

**ALASKA LEGISLATURE**

**1273**

**HOUSE and SENATE FINANCE COMMITTEE FILES, 1995-1996**

**E O**

**9 2**

SFIN

FILE



OFFICIAL BUSINESS

# Alaska State Legislature

## Senate

### Office of the Secretary

STATE CAPITOL  
JUNEAU, ALASKA 99801-1182  
(907) 465-3701  
FAX 465-2832

January 8, 1996

#### MEMORANDUM

TO: Senator Leman, Chair  
Resources Committee

Senator Frank, Cochair  
Senator Halford, Cochair  
~~Finance Committee~~

FROM: Nancy Quinto  
Secretary of the Senate

RE: Executive Order No. 92

The President has referred Executive Order No. 92 (transferring the duties in the Department of Natural Resources to consolidate the division of oil and gas and the division of geological and geophysical surveys into a division of oil, gas and geology in that department) to your committees.

Section 23, Article III of the Constitution states:

The governor may make changes in the organization of the executive branch or in the assignment of functions among its units which he considers necessary for efficient administration. Where these changes require the force of law, they shall be set forth in executive orders. The legislature shall have sixty days of a regular session, or a full session if of shorter duration, to disapprove these executive orders. Unless disapproved by resolution concurred in by a majority of the members in joint session, these orders become effective at a date thereafter to be designated by the governor.

If you wish to report any recommendations to the body, please do so within the sixty day limit.

Attachment

Introduced in the House: 1/8/96

Referred: House Special Committee on Oil and Gas, Resources, Finance

Introduced in the Senate: 1/8/96

Referred: Resources, Finance

### EXECUTIVE ORDER NO. 92

1 Under the authority of art. III, sec. 23, of the Alaska Constitution, and in accordance with  
2 AS 24.08.210, I order the following:

3 \* Section 1. FINDINGS. As governor, I find that it would be in the best interests of  
4 efficient administration to transfer duties in the Department of Natural Resources to  
5 consolidate the division of oil and gas and the division of geological and geophysical surveys  
6 into a division of oil, gas, and geology in that department. The transfer and consolidation  
7 of these divisions and their functions will permit closer coordination within state government  
8 regarding its mineral exploration policy.

9 \* Sec. 2. AS 39.25.110(14) is amended to read:

10 (14) petroleum engineers and petroleum geologists employed in a  
11 professional capacity by the Department of Natural Resources and by the Oil and Gas  
12 Conservation Commission[, EXCEPT FOR THOSE EMPLOYED IN THE DIVISION  
13 OF GEOLOGICAL AND GEOPHYSICAL SURVEYS IN THE DEPARTMENT OF  
14 NATURAL RESOURCES];

15 \* Sec. 3. AS 41.08.010 is amended to read:

16 Sec. 41.08.010. DIVISION OF OIL, GAS, AND GEOLOGY  
17 [GEOLOGICAL AND GEOPHYSICAL SURVEYS]. There is established in the  
18 department a division of oil, gas, [GEOLOGICAL] and geology [GEOPHYSICAL  
19 SURVEYS] under the direction of the state geologist.

20 \* Sec. 4. AS 41.08.020(b) is amended to read:

21 (b) In addition, the division of oil, gas, [GEOLOGICAL] and geology  
22 [GEOPHYSICAL SURVEYS] shall:

23 (1) collect, record, evaluate, and distribute data on the quantity,  
24 quality, and location of underground, surface, and coastal water of the state;

- 1 (2) publish or have published data on the water of the state;
- 2 (3) require the filing with it of the results and findings of surveys of  
3 water quality, quantity, and location;
- 4 (4) require of water well contractors, the filing with it of basic water  
5 and aquifer data normally obtained, including but not limited to well location,  
6 estimated elevation, well driller's logs, pumping tests and flow measurements, and  
7 water quality determinations;
- 8 (5) accept and spend funds for the purposes of this section,  
9 AS 41.08.017, and 41.08.035 and enter into agreements with individuals, public or  
10 private agencies, communities, private industry, state agencies, and agencies of the  
11 federal government;
- 12 (6) collect, evaluate, and distribute geologic data on seismic events and  
13 engineering geology of the state;
- 14 (7) identify potential seismic hazards that might affect development  
15 in the state;
- 16 (8) inform public officials and industry about potential seismic hazards  
17 that might affect development in the state.

18 \* Sec. 5. TRANSITION. (a) Litigation, hearings, investigations, and other proceedings  
19 pending under a law amended by this Order, or in connection with functions transferred by  
20 this Order, continue in effect and may be continued and completed notwithstanding a transfer  
21 or amendment provided for in this Order.

22 (b) Regulations adopted by the Department of Natural Resources that refer to the  
23 division of oil and gas or the division of geological and geophysical surveys in that  
24 department remain in effect and may be implemented and enforced until the department  
25 makes changes to those regulations that reflect this Order.

26 (c) Contracts, rights, liabilities, and obligations created by or under a law amended  
27 by this Order, and in effect on March 8, 1996, remain in effect notwithstanding this Order's  
28 taking effect. Records, equipment, appropriations, and other property of agencies of the state  
29 whose functions are transferred under this Order shall be transferred to implement the  
30 provisions of this Order.

31 \* Sec. 6. This Order takes effect March 9, 1996.

DATED:

Tony Knowles  
Governor

# FISCAL NOTE

No. 1  
 Bill Version: HSCR 1  
 (H) Publish Date: 2/5/96

## STATE OF ALASKA 1996 LEGISLATIVE SESSION

Revision Date: Original Dept Affected: Natural Resources  
 Title: Consolidation of DNR Divisions BRU: Resource Development  
 Component: Oil & Gas Development  
 Sponsor: Rules Committee Geological Development  
 Requestor: Governor Knowles Component Serial No. 439/1031

Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY97	FY98	FY99	FY00	FY01	FY02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	0.0	0.0	0.0	0.0	0.0	0.0
<b>CAPITAL EXPENDITURES</b>	0.0	0.0	0.0	0.0	0.0	0.0
<b>CHANGE IN REVENUES ( )</b>	0.0	0.0	0.0	0.0	0.0	0.0

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY96) cost: \$ none

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)

Anticipated fiscal savings through consolidation of the Division of Oil & Gas with the Division of Geological and Geophysical Surveys has been included in the Governor's FY97 operating budget. The Oil & Gas Development component shows an anticipated savings of \$25.0 in general fund, and the Geological Development component shows an anticipated savings of \$25.0 in general fund/program receipts.

Prepared by: Nico L. ... Phone: 465-2408  
 Division: Support Services Date: 4-Jan-96  
 Approved by Commissioner: ... Date: 4-Jan-96  
 Agency: Natural Resources

**COMMITTEE COPY**

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TONY KNOWLES  
GOVERNOR



STATE OF ALASKA  
OFFICE OF THE GOVERNOR  
JUNEAU

EO 92  
P O Box 110001  
Juneau, Alaska 99811-0001  
(907) 465-3500  
Fax (907) 465-3532

January 8, 1996

The Honorable Drue Pearce  
President of the Senate  
Alaska State Legislature  
State Capitol  
Juneau, AK 99801-1182

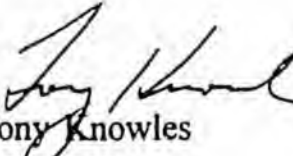
Dear President Pearce:

Under the authority of art. III, sec. 23, of the Alaska Constitution, I am transmitting an Executive Order transferring duties to accomplish the consolidation of two divisions in the Department of Natural Resources.

This Executive Order consolidates the division of oil and gas and the division of geological and geophysical surveys in the department. The name of the new consolidated division is the division of oil, gas, and geology. I believe that the consolidation is in the best interests of efficient administration and that the transfer will permit closer coordination within state government regarding its mineral exploration policy. Moreover, the consolidation means a savings of \$50,000 for the state.

I urge your support of this Executive Order.

Sincerely,

  
Tony Knowles  
Governor



OFFICIAL BUSINESS

# Alaska State Legislature

## Senate

### Office of the Secretary

STATE CAPITOL  
JUNEAU, ALASKA 99801-1182  
(907) 465-3701  
FAX 465-2832

January 8, 1996

#### MEMORANDUM

TO: Senator Leman, Chair  
Resources Committee

Senator Frank, Cochair  
Senator Halford, Cochair  
Finance Committee

FROM: Nancy Quinto  
Secretary of the Senate

RE: Executive Order No. 92

The President has referred Executive Order No. 92 (transferring the duties in the Department of Natural Resources to consolidate the division of oil and gas and the division of geological and geophysical surveys into a division of oil, gas and geology in that department) to your committees.

Section 23, Article III of the Constitution states:

The governor may make changes in the organization of the executive branch or in the assignment of functions among its units which he considers necessary for efficient administration. Where these changes require the force of law, they shall be set forth in executive orders. The legislature shall have sixty days of a regular session, or a full session if of shorter duration, to disapprove these executive orders. Unless disapproved by resolution concurred in by a majority of the members in joint session, these orders become effective at a date thereafter to be designated by the governor.

If you wish to report any recommendations to the body, please do so within the sixty day limit.

Attachment

# FISCAL NOTE

Bill Version: EO 92

## STATE OF ALASKA 1996 LEGISLATIVE SESSION

BILL (S) Publish Date: 1/8/96

Revision Date: Original Dept Affected Natural Resources  
 Title: Consolidation of DNR Divisions BRU: Resource Development  
 Component: Oil & Gas Development  
 Sponsor: Rules Committee Geological Development  
 Requestor: Governor Knowles Component Serial No. 439/1031

Expenditures/Revenues		(Thousands of Dollars)					
	FY97	FY98	FY99	FY00	FY01	FY02	
<b>OPERATING EXPENDITURES</b>							
PERSONAL SERVICES							
TRAVEL							
CONTRACTUAL							
SUPPLIES							
EQUIPMENT							
LAND & STRUCTURES							
GRANTS, CLAIMS							
MISCELLANEOUS							
<b>TOTAL OPERATING</b>	0.0	0.0	0.0	0.0	0.0	0.0	
<b>CAPITAL EXPENDITURES</b>	0.0	0.0	0.0	0.0	0.0	0.0	
<b>CHANGE IN REVENUES ( )</b>	0.0	0.0	0.0	0.0	0.0	0.0	

FUND SOURCE		(Thousands of Dollars)					
	FY97	FY98	FY99	FY00	FY01	FY02	
1002 Federal Receipts							
1003 GF Match							
1004 GF							
1005 GF/Program Receipts							
1006 GF/MHTIA							
Other							
<b>TOTAL</b>	0.0	0.0	0.0	0.0	0.0	0.0	

Estimate of any current year (FY96) cost: \$ none

POSITIONS		FY97	FY98	FY99	FY00	FY01	FY02
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)

Anticipated fiscal savings through consolidation of the Division of Oil & Gas with the Division of Geological and Geophysical Surveys has been included in the Governor's FY97 operating budget. The Oil & Gas Development component shows an anticipated savings of \$25.0 in general fund, and the Geological Development component shows an anticipated savings of \$25.0 in general fund/program receipts.

