000 hunting permit applications.

**PROCESS:** The team charged with issuing permits for the Board of Fisheries and the Board of Game will consist of a core of 37 individuals: 1 section head, 2 program managers, 2 resource specialists III's, 10 hearing officers, 6 analyst programmers, 4 paralegals, 6 data entry clerks, 2 secretaries, and 4 administrative clerks. Duties of this team will cover two primary functions: (1) the issuance of permits and (2) the process of appeals of unsuccessful applicants. The process of issuing permits requires the design and printing of applications, a distribution system for applications to the public, evaluation of applications, and actual permit issuance to qualified applicants. Appeals and disagreements over the issuance of permits requires a systematic process in which applicants have adequate recourse to resolving disputes prior to seeking judicial relief.

The permit process will have a series of stipulations and safeguards to provide applicants with the greatest opportunity to receive benefits to which they are entitled. The design of the application will include reviews by each board and appropriate staff. The oversight process begins when applications are received and initially reviewed. Applications lacking vital information or incomplete responses will be returned with letters of explanation. Unsuccessful applicants will be notified of their rejection to give them the opportunity to provide additional support to their subsistence preference claim. If after re-evaluation of additional information applicants are still unsuccessful, they may seek an appearance before the hearing officer in order to determine the facts of the case. If the hearing officer still decides against the applicant, the applicant can appeal to the Boards of Fisheries or Game. In the event the board affirms the original denial, the decision would be final for the Department and the applicant could appeal to the Superior Court.

**CORE STAFFING:** Because each board will have its own permit process for applications each board's process will have its own set of hearing officers, analyst programmers and data entry clerks, resource specialists and administrative clerks. All of these positions will be located in Anchorage to facilitate their access to the entire state as well as applicants' ease of access to them.

**SECTION HEAD.** An assistant director (range 23) will oversee the entire subsistence eligibility section and coordinate with the rest of the division, the department, and other agencies.

**BOARD SECTION LEADER.** Two program managers (range 22), one for each board, will lead the application design, issuance and award process. They will each oversee a staff of 17.

**SUBSISTENCE RESOURCE SPECIALIST III:** The subsistence resource specialist III (SRS III) is a range 18 position and will have programmatic and administrative oversight of the analyst programmers and administrative clerks for each board's permit system. Working with Division's current director and research director, the SRS III will develop and analyze options for the subsistence hunting and fishing application and scoring system for presentation to the Boards of Fisheries and Game. They will oversee the awards and appeals of applications

**PARALEGALS:** The four (4) paralegals will coordinate the file for each appeals and adjudication. They will conduct the research necessary and make sure the file is complete before each hearing. They will assist the hearing officer.

**ADMINISTRATIVE CLERK III:** The four (4) administrative clerks (AC III) are a range 10 position and will be responsible for maintaining general administrative functions of the appeals staff of this unit. The AC III will respond to public inquires about the appeals process. They will also serve as recording clerks during hearings.

**HEARING OFFICERS:** The ten (10) hearing officers (HO) are range 22 positions with responsibilities for determining finding of facts. Each board and each region (Southeast, Southcentral, Southwest, Arctic, Interior) will have a hearing officer. The two hearing officers will design and implement the necessary procedures to see that the intent of the legislation is met and that applicants who are denied a subsistence hunting or fishing permit are assured of due process. Each of these positions receives clerical support from an administrative clerk II and investigative support from an analyst programmer III position.

**ANALYST PROGRAMMER III:** The analyst programmers (A/P III) are range 16 positions with responsibilities for the design of the fishing or hunting applications, creation of necessary data management procedures and programs, and collection of administrative information relevant to the applicant. Using hunting license and permit information within the Department of Fish and Game, the two A/P IIIs will provide the hearing officers with data relevant to the applications in dispute. The A/P IIIs will also undertake a random review of successful permit applicants to ensure that the system is meeting its objective of providing a subsistence preference to qualified applicants. The A/P IIIs will have the shared responsibility with the hearing officers for preparation of documentation of applicant cases. They will also directly supervise the administrative clerk II positions.

**DATA ENTRY CLERK II:** The data entry clerks (AC II) are range 9 positions. The primary responsibility of the two AC IIs will be the review for accuracy of all permit applications and entry of application information. Following data entry, the AC IIs will archive all materials in accordance with administrative procedures. As required, the AC IIs will provide support for the distribution of applications and permits.

**SUBSISTENCE SUPPORT STAFF:** The unit will draw upon some of the staff resources of the Division of Subsistence. With this unit's SRS III, the Division's current director and research director and AP IV will develop and analyze options for the subsistence applications and scoring systems for presentation to the Boards of Fisheries and Game. These and other support functions will be subsumed within the Division's current budget. Subsistence Resources Specialist IIs and IIIs and clerical staff will provide regional support in informing the public about the process and will respond to and forward inquires of local residents.

**BUDGET—Division of Subsistence:**

**ELIGIBILITY SECTION:**

**FY 99**

The initial budget for the eligibility section provides for nineteen (19) full-time employees: one section head, 2 program managers., 2 resource specialists, 2 secretaries, 6 analyst programmer IIIs, and 6 data entry clerk IIs. This group, split into two teams, one for each board, will design and distribute the application forms, respond to public inquires, score the applications received, and process appeals. Full-time funding for the unit projects personnel costs totaling \$1,033.2.

