

**HB**

**24**

# ALASKA STATE LEGISLATURE

**Representative Bruce Weyhrauch**

HOUSE DISTRICT 4



ALASKA  
STATE CAPITOL  
JUNEAU, ALASKA  
99801-1182

(907) 465-3744  
FAX (907) 465-2273

CS for HB 24

## Comanagment Agreements Glacier Bay National Park and Preserve

The committee substitute, to be adopted by the Resources Committee requires the legislature to approve co-management agreements concerning Glacier Bay National Park and Preserve. Once passed, HB 24 would require that intergovernmental agreements with the National Park Service regarding management of the navigable waters within or adjoining Glacier Bay to be approved by law before they become effective. The form of approval would be a regular bill, requiring committee referrals, public hearings and the signature of the governor.

HB 24 includes transitional language that allows the legislature to review any current intergovernmental agreements and if an existing agreement is not approved before July 1, 2004, that agreement or relevant portion is voided.

The intent is to prevent government officials from ceding the state's management jurisdiction over fish and game resources by means of a contract without a full airing of the public policy implications through the legislature.

23-LS0135S  
Utermohle  
3/4/03

**CS FOR HOUSE BILL NO. 24( )**

**IN THE LEGISLATURE OF THE STATE OF ALASKA**

**TWENTY-THIRD LEGISLATURE - FIRST SESSION**

**BY**

**Offered:  
Referred:**

**Sponsor(s): REPRESENTATIVES WEYHRAUCH AND WHITAKER, Coghill**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to intergovernmental agreements with the National Park Service**  
2 **regarding management of fish or game in the navigable waters within or adjoining**  
3 **Glacier Bay National Park and Preserve."**

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

5 **\* Section 1.** AS 16.20.010 is amended by adding a new subsection to read:

6 (c) Nothing in this title authorizes the department or a board to enter into an  
7 agreement with the National Park Service of the United States Department of the  
8 Interior regarding the management of fish or game in the navigable waters within or  
9 adjoining Glacier Bay National Park and Preserve unless the legislature has approved  
10 the agreement by law before the agreement takes effect. In this subsection,  
11 "management" means the regulation of the method, manner, means, time, or place of  
12 taking of fish or game or the regulation of the amount of fish or game that may be  
13 taken.

14 **\* Sec. 2.** The uncodified law of the State of Alaska is amended by adding a new section to

1 read:

2 REVIEW OF EXISTING AGREEMENTS REGARDING MANAGEMENT OF  
3 FISH AND GAME IN THE NAVIGABLE WATERS WITHIN OR ADJOINING GLACIER  
4 BAY NATIONAL PARK AND PRESERVE. (a) Until July 1, 2004, AS 16.20.010(c), added  
5 by sec. 1 of this Act, does not apply to an agreement, or a severable portion of an agreement,  
6 with the National Park Service regarding management of fish or game in the navigable waters  
7 within or adjoining Glacier Bay National Park and Preserve entered into by the Department of  
8 Fish and Game, the Board of Fisheries, or the Board of Game before the effective date of this  
9 Act.

10 (b) Notwithstanding (a) of this section, an agreement, or a severable portion of an  
11 agreement, with the National Park Service regarding management of fish or game in the  
12 navigable waters within or adjoining Glacier Bay National Park and Preserve entered into by  
13 the Department of Fish and Game, the Board of Fisheries, or the Board of Game before the  
14 effective date of this Act is void on and after July 1, 2004, unless, before July 1, 2004, the  
15 department submits the agreement, or the severable portion of the agreement, to the  
16 legislature for review and the legislature approves the agreement by law.

# Alaska State Legislature

## House of Representatives

RULES COMMITTEE, CHAIR  
COMMITTEE ON COMMITTEES  
LABOR & COMMERCE COMMITTEE  
MILITARY & VETERANS AFFAIRS  
LEGISLATIVE COUNCIL



INTERIM:  
10928 EAGLE RIVER RD., SUITE 141  
EAGLE RIVER, AK 99577

SESSION:  
ALASKA STATE CAPITOL  
JUNEAU, AK 99801

HB 24

### Co-Management Agreements Regarding Glacier Bay National Park & Preserve

#### Sectional Analysis

Section 1 of the bill amends AS 16.20.010 by adding a new subsection providing that no provision of AS 16 grants authority to the Department of Fish and Game, the Board of Fisheries, or the Board of Game to enter into agreements with the National Park Service regarding management of fish or game in the navigable waters within or adjoining Glacier Bay National Park and Preserve unless the legislature has approved the agreement by law. This subsection does not prevent the department or a board from entering into agreements with other federal agencies involving the Migratory Bird Treaty Act, Northern Pacific Halibut Act, Marine Mammal Protection Act, Magnuson-Stevens Fishery Conservation and Management Act, Endangered Species Act, or the Pacific Salmon Treaty Act.

Section 2 of the bill is a transitional provision providing for legislative review of current intergovernmental agreements with the National Park Service relating to the management of Glacier Bay National Park and Preserve. If an agreement that is in effect on the effective date of this Act is not approved by the legislature before July 1, 2004, that agreement or the pertinent portion of the agreement is void.

*Updated: February 27, 2003*



### Representative Pete Kott

JUNEAU OFFICE (907) 465-3777 TOLL FREE 1-800-861-KOTT(5688) FAX (907) 465-2819  
EAGLE RIVER OFFICE (907) 694-8944 FAX (907) 694-8945 E-MAIL: representative\_pete\_kott@legis.state.ak.us  
<http://www.akrepublicans.org/Kott.htm>