Prepared by: Nico Bus Phone: 465-2406  
 Division: Support Services Date: 4-Jan-96  
 Approved by Commissioner: [Signature] Date: 4-Jan-96  
 Agency: Natural Resources

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE

TONY KNOWLES  
GOVERNOR



STATE OF ALASKA  
OFFICE OF THE GOVERNOR  
JUNEAU

EC92  
P O Box 110001  
Juneau, Alaska 99811-0001  
(907) 465-3500  
Fax (907) 465-3532

January 8, 1996

The Honorable Drue Pearce  
President of the Senate  
Alaska State Legislature  
State Capitol  
Juneau, AK 99801-1182

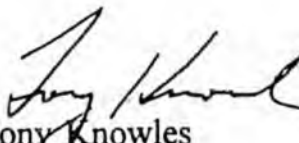
Dear President Pearce:

Under the authority of art. III, sec. 23, of the Alaska Constitution, I am transmitting an Executive Order transferring duties to accomplish the consolidation of two divisions in the Department of Natural Resources.

This Executive Order consolidates the division of oil and gas and the division of geological and geophysical surveys in the department. The name of the new consolidated division is the division of oil, gas, and geology. I believe that the consolidation is in the best interests of efficient administration and that the transfer will permit closer coordination within state government regarding its mineral exploration policy. Moreover, the consolidation means a savings of \$50,000 for the state.

I urge your support of this Executive Order.

Sincerely,

  
Tony Knowles  
Governor

**EO**

**93**

**SFIN**

**FILE**



OFFICIAL BUSINESS

# Alaska State Legislature Senate

## Office of the Secretary

January 8, 1996

STATE CAPITOL  
JUNEAU, ALASKA 99801-1182  
(907) 465-3701  
FAX 465-2832

### MEMORANDUM

TO: Senator Torgerson, Chair  
Community and Regional Affairs Committee

Senator Kelly, Chair  
Labor and Commerce Committee

Senator Frank, Cochair  
Senator Halford, Cochair  
~~Senate Finance Committee~~

FROM: Nancy Quinto  
Secretary of the Senate

RE: Executive Order No. 93

The President has referred Executive Order No. 93 (transferring the responsibility for the Alaska regional economic assistance program from the Department of Commerce and Economic Development to the Department of Community and Regional Affairs) to your committees.

Section 23, Article III of the Constitution states:

The governor may make changes in the organization of the executive branch or in the assignment of functions among its units which he considers necessary for efficient administration. Where these changes require the force of law, they shall be set forth in executive orders. The legislature shall have sixty days of a regular session, or a full session if of shorter duration, to disapprove these executive orders. Unless disapproved by resolution concurred in by a majority of the members in joint session, these orders become effective at a date thereafter to be designated by the governor.

If you wish to report any recommendations to the body, please do so within the sixty day limit.

Attachment

Introduced in the House: 1/8/96

Referred: Community and Regional Affairs, Labor and Commerce, State Affairs, Finance

Introduced in the Senate: 1/8/96

Referred: Community and Regional Affairs, Labor and Commerce, Finance

### EXECUTIVE ORDER NO. 93

1 Under the authority of art. III, sec. 23, of the Alaska Constitution, and in accordance  
2 with AS 24.08.210, I order the following:

3 \* **Section 1. FINDINGS.** As governor, I find that it would be in the best interests of  
4 efficient administration to transfer the responsibility for the Alaska regional economic  
5 assistance program from the Department of Commerce and Economic Development to the  
6 Department of Community and Regional Affairs.

7 \* **Sec. 2.** AS 09.65.170(c)(2) is amended to read:

8 (2) "regional development organization" has the meaning given in  
9 AS 44.47.900 [AS 44.33.026].

10 \* **Sec. 3.** AS 36.30.850(b)(30) is amended to read:

11 (30) contracts entered into with a regional development organization;  
12 in this paragraph, "regional development organization" has the meaning given in  
13 AS 44.47.900 [AS 44.33.026];

14 \* **Sec. 4.** AS 44.47 is amended by adding a new section to read:

15 **ARTICLE 9A. REGIONAL ECONOMIC ASSISTANCE PROGRAM.**

16 **Sec. 44.47.900. ALASKA REGIONAL ECONOMIC ASSISTANCE**  
17 **PROGRAM.** (a) The department shall

18 (1) encourage the formation of regional development organizations by  
19 providing assistance in forming organizations to interested individuals, including  
20 information on how to qualify and apply for regional development grants and federal  
21 funding under 42 U.S.C. 3121 - 3246 (Public Works and Economic Development Act  
22 of 1965), as amended;

23 (2) assist an interested individual in establishing boundaries for a  
24 proposed organization to ensure that the region

1 (A) is of sufficient geographic size and contains a large enough  
2 population to form an economically viable unit with shared interests,  
3 resources, traditions, and goals;

4 (B) contains at least one municipality that serves as a regional  
5 center; and

6 (C) contains the entire area of each municipality included in  
7 the region;

8 (3) gather information about regional economic issues, international  
9 trade, and tourism from organizations;

10 (4) serve as liaison between organizations and other state agencies and  
11 encourage other agencies to make resources available to help accomplish goals of the  
12 organizations;

13 (5) assist each organization to

14 (A) provide services designed to encourage economic  
15 development to local communities and businesses;

16 (B) collect and distribute economic information relevant to the  
17 region;

18 (C) participate in state marketing campaigns and join state  
19 trade missions that are relevant to the region; and

20 (D) develop and implement strategies to attract new industry,  
21 expand international trade opportunities, and encourage tourism within the  
22 region.

23 (b) Subject to (c) of this section, the department may make regional  
24 development grants to organizations for projects the department determines will be of  
25 value in encouraging economic development. During a fiscal year the department  
26 may make no more than 15 grants and may only make grants to one organization  
27 from a particular region. An organization that is designated an economic development  
28 district under 42 U.S.C. 3171 qualifies for grants under this subsection. The  
29 department shall by regulation adopt procedures for applying for regional development  
30 grants, including application deadlines. The department may by regulation establish  
31 additional grant eligibility requirements.

1 (c) To qualify for a grant, a regional development organization must match  
2 the grant by providing an amount of money from nonstate sources. The department  
3 shall establish by regulation a formula that determines the amount of the match  
4 required under this subsection based upon the capability of each organization to  
5 generate money from nonstate sources. The amount of match required may not exceed  
6 the amount of grant money and may not be less than 20 percent of the grant. The total  
7 amount of grant money provided to an organization during a fiscal year may not  
8 exceed \$100,000.

9 (d) There is established in the department the regional development fund  
10 consisting of appropriations to the fund. Money from the fund may be used only for  
11 regional development grants.

12 (e) In this section, "regional development organization" or "organization"  
13 means a nonprofit organization or nonprofit corporation formed to encourage  
14 economic development within a particular region of the state that includes the entire  
15 area of each municipality within that region and that has a board of directors that  
16 represents the region's economic, political, and social interests.

17 \* Sec. 5. AS 44.33.026 is repealed.

18 \* Sec. 6. Section 3, ch. 94, SLA 1988, as amended by sec. 1, ch. 35, SLA 1992, is further  
19 amended to read:

20 Sec. 3. AS 44.47.900 [AS 44.33.026] is repealed July 1, 1997.

21 \* Sec. 7. TRANSITION. (a) Litigation, hearings, investigations, and other proceedings  
22 pending under a law amended or repealed by this Order, or in connection with functions  
23 transferred by this Order, continue in effect and may be continued and completed  
24 notwithstanding a transfer or amendment or repeal provided for in this Order.

25 (b) Contracts, rights, liabilities, and obligations created by or under a law amended  
26 or repealed by this Executive order, and in effect on June 30, 1996, remain in effect  
27 notwithstanding this Order's taking effect. Records, equipment, appropriations, and other  
28 property of agencies of the state whose functions are transferred under this Order shall be  
29 transferred to implement the provisions of this Order.

30 (c) Regulations adopted by the Department of Commerce and Economic Development  
31 before July 1, 1996 concerning the Alaska regional economic assistance program remain in

- 1 effect and may be implemented and enforced by the Department of Community and Regional
- 2 Affairs until its own regulations take effect.
- 3 \* **Sec. 8.** This Order takes effect July 1, 1996.

DATED: \_\_\_\_\_

\_\_\_\_\_  
Tony Knowles  
Governor

# FISCAL NOTE

Revision Date: \_\_\_\_\_ Dept. Affected: Community & Regional Affairs  
 Title: EO - ARDOR BRU: Employment/Training/Rural Dev.  
 Component: Rural Development Grants  
 Sponsor: Rules Committee  
 Requestor: Governor COMPONENT SERIAL NO. 667

Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

CAPITAL EXPENDITURES						
----------------------	--	--	--	--	--	--

REVENUE FUND SOURCE:						
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FUNDING: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other 1007 I/A						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of current year (FY96)

costs: \_\_\_\_\_

POSITIONS:

FULL-TIME	0.0	0.0	0.0	0.0	0.0	0.0
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary)

The ARDORS program is being transferred by Executive Order from the Department of Commerce and Economic Development to the Department of Community and Regional Affairs. Fiscal impacts will be addressed by budget amendment at a later date.

Prepared by: Remond Henderson, Director *Remond Henderson* Phone: 465-4708  
 Division: Division of Administrative Services Date: 01/04/96  
 Approved by Commissioner: Mike Irwin *Mike Irwin* Date: 01/04/96  
 Agency: Community & Regional Affairs

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# FISCAL NOTE

No. 2

Bill Version: EO 93

(S) Publish Date: 1/8/96

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

Revision Date: \_\_\_\_\_  
 Title: Executive Order transferring the ARDOR Program  
 to the Department of Community and Regional Affairs  
 Sponsor: Rules  
 Requestor: Governor

Department: Commerce and Economic Development  
 BRU: Trade and Development  
 Component: Trade and Development

COMPONENT SERIAL NO. 2056

**Expenditures/Revenues**

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
----------------------	--	--	--	--	--	--

CHANGE IN REVENUES						
--------------------	--	--	--	--	--	--

**FUND SOURCE**

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 General Fund						
1005 GF Program Receipts						
1006 GF MHTIA						
Other						
<b>TOTAL</b>	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY 96) cost: \$ \_\_\_\_\_

**POSITIONS**

FULL-TIME	
PART-TIME	
TEMPORARY	

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

This Executive Order will have no fiscal impact. The financial transfer will be accomplished with an amendment to the FY 97 budget transferring the \$650.0 grant program and \$15.0 for administrative costs from the Department of Commerce and Economic Development, Division of Trade and Development, to the Department of Community and Regional Affairs.

Prepared by: Guy Bell, Director  
 Division: Administrative Services  
 Approved by Commissioner: William L. Hensley  
 Agency: Commerce and Economic Development

Phone: 465-2505  
 Date: January 5, 1996  
 Date: 1-5-96

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TONY KNOWLES  
GOVERNOR



STATE OF ALASKA  
OFFICE OF THE GOVERNOR  
JUNEAU

P O Box 110001  
Juneau, Alaska 99811-0001  
(907) 465-3500  
Fax (907) 465-3532

2093

January 8, 1996

The Honorable Druæ Pearce  
President of the Senate  
Alaska State Legislature  
State Capitol  
Juneau, AK 99801-1182

Dear President Pearce:

Under the authority of art. III, sec. 23, of the Alaska Constitution, I am transmitting an Executive Order to transfer the Alaska regional economic assistance program (AS 44.33.026) from the Department of Commerce and Economic Development (DCED) to the Department of Community and Regional Affairs (DCRA).