**TRAVEL:** A travel budget of \$42.6 provides for program outreach throughout the state, participation of the SRS III at Board of Fisheries and Board of Game meetings, and the appearance of the hearing officers for hearings as required.

**CONTRACTUAL:** Leasing office space; printing and distribution of applications; permits denials; notices of deadlines and other correspondence and communications are estimated to bring the total for contractual services to \$156.2.

**SUPPLIES & EQUIPMENT:** Office expendables are estimated at \$29.0. Necessary equipment for this new unit including furniture, computers and office equipment is estimated at \$56.0 for the first year.

The total budget for the first year of operation is \$ 1,317.0.

**FY 00**

**ELIGIBILITY SECTION:** Second year staffing will increase to a total of 37 employees with hiring of 10 hearing officers, 4 paralegals and 4 administrative recording clerks. This group will process the first set of appeals and challenges, estimated to be about 1,000 per year. Personnel costs total \$2,197.2.

Travel, Contractual, Supplies and Equipment will total \$332.4.

The total budget in the second year of operation is \$2,529.6.

**FY 01**

The total budget in the third year will be \$2,545.6, reflecting a 16.0 increase for equipment upgrades. Staffing remains the same.

**FY 02**

The total budget in the third year will be \$2,529.6. Staffing and other budget categories remain the same.

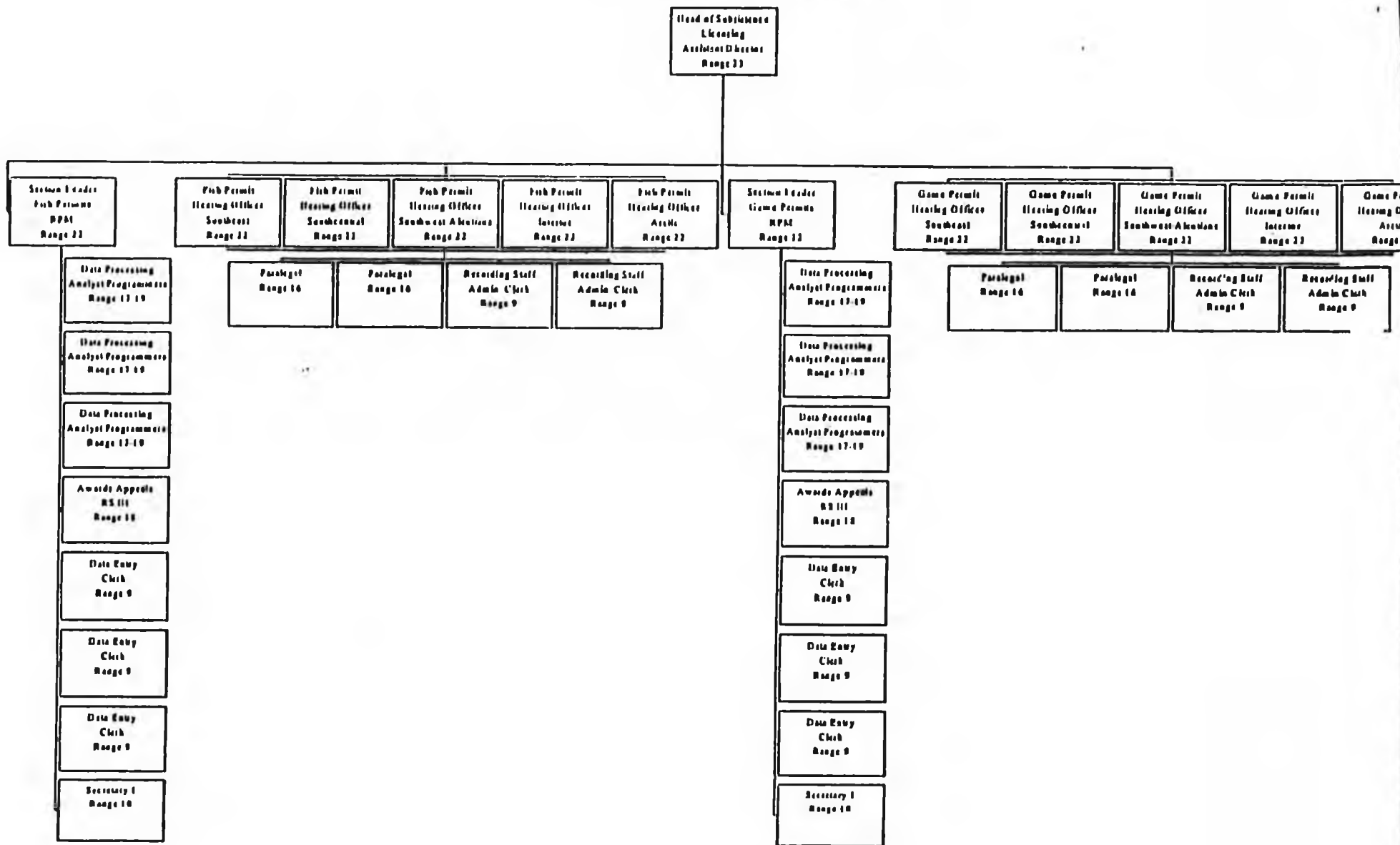
**FY 03**

The total budget in the fourth year will be \$2,545.6, reflecting a 16.0 increase for equipment upgrades. Staffing and other budget categories remain the same.