The transfer of this program to DCRA is in the interest of more efficient functioning of state government. There are already several loan programs administered by DCRA to encourage rural economic development. Because the Alaska regional economic assistance program has essentially the same goals, placing this program in DCRA should result in more efficient operation.

I urge your support of this Executive Order.

Sincerely,

A handwritten signature in cursive script that reads "Tony Knowles".

Tony Knowles  
Governor

**EO**

**94**

**SFIN**

**FILE**



OFFICIAL BUSINESS

# Alaska State Legislature

## Senate

### Office of the Secretary

STATE CAPITOL  
JL "C&U, ALASKA 99801-1182  
(907) 465-3701  
FAX: 465-2832

January 8, 1996

#### MEMORANDUM

TO: Senator Kelly, Chair  
Labor and Commerce Committee

Senator Frank, Cochair  
Senator Haiford, Cochair  
Senate Finance Committee

FROM: Nancy Quinto  
Secretary of the Senate

RE: Executive Order No. 94

The President has referred Executive Order No. 94 (formally transferring the functions of the division of international trade to the Department of Commerce and Economic Development) to your committees.

Section 23, Article III of the Constitution states:

The governor may make changes in the organization of the executive branch or in the assignment of functions among its units which he considers necessary for efficient administration. Where these changes require the force of law, they shall be set forth in executive orders. The legislature shall have sixty days of a regular session, or a full session if of shorter duration, to disapprove these executive orders. Unless disapproved by resolution concurred in by a majority of the members in joint session, these orders become effective at a date thereafter to be designated by the governor.

If you wish to report any recommendations to the body, please do so within the sixty day limit.

Attachment

# FISCAL NOTE

No. 1

Bill Version: ED 94

(S) Publish Date: 1/8/96

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

Revision Date: \_\_\_\_\_

Title: Executive Order consolidating DCED divisions

Department: Commerce and Economic Development

BRU: Trade and Development

Component: Trade and Development

Sponsor: Rules

Requestor: Governor

COMPONENT SERIAL NO. 2056

**Expenditures: Revenues**

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
----------------------	--	--	--	--	--	--

CHANGE IN REVENUES						
--------------------	--	--	--	--	--	--

**FUND SOURCE**

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 General Fund						
1005 GF Program Receipts						
1006 GF MHTIA						
Other						
<b>TOTAL</b>	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY 96) cost: \$ \_\_\_\_\_

**POSITIONS**

FULL-TIME	
PART-TIME	
TEMPORARY	

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

This Executive Order will have no fiscal impact.

Prepared by: Guy Bell, Director

Division: Administrative Services

Phone: 465-2505

Date: December 21, 1995

Approved by Commissioner: William L. Hensley

Agency: Commerce and Economic Development

Date: 12/21/95

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For further distribution information, call the Governor's Legislative Office

Introduced in the House: 1/8/96

Referred: House Special Committee on Economic Development, House Special Committee on International Trade and Tourism, Labor and Commerce, Finance

Introduced in the Senate: 1/8/96

Referred: Labor and Commerce, Finance

### EXECUTIVE ORDER NO. 94

1 Under the authority of Art. III, sec. 23, of the Alaska Constitution, and in accordance  
2 with AS 24.08.210, I order the following:

3 \* **Section 1. FINDINGS.** As governor, I find that it would be in the best interests of  
4 efficient administration to transfer the functions and duties of the division of international  
5 trade to the Department of Commerce and Economic Development. This will provide the  
6 department with the statutory basis to formally integrate these functions and duties with other  
7 department functions and thereby allow cost savings and the continuation of services.

8 \* **Sec. 2.** AS 39.25.120(c)(21) is amended to read:

9 (21) the director and deputy director assigned to [OF THE DIVISION  
10 OF] international trade functions in the Department of Commerce and Economic  
11 Development under AS 44.33.800;

12 \* **Sec. 3.** AS 44.33.800(a) is amended to read:

13 (a) The [THERE IS ESTABLISHED WITHIN THE] Department of  
14 Commerce and Economic Development is authorized [THE DIVISION OF  
15 INTERNATIONAL TRADE] to foster the growth of trade between Alaska and  
16 foreign countries.

17 \* **Sec. 4.** AS 44.33.800(b) is amended to read:

18 (b) The department [DIVISION OF INTERNATIONAL TRADE] shall  
19 maintain foreign offices, including an office located in Tokyo, Japan and Seoul,  
20 Republic of Korea. The foreign offices shall serve as outlets for information related  
21 to economic development, resources, and trade and as contact points for government  
22 and private industry of Alaska and for the Pacific Rim nations of Asia and other  
23 foreign countries to promote and maintain trade between the state and those countries.

24 \* **Sec. 5.** AS 44.33.800(d) is amended to read:

25 (d) The governor shall direct all state agencies, and request the federal

TONY KNOWLES  
GOVERNOR



STATE OF ALASKA  
OFFICE OF THE GOVERNOR  
JUNEAU

94  
P O Box 110001  
Juneau, Alaska 99811-0001  
(907) 465-3500  
Fax (907) 465-3532

January 8, 1996

The Honorable Drue Pearce  
President of the Senate  
Alaska State Legislature  
State Capitol  
Juneau, AK 99801-1182

Dear President Pearce:

Under the authority of art. III, sec. 23, of the Alaska Constitution, and in accordance with AS 24.08.210, I am transmitting an Executive Order to formally transfer the functions of the division of international trade to the Department of Commerce and Economic Development (department). The department intends to continue its administrative assignment of these functions to the division of trade and development in that department.

This action formally changes the statutes to reflect what has already been done administratively to increase the efficiency of the department. With both domestic and foreign arms of the economic development mission working closely together, the programs can be harmonized to produce the best possible results. This action will also result in cost savings as certain duplicate administrative functions have been eliminated.

I urge your support of this Executive Order to streamline state government operations.

Sincerely,

A handwritten signature in cursive script, appearing to read "Tony Knowles".

Tony Knowles  
Governor

# CORRECTION

THE FOLLOWING DOCUMENT(S)  
HAVE BEEN REFILMED TO  
ASSURE LEGIBILITY OR PAGINATION



Rev. 6/98

Central Microfilm Services  
Department of Education  
State of Alaska

Introduced in the House: 1/8/96

Referred: House Special Committee on Economic Development, House Special Committee on International Trade and Tourism, Labor and Commerce, Finance

Introduced in the Senate: 1/8/96

Referred: Labor and Commerce, Finance

#### EXECUTIVE ORDER NO. 94

1 Under the authority of art. III, sec. 23, of the Alaska Constitution, and in accordance  
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3 \* **Section 1. FINDINGS.** As governor, I find that it would be in the best interests of  
4 efficient administration to transfer the functions and duties of the division of international  
5 trade to the Department of Commerce and Economic Development. This will provide the  
6 department with the statutory basis to formally integrate these functions and duties with other  
7 department functions and thereby allow cost savings and the continuation of services.

8 \* **Sec. 2.** AS 39.25.120(c)(21) is amended to read:

9 (21) the director and deputy director assigned to [OF THE DIVISION  
10 OF] international trade functions in the Department of Commerce and Economic  
11 Development under AS 44.33.800;

12 \* **Sec. 3.** AS 44.33.800(a) is amended to read:

13 (a) The [THERE IS ESTABLISHED WITHIN THE] Department of  
14 Commerce and Economic Development is authorized [THE DIVISION OF  
15 INTERNATIONAL TRADE] to foster the growth of trade between Alaska and  
16 foreign countries.

17 \* **Sec. 4.** AS 44.33.800(b) is amended to read:

18 (b) The department [DIVISION OF INTERNATIONAL TRADE] shall  
19 maintain foreign offices, including an office located in Tokyo, Japan and Seoul,  
20 Republic of Korea. The foreign offices shall serve as outlets for information related  
21 to economic development, resources, and trade and as contact points for government  
22 and private industry of Alaska and for the Pacific Rim nations of Asia and other  
23 foreign countries to promote and maintain trade between the state and those countries.

24 \* **Sec. 5.** AS 44.33.800(d) is amended to read:

25 (d) The governor shall direct all state agencies, and request the federal

1 government and private industry, to provide the department [DIVISION OF  
2 INTERNATIONAL TRADE] with necessary reports, brochures, and information  
3 requested by the department [DIVISION STAFF].

4 \* **Sec. 6.** AS 44.33.800(e) is amended to read:

5 (e) The commissioner shall prepare a report annually on the activities and  
6 accomplishments of the department under this section [DIVISION OF  
7 INTERNATIONAL TRADE] and notify the legislature that the report is available.

8 \* **Sec. 7.** AS 44.33.800(f) is amended to read:

9 (f) The expense of operating the department's activities under this section,  
10 including [DIVISION OF INTERNATIONAL TRADE AND] its foreign offices, shall  
11 be included in appropriations made to the department [DEPARTMENT OF  
12 COMMERCE AND ECONOMIC DEVELOPMENT].

13 \* **Sec. 8.** AS 44.33.800 is amended by adding a new subsection to read:

14 (g) In this section, "department" means the Department of Commerce and  
15 Economic Development.

16 \* **Sec. 9.** TRANSITION. (a) Litigation, hearings, investigations, and other proceedings  
17 pending under a law amended by this Order, or in connection with functions transferred by  
18 this Order, continue in effect and may be continued and completed notwithstanding a transfer  
19 provided for in this Order.

20 (b) Contracts, rights, liabilities, and obligations created by or under a law amended  
21 by this Order, and in effect on June 30, 1996, remain in effect notwithstanding this Order's  
22 taking effect. Records, equipment, appropriations, and other property of agencies of the state  
23 whose functions are transferred under this Order shall be transferred to implement the  
24 provisions of this Order.

25 \* **Sec. 10.** This Order takes effect July 1, 1996.

DATED: \_\_\_\_\_

\_\_\_\_\_  
Tony Knowles  
Governor

TONY KNOWLES  
GOVERNOR



94  
P O Box 110001  
Juneau, Alaska 99811-0001  
(907) 465-3500  
Fax (907) 465-3532

STATE OF ALASKA  
OFFICE OF THE GOVERNOR  
JUNEAU

January 8, 1996

The Honorable Drue Pearce  
President of the Senate  
Alaska State Legislature  
State Capitol  
Juneau, AK 99801-1182

Dear President Pearce:

Under the authority of art. III, sec. 23, of the Alaska Constitution, and in accordance with AS 24.08.210, I am transmitting an Executive Order to formally transfer the functions of the division of international trade to the Department of Commerce and Economic Development (department). The department intends to continue its administrative assignment of these functions to the division of trade and development in that department.

This action formally changes the statutes to reflect what has already been done administratively to increase the efficiency of the department. With both domestic and foreign arms of the economic development mission working closely together, the programs can be harmonized to produce the best possible results. This action will also result in cost savings as certain duplicate administrative functions have been eliminated.

I urge your support of this Executive Order to streamline state government operations.

Sincerely,

A handwritten signature in black ink, appearing to read "Tony Knowles".

Tony Knowles  
Governor

**EO**

**95**

SFIN

FILE



OFFICIAL BUSINESS

# Alaska State Legislature

## Senate

### Office of the Secretary

STATE CAPITOL  
JUNEAU, ALASKA 99801-1182  
(907) 465-3701  
FAX 465-2832

January 8, 1996

#### MEMORANDUM

TO: Senator Leman, Chair  
Resources Committee

Senator Frank, Cochair  
Senator Halford, Cochair  
~~Senate Finance Committee~~

FROM: Nancy Quinto  
Secretary of the Senate

RE: Executive Order No. 95

The President has referred Executive Order No. 95 (formally transferring the responsibility for the licensing and regulation of big game guides and related occupations from the Big Game Commercial Services Board to the Department of Commerce and Economic Development) to your committees.

Section 23, Article III of the Constitution states:

The governor may make changes in the organization of the executive branch or in the assignment of functions among its units which he considers necessary for efficient administration. Where these changes require the force of law, they shall be set forth in executive orders. The legislature shall have sixty days of a regular session, or a full session if of shorter duration, to disapprove these executive orders. Unless disapproved by resolution concurred in by a majority of the members in joint session, these orders become effective at a date thereafter to be designated by the governor.

If you wish to report any recommendations to the body, please do so within the sixty day limit.

Attachment

Introduced in the House: 1/8/96  
 Referred: Resources, Labor and Commerce, Finance

Introduced in the Senate: 1/8/96  
 Referred: Resources, Finance

### EXECUTIVE ORDER NO. 95

1 Under the authority of art. III, sec. 23, of the Alaska Constitution, and in accordance  
 2 with AS 24.08.210, I order the following:

3 \* **Section 1. FINDINGS.** As governor, I find that it would be in the best interests of  
 4 efficient administration to transfer the responsibility for the licensing and regulating of big  
 5 game guides and related occupations to the Department of Commerce and Economic  
 6 Development. This formal transfer of functions is in the best interest of Alaskans, the  
 7 guiding industry, and the management of wildlife resources of this state.

8 \* **Sec. 2.** AS 08.01.010 is amended by adding a new paragraph to read:

9 (37) regulation of big game guiding and related occupations under  
 10 AS 08.54.

11 \* **Sec. 3.** AS 08.54.300(a) is amended to read:

12 (a) The Department of Commerce and Economic Development is  
 13 responsible for [FOR THE PURPOSES OF] licensing and regulating the activities  
 14 of providers of commercial services to big game hunters in the interest of the state's  
 15 wildlife resources [THERE IS CREATED THE BIG GAME COMMERCIAL  
 16 SERVICES BOARD. FOR ADMINISTRATIVE PURPOSES, THE BOARD IS IN  
 17 THE DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT].

18 \* **Sec. 4.** AS 08.54.310 is amended to read:

19 Sec. 08.54.310. DUTIES AND POWERS. (a) The department [BOARD]  
 20 shall

21 (1) prepare, grade, and administer

22 (A) a written and oral examination of an applicant for a  
 23 guide-outfitter license that requires demonstration that the applicant is qualified  
 24 generally to provide guide-outfitted hunts and, in particular, to guide-outfit in

1 each game management unit the applicant has selected; if an applicant  
2 demonstrates limited ability to read or write the English language, the entire  
3 examination shall be administered orally; and

4 (B) an oral examination of a guide-outfitter who seeks an  
5 amendment of a game management unit certification; the examination must  
6 require demonstration that the guide-outfitter is qualified to provide  
7 guide-outfitted hunts in each new game management unit for which the  
8 guide-outfitter seeks to be certified;

9 (2) determine qualifications of applicants for class-A assistant  
10 guide-outfitter, marine mammal guide-outfitter, and assistant guide-outfitter licenses  
11 and issue [AUTHORIZE THE ISSUANCE OF] licenses to those who qualify;

12 (3) establish performance standards for providers of big game  
13 commercial services and regulate the activities of these providers;

14 (4) compile, maintain, and publish an annual register of big game  
15 commercial service providers subject to this chapter who have not been convicted of  
16 a violation of a state or federal statute or regulation relating to the provision of big  
17 game commercial services; a big game commercial services provider listed in the  
18 register whose license or permit is revoked or suspended shall be removed from the  
19 register while the provider's license or permit is revoked or suspended;

20 (5) prohibit guide-outfitting, transporting, and other big game  
21 commercial services activities that are unsportsmanlike, unethical, unsafe, against  
22 principles of game conservation, degrading to a profession subject to this chapter, or  
23 that adversely affect natural resources;

24 (6) after a hearing, revoke, suspend, or deny renewal of a license or  
25 permit under AS 08.54.500 - 08.54.510;

26 (7) issue [AUTHORIZE ISSUANCE OF] transporter licenses;

27 (8) issue [AUTHORIZE ISSUANCE OF] commercial use permits;

28 (9) [MEET AT LEAST TWICE ANNUALLY, ONCE IN  
29 ANCHORAGE AND ONCE IN ANOTHER MUNICIPALITY];

30 (10) provide for registration of base camps and facilities used by  
31 persons who are licensed or who hold a permit under this chapter;

1 (11) require an applicant for issuance or renewal of any class of  
2 guide-outfitter license to state in a written and signed document whether the  
3 applicant's right to obtain, or exercise the privileges granted by, a sport fishing,  
4 hunting, trapping, or guide-outfitting license is revoked or suspended in another state.

5 (b) The department [BOARD] may

6 (1) establish, subject to the prior approval of the commissioner of fish  
7 and game, a resource-based management system for allocating access to big game  
8 hunting opportunities among guide-outfitters licensed under this chapter;

9 (2) establish the level of supervision that a guide-outfitter shall provide  
10 for class-A assistant guide-outfitters and assistant guide-outfitters who are employed  
11 by the guide-outfitter.

12 \* Sec. 5. AS 08.54.320 is amended to read:

13 Sec. 08.54.320. [BOARD] REGULATIONS. The department [BOARD]  
14 shall adopt procedural and substantive regulations required by this chapter or  
15 reasonably necessary for its administration.

16 \* Sec. 6. AS 08.54.330 is amended to read:

17 Sec. 08.54.330. DEPARTMENT [BOARD] ASSISTANCE. The Department  
18 of Fish and Game, Department of Natural Resources, and Department of Public Safety  
19 shall provide the Department of Commerce and Economic Development [BOARD]  
20 with information, data, or technical assistance requested by that department [THE  
21 BOARD] for the purposes of licensing and regulating the activities of providers of  
22 commercial services to big game hunters.

23 \* Sec. 7. AS 08.54.350(a) is amended to read:

24 (a) A natural person is entitled to a guide-outfitter license if the person

25 (1) is 21 years of age or older;

26 (2) has practical field experience in the handling of firearms, hunting,  
27 judging trophies, field preparation of meat and trophies, first aid, photography, and  
28 related guide-outfitting activities;

29 (3) is familiar with the terrain and transportation problems in the game  
30 management unit for which the license is requested;

31 (4) has passed the qualification examinations prepared and

1 administered by the department [BOARD];

2 (5) has demonstrated to the department [BOARD] sufficient standards  
3 of competence and ethical conduct and has not been convicted of a state or federal  
4 hunting or guide-outfitting statute or regulation within the last five years for which  
5 the person was fined more than \$500 or imprisoned for more than five days;

6 (6) has legally hunted in the state for part of each of any five years  
7 in a manner directly contributing to the person's experience and competency as a  
8 guide-outfitter;

9 (7) has been licensed as and performed the services of a class-A  
10 assistant guide-outfitter or assistant guide-outfitter in the state for a part of each of  
11 three years, or has guide-outfitted in the state for a part of each of three years under  
12 a marine mammal guide-outfitter license issued under AS 08.54.360;

13 (8) has demonstrated a current knowledge of fishing, hunting, and  
14 guide-outfitting regulations;

15 (9) is capable of performing the essential duties associated with  
16 guide-outfitting;

17 (10) has been favorably recommended in writing by eight big game  
18 hunters, at least two for each year of the person's most recent three years as a class-A  
19 assistant guide-outfitter or assistant guide-outfitter, when the person has guide-outfitted  
20 or assisted in guide-outfitting as a class-A assistant guide-outfitter or assistant  
21 guide-outfitter, whose recommendations have been solicited by the department  
22 [BOARD] from a list provided by the applicant;

23 (11) possesses a business license to provide guide-outfitting services;

24 and

25 (12) has paid the license fee and commercial use permit fee.

26 \* Sec. 8. AS 08.54.350(b) is amended to read:

27 (b) A master guide-outfitter license authorizes the licensee to use the title  
28 master guide-outfitter, but is for all other purposes under this chapter a guide-outfitter  
29 license. A natural person is entitled to receive a renewable master guide-outfitter  
30 license if

31 (1) the person

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(A) is, at the time of application for a master guide-outfitter license, licensed as a guide-outfitter under this section;

(B) has not been convicted of a state or federal hunting or guide-outfitting statute or regulation within the last five years for which the person was fined more than \$500 or imprisoned for more than five days;

(C) has been licensed in this state as a guide-outfitter or a guide, under the former AS 08.54.010 - 08.54.240, for at least 12 of the last 15 years, including the year immediately preceding the year in which the person applies for a master guide-outfitter license;

(D) submits a list to the department [BOARD] of at least 25 clients whom the person has personally guide-outfitted or guided and receives a favorable evaluation from 10 of the clients selected from the list by the department [BOARD]; and

(E) pays the application fee, if any; or

(2) the person

(A) received a master guide-outfitter license under sec. 13, ch. 37, SLA 1989;

(B) has annually renewed the license; and

(C) has not had the license

(i) revoked or suspended; or

(ii) lapse under AS 08.54.440.

\* Sec. 9. AS 08.54.360(a) is amended to read:

(a) The department [BOARD] may issue a marine mammal guide-outfitter license to a natural person who applies to guide-outfit a hunt for a specific species of marine mammal in a specifically designated area if the person

(1) is 21 years of age or older;

(2) has, for at least 10 years, resided and hunted in the area of the state in which the applicant is to guide-outfit;

(3) is able to perform the duties of a marine mammal guide-outfitter;

(4) has demonstrated knowledge of the following areas to an extent and degree satisfactory to the department [BOARD]:

- 1 (A) current fish and game laws and regulations;
- 2 (B) relevant characteristics of the specific species to be hunted;
- 3 (C) field preparation of trophies;
- 4 (D) care of game meat;
- 5 (E) use of guide-outfitting gear;
- 6 (F) firearm safety;
- 7 (G) practical first aid; and
- 8 (H) booking and contracting hunts;

9 (5) has not been convicted of violating a state or federal game or  
10 guide-outfitting statute or regulation during the previous five years for which the  
11 person was fined more than \$500 or imprisoned for more than five days;

12 (6) possesses a business license to provide guide-outfitting services;

13 and

14 (7) has paid the license fee and commercial use permit fee.