**FY 04**

The total budget in the fifth year will be \$2,529.6. Staffing and other budget categories remain the same.

Submittance Licensing Division  
(Potential Organization) 4/8/98



**Personnel Costs for New Subsistence Eligibility Section**

	Range	Monthly Salary/Benefits	Yearly Salary/Benefits	Number of Positions	Personnel Costs
Assistant Director	23	\$7,300	\$87,600	1	\$87,600
Regional Program Managers	22	\$6,500	\$78,000	2	\$156,000
Resource Specialist III	18	\$5,800	\$69,600	2	\$139,200
Analyst Programmers	16	\$5,000	\$60,000	6	\$360,000
Data Entry Clerks	9	\$3,000	\$36,000	6	\$216,000
Admin Clerks	9	\$3,000	\$36,000	4	\$144,000
Secretary I	10	\$3,100	\$37,200	2	\$74,400
Hearing Officer	22	\$6,500	\$78,000	10	\$780,000
Paralegal Staff	16	\$5,000	\$60,000	4	\$240,000
<hr/>					
Total				37	\$2,197,200

## Applicants for Subsistence Permits

Fish	1995 Population	Households	Percent of Households Wanting to Fish	Number of Households Wanting to Fish	Mean Fishers per HH	Number of People Wanting to Fish	Number of Fish Stocks Applied for per Fisher	Total Number of Fishing Permit Applicants
Unalaska	4,083	1,021	11%	112	2	225	2	449
Bethel	5,195	1,299	70%	909	2	1,818	2	3,637
King Salmon-Naknek	1,305	326	48%	157	2	313	2	626
Dillingham	2,243	561	72%	404	2	807	2	1,615
Kodiak Area	13,498	3,375	26%	877	2	1,755	2	3,509
Nome	3,576	894	50%	447	2	894	2	1,788
Barrow	4,234	1,059	29%	307	2	614	2	1,228
Kotzebue	2,947	737	76%	560	2	1,120	2	2,240
Sitka	9,194	2,299	33%	759	2	1,517	2	3,034
Cordova	2,568	642	27%	173	2	347	2	693
Petersburg	3,374	844	21%	177	2	354	2	709
Wrangell	2,758	985	23%	227	2	454	2	908
Anchorage	257,780	64,445	10%	6,445	1.5	9,667	2	19,334
Fairbanks Area	88,729	22,182	10%	2,218	1.5	3,327	2	6,655
Juneau	29,228	7,307	10%	731	1.5	1,096	2	2,192
Kenai Area	45,984	11,496	10%	1,150	1.5	1,724	2	3,449
Ketchikan Area	15,082	3,771	30%	1,131	1.5	1,697	2	3,393
Mat-Su Area	50,261	12,565	20%	2,513	1.5	3,770	2	7,539
Valdez	4,469	1,117	20%	223	1.5	335	2	670
<b>TOTAL</b>				<b>19,520</b>		<b>31,834</b>		<b>63,668</b>

Game	1995 Population	Households	Percent of Households Wanting to Hunt	Number of Households Wanting to Hunt	Mean Hunters per HH	Number of People Wanting to Hunt	Number of Hunts Applied for per Hunt	Total Number of Hunting Permit Applicants
Unalaska	4,083	1,021	11%	112	1	112	2	225
Bethel	5,195	1,299	20%	260	1	260	2	520
King Salmon-Naknek	1,305	326	58%	189	1	189	2	378
Dillingham	2,243	561	42%	236	1	236	2	471
Kodiak Area	13,498	3,375	48%	1,620	1	1,620	2	3,240
Nome	3,576	894	20%	179	1	179	2	358
Barrow	4,234	1,059	43%	455	1	455	2	910
Kotzebue	2,947	737	73%	538	1	538	2	1,076
Sitka	9,194	2,299	44%	1,011	1	1,011	2	2,023
Cordova	2,568	642	57%	366	1	366	2	732
Petersburg	3,374	844	43%	363	1	363	2	725
Wrangell	2,758	985	34%	335	1	335	2	670
Anchorage	257,780	85,927	9%	7,733	1	7,733	2	15,467
Fairbanks Area	88,729	29,576	13%	3,845	1	3,845	2	7,690
Juneau	29,228	9,743	33%	3,215	1	3,215	2	6,430
Kenai Area	45,984	15,328	19%	2,912	1	2,912	2	5,825
Ketchikan Area	15,082	5,027	37%	1,860	1	1,860	2	3,720
Mat-Su Area	50,261	16,754	18%	3,016	1	3,016	2	6,031
Valdez	4,469	1,490	44%	655	1	655	2	1,311
<b>TOTAL</b>				<b>29,300</b>		<b>28,900</b>		<b>57,801</b>