15 \* Sec. 10. AS 08.54.380(a) is amended to read:

16 (a) A natural person is entitled to a class-A assistant guide-outfitter license  
17 if

18 (1) the person

19 (A) has been employed for at least one season as a licensed  
20 assistant guide-outfitter; and

21 (B) has had at least 10 years hunting experience in the game  
22 management units in which the person is to be employed; military service  
23 outside the state for not more than three years shall be accepted as part of the  
24 required 10 years hunting experience; or

25 (2) the person

26 (A) physically resides in the game management unit in which  
27 the person is to be employed;

28 (B) has had at least 15 years hunting experience in the game  
29 management unit in which the person is to be employed; military service  
30 outside of the state for not more than three years shall be accepted as part of  
31 the required 15 years hunting experience; and

1 (C) has passed qualification examinations prepared and  
2 administered by the department [BOARD].

3 \* Sec. 11. AS 08.54.390(a) is amended to read:

4 (a) A natural person is entitled to an assistant guide-outfitter license if the  
5 person

6 (1) is 18 years of age or older;

7 (2) passes an examination administered by the department [BOARD];

8 (3) has hunted in the state in two of the last five years;

9 (4) has demonstrated practical knowledge of first aid and  
10 cardiopulmonary resuscitation;

11 (5) is in sound physical condition; and

12 (6) meets additional qualifications that the department [BOARD] may  
13 establish.

14 \* Sec. 12. AS 08.54.393(b) is amended to read:

15 (b) A guide-outfitter license, marine mammal guide-outfitter license, class-A  
16 assistant guide-outfitter license, or assistant guide-outfitter license issued under this  
17 chapter after May 16, 1992 is suspended if the person to whom the license is issued  
18 subsequently becomes a law enforcement officer. A person whose license is subject  
19 to suspension under this subsection shall notify the department [DEPARTMENT OF  
20 COMMERCE AND ECONOMIC DEVELOPMENT] that the person has become a  
21 law enforcement officer within 30 days after becoming a law enforcement officer.  
22 The suspension of a license under this subsection remains in effect until three months  
23 have elapsed from the date on which the licensee provides written notification to the  
24 department [DEPARTMENT OF COMMERCE AND ECONOMIC  
25 DEVELOPMENT] of the fact that the person is no longer a law enforcement officer.  
26 A person whose license is suspended under this subsection is not required to renew  
27 the license or pay license renewal fees for the period of suspension. Once a  
28 suspension of a license is terminated, the licensee may provide, without further  
29 payment of a guide-outfitter license fee, the guide-outfitter services authorized by the  
30 license for the remainder of the licensing period in which the suspension is  
31 terminated. Notwithstanding other provisions of this subsection, if a person whose

1 license is suspended under this subsection fails to notify the department  
2 [DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT] within one  
3 year after the person is no longer a law enforcement officer, the person's license  
4 lapses and the person is eligible for reissuance of the license only as provided in  
5 AS 08.54.440. The department [BOARD] may adopt regulations to implement this  
6 subsection.

7 \* Sec. 13. AS 08.54.400(c) is amended to read:

8 (c) An applicant for renewal of a transporter license shall submit with the  
9 application for renewal

10 (1) an activity report on a form provided by the department for the  
11 period covered by the current license; an activity report shall contain information  
12 required by the department [BOARD] by regulation;

13 (2) the license fee for the next licensing period;

14 (3) the commercial use permit fee for the next licensing period; and

15 (4) proof of

16 (A) an air taxi/commercial operator certificate issued by the  
17 Federal Aviation Administration under 14 C.F.R. Part 135, if the applicant  
18 provides air transportation services to big game hunters;

19 (B) licensure by the Coast Guard to carry passengers for hire,  
20 if the applicant provides water transportation services to big game hunters and  
21 if licensure is required by the Coast Guard.

22 \* Sec. 14. AS 08.54.410 is amended to read:

23 Sec. 08.54.410. APPEAL TO COMMISSIONER [FROM BOARD] ON  
24 DENIAL OF LICENSE. The commissioner of commerce and economic development  
25 may order that an applicant for an initial license under AS 08.54.350 - 08.54.400 be  
26 allowed to take the license examination or be issued the license if, after reviewing a  
27 petition filed by the applicant, the commissioner finds that

28 (1) the department [BOARD] denied the applicant an opportunity to  
29 take the license examination or refused to issue [APPROVE ISSUANCE OF] the  
30 license;

31 (2) the department's [BOARD'S] denial or refusal has been upheld

1 by a final administrative order and the order has not been appealed to the superior  
2 court under AS 44.62.560;

3 (3) the department's [BOARD'S] denial or refusal was based on  
4 (A) an error of fact by the department [BOARD]; or  
5 (B) the applicant's failure of the license examination due to  
6 faulty or unfair examination questions or procedures;

7 (4) the applicant is otherwise qualified to take the examination or to  
8 be issued the license; and

9 (5) sustaining the department's [BOARD'S] denial or refusal would  
10 work a substantial injustice on the applicant.

11 \* Sec. 15. AS 08.54.420 is amended to read:

12 Sec. 08.54.420. RENEWAL OF LICENSES. Notwithstanding  
13 AS 08.01.100(a), guide-outfitter, marine mammal guide-outfitter, and transporter  
14 licenses shall be renewed annually on dates set by the department [WITH THE  
15 APPROVAL OF THE BOARD].

16 \* Sec. 16. AS 08.54.430 is amended to read:

17 Sec. 08.54.430. EXAMINATIONS FOR GUIDE-OUTFITTER LICENSES.

18 (a) The department [BOARD] shall administer the qualification examinations  
19 required under this chapter at least twice a year. An examination may not be given  
20 within 90 days after the previous examination. At least once every other year the  
21 department [BOARD] shall give the examination at a location other than Anchorage.

22 (b) The department [BOARD] shall regularly disseminate information  
23 regarding examinations and other qualifications for all classes of guide-outfitter  
24 licenses to residents of the rural areas of the state.

25 \* Sec. 17. AS 08.54.460(a) is amended to read:

26 (a) A person, other than a guide-outfitter, marine mammal guide-outfitter, or  
27 a transporter, who provides other big game commercial services for compensation  
28 shall register with the department [BOARD] on a form provided by the department  
29 [BOARD] and shall obtain a commercial use permit and pay the annual commercial  
30 use permit fee set under AS 08.54.470. In this section "other big game commercial  
31 services" includes provision of accommodations in the field at a permanent lodge,

1 house, or cabin owned by the commercial use permit holder, hunt broker services,  
2 gear rental services, photographic or videographic services, and services as defined  
3 by the department [BOARD] by regulation.

4 \* **Sec. 18.** AS 08.54.470(b) is amended to read:

5 (b) The department [, IN CONSULTATION WITH THE BOARD,] shall set  
6 the amount of the commercial use permit fee.

7 \* **Sec. 19.** AS 08.54.500 is amended to read:

8 Sec. 08.54.500. DISCIPLINE OF GUIDE-OUTFITTERS. (a) The department  
9 [BOARD] may hold a hearing to determine whether disciplinary action is necessary  
10 if a written complaint concerning the guide-outfitting activities of a licensee who  
11 holds any class of guide-outfitter license is filed with the department [BOARD]. The  
12 department [BOARD] shall hold a hearing to determine whether a licensee should  
13 be disciplined within a reasonable time after

14 (1) written complaints concerning a licensee's guide-outfitting  
15 activities are filed with the department [BOARD] within a two-year period by three  
16 or more of the licensee's clients from separate hunting parties;

17 (2) a written complaint concerning a licensee's conduct during a  
18 life-threatening situation is filed with the department [BOARD]; or

19 (3) a licensee has been convicted of a violation of a federal or state  
20 statute or regulation relating to hunting or provision of big game commercial services.

21 (b) After a hearing, the department [BOARD] may revoke, suspend, or deny  
22 renewal of any class of guide-outfitter license, if the department [BOARD] finds that  
23 the licensee

24 (1) engaged in unethical activity, unsafe activity, or activity that  
25 adversely affects the natural resources of the state when the activity is related to the  
26 purposes of providing guide-outfitting services, however the department [BOARD]  
27 may not discipline a licensee under this paragraph for unsafe operation of an aircraft;  
28 or

29 (2) violated a provision of a federal or state statute or regulation  
30 relating to hunting or provision of big game commercial services.

31 (c) After a hearing, the department [BOARD] shall revoke any class of

1 guide-outfitter license if the department [BOARD] finds that the licensee

2 (1) does not meet the qualifications specified by statute or regulation  
3 for the license held;

4 (2) is incompetent as a guide-outfitter, marine mammal guide-outfitter,  
5 class-A assistant guide-outfitter, or assistant guide-outfitter; or

6 (3) during the five years immediately precedi. ~ the hearing has been  
7 convicted of a violation of a federal or state statute or regulation prohibiting

8 (A) waste of a wild food animal;

9 (B) hunting on the same day airborne;

10 (C) hunting during a closed hunting season; or

11 (D) hunting in an area closed by state or federal regulation.

12 (d) If a certified copy of a judgment of conviction of a licensee who holds  
13 any class of guide-outfitter license for an offense described under (c)(3) of this section  
14 is filed with the department [BOARD], the department [BOARD] shall immediately  
15 suspend the licensee's license. The suspension may be ordered even if the conviction  
16 resulted from a plea of nolo contendere or if the conviction is under appeal. The  
17 suspension remains in effect until after the final disposition of the disciplinary  
18 proceeding under this section.

19 \* Sec. 20. AS 08.54.505 is amended to read:

20 Sec. 08.54.505. DISCIPLINE OF TRANSPORTERS AND COMMERCIAL  
21 USE PERMITTEES. (a) The department [BOARD] may hold a hearing to  
22 determine whether disciplinary action is necessary if a written complaint concerning  
23 the big game commercial service activities of a transporter who is licensed under AS  
24 08.54.400 or a commercial use permittee who holds a permit issued under AS  
25 08.54.460 is filed with the department [BOARD]. The department [BOARD] shall  
26 hold a hearing to determine whether a licensee or permittee should be disciplined  
27 within a reasonable time after

28 (1) written complaints concerning a licensee's or permittee's activities  
29 are filed with the department [BOARD] within a two-year period by three or more  
30 of the licensee's or permittee's clients from separate hunting parties; or

31 (2) a licensee or permittee has been convicted of a violation of a

1 federal or state statute or regulation relating to hunting or provision of big game  
2 commercial services.

3 (b) After a hearing, the department [BOARD] may revoke, suspend, or deny  
4 renewal of a transporter license or commercial use permit issued under this chapter,  
5 if the department [BOARD] finds that the licensee or permittee

6 (1) engaged in unethical activity, unsafe activity, or activity that  
7 adversely affects the natural resources of the state when the activity is related to the  
8 purposes of providing big game commercial services, however the department  
9 [BOARD] may not discipline a licensee or permittee under this paragraph for unsafe  
10 operation of an aircraft; or

11 (2) violated a provision of a federal or state statute or regulation  
12 relating to hunting or provision of big game commercial services.

13 (c) The department [BOARD] may not revoke, suspend, or deny renewal of  
14 a transporter license or commercial use permit for a violation of a federal or state  
15 statute or regulation relating to game or provision of big game commercial services  
16 committed by an employee of the licensee or permittee unless the licensee or  
17 permittee participated or aided in the violation.

18 (d) After a hearing, the department [BOARD] shall revoke a license or  
19 permit if the department [BOARD] finds that the licensee or permittee

20 (1) does not meet the qualifications specified by statute or regulation  
21 for the license held; or

22 (2) during the five years immediately preceding the hearing has been  
23 convicted of a violation of a federal or state statute or regulation prohibiting

24 (A) waste of a wild food animal;

25 (B) hunting on the same day airborne;

26 (C) hunting during a closed hunting season; or

27 (D) hunting in an area closed by state or federal regulation.

28 (e) If a certified copy of a judgment of conviction of a licensee or permittee  
29 for an offense described under (d)(2) of this section is filed with the department  
30 [BOARD], the department [BOARD] shall immediately suspend the licensee's or  
31 permittee's license or permit. The suspension may be ordered even if the conviction

1 resulted from a pleas of nolo contendere or if the conviction is under appeal. The  
2 suspension remains in effect until after the final disposition of the disciplinary  
3 proceeding under this section.

4 \* **Sec. 21.** AS 08.54.510(b) is amended to read:

5 (b) If the department [BOARD] revokes a license or permit under  
6 AS 08.54.500 or 08.54.505, the person whose license or permit has been revoked shall  
7 surrender immediately the license or permit to the department.

8 \* **Sec. 22.** AS 08.54.510(d) is amended to read:

9 (d) Within 30 days after conclusion of a hearing under AS 08.54.500 or  
10 08.54.505, the department [BOARD] shall notify the complainant of the results of  
11 the hearing, including written reasons justifying a decision not to take disciplinary  
12 action.

13 \* **Sec. 23.** AS 08.54.530 is amended to read:

14 Sec. 08.54.530. INJUNCTION AGAINST UNLAWFUL ACTION. When in  
15 the judgment of the department [BOARD] a person has engaged in an act in  
16 violation of AS 08.54.380(b), 08.54.390(b), 08.54.400(b), 08.54.510(a), and 08.54.520  
17 or the regulations adopted under them, the department [BOARD] may apply to the  
18 appropriate court for an order enjoining the action. Upon a showing by the  
19 department [BOARD] that the person is engaging in the act, the court shall grant  
20 injunctive relief or other appropriate order without bond.

21 \* **Sec. 24.** AS 08.54.550(a) is amended to read:

22 (a) The department shall collect and maintain hunt records provided by guide-  
23 outfitters and marine mammal guide-outfitters. A hunt record must include a list of  
24 all big game hunters who used the services of the guide-outfitter or marine mammal  
25 guide-outfitter, the number of each big game species taken, and other information  
26 required by the department [BOARD]. The department shall provide forms for  
27 reporting hunt records.

28 \* **Sec. 25.** AS 08.54.590(13) is amended to read:

29 (13) "transportation services" means the carriage for compensation of  
30 big game hunters, their equipment, or big game animals harvested by hunters to, from,  
31 or in the field; "transportation services" does not include the carriage by aircraft of

1 big game hunters, their equipment, or big game animals harvested by hunters

2 (A) on nonstop flights between state or federally maintained  
3 airports; or

4 (B) by an air taxi operator or air carrier for which the carriage  
5 of big game hunters, their equipment, or big game animals harvested by  
6 hunters is only an incidental, as defined by the department [BOARD], portion  
7 of its business;

8 \* Sec. 26. AS 08.54.590(14) is amended to read:

9 (14) "unethical activity" means

10 (A) deception or misrepresentation involving prospective or  
11 actual clients either before, during, or following the provision of big game  
12 commercial services, including misrepresentations through private or public  
13 advertising of the type, duration, cost, or conditions of the services;

14 (B) making a guaranty that a species or certain number of  
15 species of game will be taken on a hunt;

16 (C) engaging in unsafe or unsportsmanlike activities that are  
17 detrimental to the game resources of the state, as defined by regulations of the  
18 department [BOARD], including violations of state hunting or big game  
19 commercial services statutes or regulations; or

20 (D) accepting a deposit for big game commercial services  
21 without providing before the services are rendered a signed written contract  
22 to provide the services.

23 \* Sec. 27. AS 16.05.407(a) is amended to read:

24 (a) It is unlawful for a nonresident to hunt, pursue, or take brown bear, grizzly  
25 bear, mountain goat, or sheep in this state, unless personally accompanied by

26 (1) a person who is licensed as a guide-outfitter, class-A assistant  
27 guide-outfitter, or assistant guide-outfitter by the Department of Commerce and  
28 Economic Development [BIG GAME COMMERCIAL SERVICES BOARD]; or

29 (2) a resident over 19 years of age who is

30 (A) the spouse of the nonresident; or

31 (B) related to the nonresident, within and including the second

1 degree of kindred, by marriage or blood.

2 \* Sec. 28. AS 41.23.420(d) is amended to read:

3 (d) The provisions of AS 41.23.400 - 41.23.510 do not affect the authority of

4 (1) the Department of Fish and Game, the Board of Fisheries, the  
5 Board of Game, or the Department of Commerce and Economic Development [BIG  
6 GAME COMMERCIAL SERVICES BOARD] under AS 08.54, AS 16, or  
7 AS 41.99.010;

8 (2) the Department of Environmental Conservation under AS 46.03;

9 or

10 (3) state agencies and municipalities under AS 44.19.145(a)(11) and  
11 AS 46.40.100.

12 \* Sec. 29. AS 44.62.330(a)(35) is amended to read:

13 (35) Department of Commerce and Economic Development under  
14 AS 08.54 as to the licensing, registration, and related functions for big game  
15 guides and related occupations [BIG GAME COMMERCIAL SERVICES BOARD];

16 \* Sec. 30. AS 08.01.010(5); AS 08.03.010(5); AS 08.54.300(b), 08.54.590(5); and  
17 AS 39.50.200(b)(48) are repealed.

18 \* Sec. 31. TRANSITION. (a) Litigation, hearings, investigations, and other proceedings  
19 pending under a law amended or repealed by this Order, or in connection with functions  
20 transferred by this Order, continue in effect and may be continued and completed  
21 notwithstanding a transfer or repeal provided for in this Order.

22 (b) Regulations adopted by the Department of Commerce and Economic Development  
23 under authority of AS 08.54.320 before March 9, 1996, remain in effect until those  
24 regulations are amended or repealed. The Department of Commerce and Economic  
25 Development may enforce the regulations adopted under AS 08.54.320 until the department  
26 amends or repeals those regulations.

27 (c) Contracts, rights, liabilities, and obligations created by or under a law amended  
28 or repealed by this Order, and in effect on March 8, 1996, remain in effect notwithstanding  
29 this Order's taking effect. Records, equipment, appropriations, and other property of an  
30 agency of the state whose functions are transferred under this Order shall be transferred to  
31 implement the provisions of this Order.

1 \* Sec. 32. This Order takes effect March 9, 1996.

DATED: \_\_\_\_\_

\_\_\_\_\_  
Tony Knowles  
Governor

# FISCAL NOTE

Bill No: EO 95

(S) Publish Date: 1/8/96

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

Revision Date: \_\_\_\_\_ Dept. Affected: Fish and Game  
 Title: Guide Licensure BRU: Wildlife Conservation  
 Component: Wildlife Conservation  
 Sponsor: Rules Committee  
 Requester: Governor COMPONENT SERIAL NO. 474

### Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES	0.0	0.0	0.0	0.0	0.0	0.0
TRAVEL	0.0	0.0	0.0	0.0	0.0	0.0
CONTRACTUAL	0.0	0.0	0.0	0.0	0.0	0.0
SUPPLIES	0.0	0.0	0.0	0.0	0.0	0.0
EQUIPMENT	0.0	0.0	0.0	0.0	0.0	0.0
LAND & STRUCTURES	0.0	0.0	0.0	0.0	0.0	0.0
GRANTS, CLAIMS	0.0	0.0	0.0	0.0	0.0	0.0
MISCELLANEOUS	0.0	0.0	0.0	0.0	0.0	0.0
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
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CHANGE IN REVENUES ( )	0.0	0.0	0.0	0.0	0.0	0.0
------------------------	-----	-----	-----	-----	-----	-----

### FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other						
TOTAL						

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)

Prepared by: Wayne Regelin *Wayne Regelin* Phone: 465-4190  
 Division: Wildlife Conservation Date: 12/27/95  
 Approved by Commissioner: Frank Rue *Frank Rue for* Date: 12/27/95  
 Agency: Fish and Game

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# FISCAL NOTE

Bill Version: EO 95

## STATE OF ALASKA 1996 LEGISLATIVE SESSION

BIL (S) Publish Date: 1/8/96

Revision Date Original Dept Affected Natural Resources  
 Title Guide Licensure BRU: Resource Development  
 Component: Land Development  
 Sponsor House/Senate Rules Committee  
 Requestor Governor Knowles Component Serial No. 431

Expenditures/Revenues (Thousands of Dollars)

	FY97	FY98	FY99	FY00	FY01	FY02
<b>OPERATING EXPENDITURES</b>						
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	0.0	0.0	0.0	0.0	0.0	0.0
<b>CAPITAL EXPENDITURES</b>	0.0	0.0	0.0	0.0	0.0	0.0
<b>CHANGE IN REVENUES ( )</b>	0.0	0.0	0.0	0.0	0.0	0.0

FUND SOURCE (Thousands of Dollars)

	FY97	FY98	FY99	FY00	FY01	FY02
1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF MHTIA						
Other						
<b>TOTAL</b>	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY96) cost: \$ none anticipated

POSITIONS

	FY97	FY98	FY99	FY00	FY01	FY02
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)

There is no anticipated fiscal impact associated with implementation of this legislation.

Prepared by Jane Angvik Director Phone: 269-8503  
 Division: Land Date: 28-Dec-95  
 Approved by Commissioner [Signature] Date: 28-Dec-95  
 Agency: Natural Resources

# FISCAL NOTE

Bill Version: EO 95

(S) Publish Date: 1/8/96

**STATE OF ALASKA  
1996 LEGISLATIVE SESSION**

Revision Date: \_\_\_\_\_ Dept. Affected: Department of Law  
 Title: Transferring certain functions previously performed BRU: Civil Division  
 by the Big Game Commercial Services Board Component: General Legal Services  
 Sponsor: Rules Committee  
 Requester: Office of the Governor COMPONENT SERIAL NO. 2087

**Expenditures/Revenues**

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ( )						
------------------------	--	--	--	--	--	--

**FUND SOURCE**

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY95) cost: \$ 0.0

**POSITIONS**

FULL-TIME	0.0	0.0	0.0	0.0	0.0	0.0
PART-TIME						
TEMPORARY						

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

This Executive Order would make statutory amendments, conforming with Administrative Order No. 159, relating to the transfer of the licensing and regulating of the activities of big game guides and related occupations to the Department of Commerce and Economic Development. These functions were formerly performed by the Big Game Commercial Services Board, which sunsetted June 30, 1995, by operation of law. Although the Board was allowed to sunset, the underlying guide licensing and other regulatory statutes were not formally repealed.

Because the state is presently in litigation over the appropriateness of the assignment of these functions by administrative order, the Executive Order is being submitted to the legislature to clarify the situation by expressly assigning the functions by statute. Consequently, the formal transfer that will be accomplished through this Executive Order is intended to codify the current legal situation to be sure that the vital services of licensing and regulation of guides and related professions continue without the cloud on their legal authority.

Prepared by: Richard I. Pegues, Director  
 Division: Administrative Services Division  
 Approved by Commissioner: Bruce M. Botelho, Attorney General  
 Agency: Department of Law

Phone: 465-3672  
 Date: 12/20/95  
 Date: 12/20/95

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FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO. Executive Order

ANALYSIS CONTINUATION:

Approval of the Executive Order will not have a fiscal impact on the Department of Law, and it should help alleviate the department's excessive caseload, freeing up time for other pressing matters.

# FISCAL NOTE

Bill Version: EO 95

## STATE OF ALASKA 1996 LEGISLATIVE SESSION

(S) Publish Date: 1/8/96

Revision Date: \_\_\_\_\_ Department: Commerce and Economic Development  
 Title: Transfer licensing and regulation of big game guide BRU: Occupational Licensing  
 to the Department of Commerce and Economic Development. Component: Licensing Boards  
 Sponsor: Rules Committee  
 Requestor: Governor COMPONENT SERIAL N 357

Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL	(11.2)	(11.2)	(11.2)	(11.2)	(11.2)	(11.2)
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>(11.2)</b>	<b>(11.2)</b>	<b>(11.2)</b>	<b>(11.2)</b>	<b>(11.2)</b>	<b>(11.2)</b>
<b>CAPITAL EXPENDITURES</b>						
<b>CHANGE IN REVENUES</b>	<b>(11.2)</b>	<b>(11.2)</b>	<b>(11.2)</b>	<b>(11.2)</b>	<b>(11.2)</b>	<b>(11.2)</b>

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 General Fund						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other: 1091 Designated PR	(11.2)	(11.2)	(11.2)	(11.2)	(11.2)	(11.2)
<b>TOTAL</b>	<b>(11.2)</b>	<b>(11.2)</b>	<b>(11.2)</b>	<b>(11.2)</b>	<b>(11.2)</b>	<b>(11.2)</b>

Estimate of any current year (FY 96) cost: \$ 0.0

POSITIONS

FULL-TIME						
PART-TIME						
TEMPORARY						

**ANALYSIS:** (Attach a separate page if necessary)  
 The Executive Order transfers responsibility for licensing and regulation of big game guides to the Department of Commerce and Economic Development. The \$11.2 decrement identifies the reduction of travel and per diem costs of the Big Game Commercial Services Board, based on FY 95 direct expenditures of the board. Licensing fees were last adjusted to cover costs in October 1994, at which time annual costs were estimated at \$230.1. The reduction of \$11.2 will leave a balance of \$218.9 in the FY 96 operating budget request and licensing fees will be adjusted accordingly; thus, the reduction of \$11.2 in revenue.

Prepared by: Jennifer Strickler, Administrative Officer Phone: 465-2144  
 Division: Occupational Licensing Date: December 27, 1995  
 Approved by Commission: William L. Hensley Date: 1-4-96  
 Agency: Commerce and Economic Development

BILL NO:

Bill Version: EO 95

(S) Publish Date: 1/8/96

1996 LEGISLATIVE SESSION

Revision Date \_\_\_\_\_

Dept. Affected: Public Safety

Title Guide Licensure

DPS Statewide Support

Component: Commissioner's Office

Sponsor Rules Committee

Requestor Governor

COMPONENT SERIAL NO. 052j

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

OPERATING	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-
CAPITAL EXPENDITURES	-0-	-0-	-0-	-0-	-0-	-0-
CHANGE IN REVENUES ( )	-0-	-0-	-0-	-0-	-0-	-0-
Code Revenue						

FUNDING: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

Estimate of current year (FY 96) impact \$ \_\_\_\_\_

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 fiscal impact is anticipated to the Department of Public Safety

Prepared By Sandy Perry-Provost, Special Assistant to the Commissioner

Phone: 465-4322

Division Commissioner's Office

Date: 1/5/96

Approved by Commissioner 

Date: 1/5/96

Agency Ronald L. Ote, Dept of Public Safety

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GOVERNOR



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JUNEAU

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(907) 465-3500  
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January 8, 1996

The Honorable Drue Pearce  
President of the Senate  
Alaska State Legislature  
State Capitol  
Juneau, AK 99801-1182

Dear President Pearce:

Under the authority of art. III, sec. 23, of the Alaska Constitution, I am transmitting an Executive Order formally transferring certain functions previously performed by the Big Game Commercial Services Board. These functions are currently being performed by the Department of Commerce and Economic Development under my Administrative Order No. 159.

The formal transfer of the functions accomplished through this Executive Order is intended to clarify the current legal situation to be sure that the vital services of licensing and regulation of guides and related professions continue without the cloud on their legal authority. The state is presently in litigation over the appropriateness of my Administrative Order assigning the functions to the Department of Commerce and Economic Development when the legislature allowed the Big Game Commercial Services Board to sunset but did not formally repeal the underlying guide licensing and other regulatory statutes.

The formal transfer of the functions relating to the licensing and regulating of guides and related occupations is in the best interest of Alaskans to protect and manage the harvest of our vital game resources and to be sure that only trained and licensed guides are involved to meet health and safety concerns.

I request your support of this Executive Order to formally transfer these important functions and administrative responsibilities.

Sincerely,

A handwritten signature in cursive script, appearing to read "Tony Knowles".

Tony Knowles  
Governor

**EO**

**96**

**SFIN**

**FILE**



OFFICIAL BUSINESS

# Alaska State Legislature

## Senate

### Office of the Secretary

STATE CAPITOL  
JUNEAU, ALASKA 99801-1182  
(907) 465-3701  
FAX 465-2832

January 8, 1996

#### MEMORANDUM

TO: Senator Green, Chair  
Health, Education and Social Services Committee

Senator Frank, Cochair  
Senator Halford, Cochair  
~~Finance Committee~~

FROM: Nancy Quinto  
Secretary of the Senate

RE: Executive Order No. 96

The President has referred Executive Order No. 96 (Transferring the responsibility for the administration of the Alaska children's trust to a new Alaska Children's Trust Board in the Office of the Governor) to your committee.

Section 23, Article III of the Constitution states:

The governor may make changes in the organization of the executive branch or in the assignment of functions among its units which he considers necessary for efficient administration. Where these changes require the force of law, they shall be set forth in executive orders. The legislature shall have sixty days of a regular session, or a full session if of shorter duration, to disapprove these executive orders. Unless disapproved by resolution concurred in by a majority of the members in joint session, these orders become effective at a date thereafter to be designated by the governor.

If you wish to report any recommendations to the body, please do so within the sixty day limit.

Attachment

Introduced in the House: 1/8/96

Referred: State Affairs, Health, Education and Social Services, Finance

Introduced in the Senate: 1/8/96

Referred: Health, Education and Social Services, Finance

### EXECUTIVE ORDER NO. 96

1 Under the authority of art. III, sec. 23, of the Alaska Constitution, and in accordance with  
2 AS 24.08.210, I order the following:

3 \* **Section 1. FINDINGS.** As governor, I find that it would be in the best interests of  
4 efficient administration to transfer the responsibility for the administration of the Alaska  
5 children's trust to a new Alaska Children's Trust Board in the Office of the Governor to be  
6 dedicated to that trust obligation. The new board will have a specialized purpose and duties  
7 relating only to the trust, which will enable it to best carry out its trust obligations and serve  
8 the needs of Alaska's families and children.

9 \* **Sec. 2.** AS 18.50.225(d) is amended to read:

10 (d) The legislature may use the annual estimated balance of the account  
11 maintained by the commissioner of administration under AS 37.05.142 to make an  
12 appropriation to the Alaska children's trust [FUND] established under AS 37.14.200.

13 \* **Sec. 3.** AS 37.14.200 is amended to read:

14 ARTICLE 3. ALASKA CHILDREN'S TRUST [FUND].

15 Sec. 37.14.200. ALASKA CHILDREN'S TRUST [FUND] ESTABLISHED.

16 (a) The Alaska children's trust [FUND] is established as a separate endowment trust  
17 [FUND] of the state.

18 (b) The principal of the trust [FUND] consists of

19 (1) legislative appropriations to the trust [FUND]; and

20 (2) gifts, bequests, and contributions of cash or other assets from a  
21 person.

22 (c) The net income of the trust [FUND] shall be determined by the  
23 commissioner of revenue in accordance with investment accounting principles and in  
24 a manner that preserves the distinction between principal and income.

1 \* Sec. 4. AS 37.14.210 is amended to read:

2 Sec. 37.14.210. POWERS AND DUTIES OF THE COMMISSIONER OF  
3 REVENUE. The commissioner of revenue is the treasurer of the trust [FUND] and  
4 has the power and duty to[:]

5 (1) act as official custodian of the cash and investments belonging to  
6 the trust [FUND] by securing adequate and safe custodial facilities;

7 (2) receive all items of cash and investments belonging to the trust  
8 [FUND];

9 (3) collect the principal and income from investments owned or  
10 acquired by the trust [FUND] and deposit the amounts in separate principal and  
11 income accounts for the trust [FUND];

12 (4) invest and reinvest the assets of the trust [FUND] as provided in  
13 this section and as provided for the investment of funds under AS 14.25.180(c) and  
14 AS 37.14.170;

15 (5) exercise the powers of an owner with respect to the assets of the  
16 trust [FUND];

17 (6) maintain accounting records of the trust [FUND] in accordance  
18 with investment accounting principles and with distinction between the principal and  
19 income accounts of the trust [FUND];

20 (7) engage an independent firm of certified public accountants to  
21 annually audit the financial condition of the trust's [FUND'S] investments and  
22 investment transactions;

23 (8) enter into and enforce contracts or agreements considered necessary  
24 for the investment purposes of the trust [FUND];

25 (9) report to the board [COMMISSION] the condition and investment  
26 performance of the trust [FUND];

27 (10) do all acts, whether or not expressly authorized, that the  
28 commissioner of revenue considers necessary or proper in administering the assets of  
29 the trust [FUND].

30 \* Sec. 5. AS 37.14.220 is amended to read:

31 Sec. 37.14.220. ADMINISTRATION OF THE TRUST [FUND]. The trust

1 [FUND] shall be administered by the Alaska Children's Trust Board [HUMAN  
2 RELATIONS COMMISSION].

3 \* Sec. 6. AS 37.14 is amended by adding a new section to read:

4 Sec. 37.14.225. TRUST BOARD ESTABLISHED. The Alaska Children's  
5 Trust Board is established in the Office of the Governor. The board is composed of

6 (1) the governor or a designee of the governor;

7 (2) the commissioner of health and social services or the  
8 commissioner's designee;

9 (3) the commissioner of education or the commissioner's designee; and

10 (4) four public members appointed by the governor; in appointing the  
11 public members, the governor shall give a preference to persons who have experience  
12 and expertise in

13 (A) children's or prevention programs; or

14 (B) private sector finance.

15 \* Sec. 7. AS 37.14.230 is amended to read:

16 Sec. 37.14.230. POWERS AND DUTIES OF THE BOARD  
17 [COMMISSION]. When acting as administrator of the trust [FUND], the board  
18 [COMMISSION] shall

19 (1) hold regular and special meetings it considers necessary; the board  
20 [COMMISSION] may hold meetings by teleconference;

21 (2) award grants from the net income of the trust [FUND] to  
22 community-based programs and projects that the board [COMMISSION] finds will  
23 aid in the prevention of child abuse and neglect;

24 (3) monitor approved programs and projects for compliance with  
25 AS 37.14.200 - 37.14.270;

26 (4) before providing assistance to a program or project, approve  
27 written findings on the program or project that include a consideration of the means  
28 of measuring the effectiveness of the program or project;

29 (5) apply for, and use net income from the trust [FUND] to obtain,  
30 private and federal grants for the prevention of child abuse and neglect;

31 (6) solicit contributions, gifts, and bequests to the trust [FUND];

1 (7) keep audio tape recordings of each meeting of the board  
2 [COMMISSION] to be made available on request; and

3 (8) submit to the governor and make available to the legislature by  
4 February 1 each year a report describing

5 (A) the child abuse and neglect prevention services that were  
6 provided by the programs and projects to which the board [COMMISSION]  
7 awarded grants; and

8 (B) the annual level of contributions, income, and expenses of  
9 the trust [FUND].

10 \* Sec. 8. AS 37.14.240(a) is amended to read:

11 (a) Except as provided in (d) of this section, the principal of the trust [FUND]  
12 and any capital gains or losses realized on the principal shall be retained perpetually  
13 in the trust [FUND] for investment as specified in AS 37.14.210, and may not be  
14 used for the awarding of grants.

15 \* Sec. 9. AS 37.14.240(b) is amended to read:

16 (b) The net income of the trust [FUND] may be appropriated only for the  
17 following purposes:

18 (1) the awarding of grants;

19 (2) obtaining private and federal grants for the trust [FUND];

20 (3) soliciting contributions, gifts, and bequests for the trust [FUND];

21 and

22 (4) reimbursement to the Department of Revenue for the costs of  
23 establishing the trust [FUND].

24 \* Sec. 10. AS 37.14.240(d) is amended to read:

25 (d) Up to \$150,000 per year may be appropriated from the principal of the  
26 trust [FUND] for the administrative expenses of the board [COMMISSION] relating  
27 to AS 37.14.200 - 37.14.270.

28 \* Sec. 11. AS 37.14.250(a) is amended to read:

29 (a) In awarding grants from the net income of the trust [FUND], the board  
30 [COMMISSION] shall consider the proposals of a qualified applicant only after the  
31 applicant has submitted a detailed proposal in the form prescribed by the board

1 [COMMISSION]. The board [COMMISSION] may not award a grant unless the  
2 board [COMMISSION] makes written findings that

3 (1) the proposed project, if successful, will help prevent child abuse  
4 or neglect;

5 (2) the application for financial assistance contains an adequate plan  
6 for project implementation, including both financial feasibility and project  
7 effectiveness;

8 (3) the applicant demonstrates that sufficient technical expertise is  
9 available to accomplish the objectives of the proposed program or project; and

10 (4) the applicant has identified costs associated with and ancillary to  
11 the project, additional governmental costs, future obligations generated by the program  
12 or project, and necessary operating, maintenance, or other support costs for the life  
13 of the program or project.

14 \* Sec. 12. AS 37.14.250(b) is amended to read:

15 (b) The board [COMMISSION] may establish other requirements for the  
16 award of grants under this section if necessary to carry out the purpose of the trust  
17 [FUND].

18 \* Sec. 13. AS 37.14.250(c) is amended to read:

19 (c) The board [COMMISSION] shall award grants in amounts that

20 (1) are appropriate to the conditions of the applicant and the proposed  
21 program or project; and

22 (2) will make the most effective use of the money available.

23 \* Sec. 14. AS 37.14.250(d) is amended to read:

24 (d) The amount of all grants awarded by the board [COMMISSION] during  
25 a 12-month period to a single project or program may not exceed \$50,000. The  
26 board [COMMISSION] may not finance more than 75 percent of the cost of a  
27 program or project during each of the first two years for which the program or project  
28 receives a grant, 50 percent during each of the third and fourth years, and 25 percent  
29 during each year thereafter.

30 \* Sec. 15. AS 37.14.250(f) is amended to read:

31 (f) To the extent consistent with the terms or conditions of the grant, a private

1 or federal grant awarded to the board [COMMISSION] shall be distributed in the  
2 same manner as provided for grants under this section and AS 37.14.260.

3 \* **Sec. 16.** AS 37.14.260 is amended to read:

4 Sec. 37.14.260. ELIGIBILITY FOR GRANTS. The board [COMMISSION]  
5 may award a grant to an applicant if

6 (1) the applicant has submitted a proposal that is acceptable to the  
7 board [COMMISSION]; and

8 (2) programs and projects, if any, of the applicant that have previously  
9 received a grant from the board [COMMISSION] have complied with all  
10 requirements of that assistance and have performed with sufficient success or promise  
11 to warrant further financial assistance.

12 \* **Sec. 17.** AS 37.14.270 is amended by adding new paragraphs to read:

13 (6) "board" means the Alaska Children's Trust Board;

14 (7) "trust" means the Alaska children's trust established in  
15 AS 37.14.200.

16 \* **Sec. 18.** AS 37.14.270(3) and 37.14.270(4) are repealed.

17 \* **Sec. 19.** TRANSITION. (a) Litigation, hearings, investigations, and other proceedings  
18 pending under a law amended or repealed by this Order, or in connection with functions  
19 transferred by this Order, continue in effect and may be continued and completed  
20 notwithstanding a transfer or amendment or repeal provided for in this Order.

21 (b) Contracts, rights, liabilities, and obligations created by or under a law amended  
22 or repealed by this Order, and in effect on March 8, 1996, remain in effect notwithstanding  
23 this Order's taking effect. Records, equipment, appropriations, and other property of agencies  
24 of the state whose functions are transferred under this Order shall be transferred to implement  
25 the provisions of the Order.

26 \* **Sec. 20.** This Order takes effect March 9, 1996.

DATED:

Tony Knowles  
Governor

# FISCAL NOTE

No. 1  
 Bill Version: EO 96  
 (S) Publish Date: 1/8/96

STATE OF ALASKA  
 1996 LEGISLATIVE SESSION

Revision Date: \_\_\_\_\_ Dept. Affected: Office of the Governor  
 Title: E.O. - Children's Trust Board BRU: Commissions and Special Offices  
 Component: Alaska Children's Trust Board  
 Sponsor: Rules Committee  
 Requester: Governor COMPONENT SERIAL NO. \_\_\_\_\_

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

OPERATING EXPENDITURES	FY 97	FY 98	FY 99	FY 100	FY 01	FY 02
PERSONAL SERVICES	0.0	68.0	70.4	72.4	74.9	77.1
TRAVEL	22.6	22.6	22.6	22.6	22.6	22.6
CONTRACTUAL	8.1	11.1	11.1	11.1	11.1	11.1
SUPPLIES	1.4	2.0	2.0	2.0	2.0	2.0
EQUIPMENT	0.0	4.3	0.0	0.0	0.0	0.0
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>32.1</b>	<b>108.0</b>	<b>106.1</b>	<b>108.1</b>	<b>110.6</b>	<b>112.8</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	32.1	0.0	0.0	0.0	0.0	0.0
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other Children's Trust Fund		108.0	106.1	108.1	110.6	112.9
<b>TOTAL</b>	<b>32.1</b>	<b>108.0</b>	<b>106.1</b>	<b>108.1</b>	<b>110.6</b>	<b>112.8</b>

Estimate of any current year (FY96) cost: \$ 16.9 GF

**POSITIONS**

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

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

Fiscal note analysis attached - funding source assumes GF requirement through FY97 only. Funding for FY98 - FY02 administrative expenses of the Board will be appropriated from the principal of the Children's Trust Fund. The level of Board activity and related administrative expenses will be driven by the available net income of the trust and any private/federal grants received.

Prepared by: Michael Nizich, Director  
 Division: Division of Administrative Services  
 Approved by Commissioner: Jim Avers, Chief of Staff  
 Agency: Office of the Governor

Phone: 465-3876  
 Date: 1/3/96  
 Date: 1/3/96

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Fiscal Note analysis for Executive Order establishing Alaska Children's Trust Board:

Fiscal note assumptions:

FY96 GF request for expenses related to two organizational meetings of new Board (travel 12.0, contractual 3.8, supplies .6, equip. .5) 16.9

FY97 GF request for expenses relating to four face-to-face meetings of Board and assumes staffing needs will be met by existing staff in Executive Branch agencies.

FY98 request reflects one new staff member for Board activities and associated expenses and assumes funding source change to principal available in Children's Trust Fund. FY98 and subsequent years fiscal impact is difficult to predict. Board activities and administrative expenses will be directly related to and driven by the principal amount and net income of the trust, and the receipt of private and/or federal grants.

Personal Services: -0-

FY97 staffing needs will be fulfilled by existing Executive Branch personnel

FY98 1 PFT requested - program coordinator, 68.0 (Rg 21, step A)  
FY99 and subsequent years reflects scheduled merit increases

Travel: 22.6

(Travel cost for 7 board members and 1 staff)

FY97	four annual meetings		
	2 Anchorage meetings:	airfare	\$3580.00 x 2
	7 people	per diem/trans.	\$2426.00 x 2
	1 Juneau meeting:	airfare	\$2162.00
	4 people	per diem/trans.	\$1546.00
	1 Fairbanks meeting:	airfare	\$4266.00
	7 people	per diem/trans.	\$2581.00

Contractual: 8.1

Advertising - public notice for meetings @ \$1109	= \$4436
Meeting room rental for four 2-day meetings @ \$800	= \$3200
Postage	= \$ 500

Contractual continued:

Contractual increase in FY98 reflects additional costs associated with one staff member and increased board activity.

Supplies:

1.4

Office supplies - stationary, etc. = \$1250  
Cassette tapes for meetings = \$ 150

Supplies increase in FY98 reflects additional costs associated with one staff member and increased board activity

Equipment:

-0-

FY96 costs include tape recorder/transcriber for meetings per Sec. 7, AS 37.14.230(7)

FY98 equipment reflects minimal equipment for staff member:

PC, Monitor, software = \$2000  
Printer = \$1700  
Telephone (installed) = \$ 600

Revision Date \_\_\_\_\_ Dept Affected: Revenue  
 Title: Alaska Children's Trust Executive Order BRU: Revenue Operations  
 Component: Treasury Division  
 Sponsor: Rules  
 Requestor: Governor COMPONENT SERIAL NO. 121

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

	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
<b>OPERATING EXPENDITURES</b>						
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL	17.5	17.5	17.5	17.5	17.5	17.5
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS/CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>17.5</b>	<b>17.5</b>	<b>17.5</b>	<b>17.5</b>	<b>17.5</b>	<b>17.5</b>
<b>CAPITAL EXPENDITURES</b>						
<b>CHANGE IN REVENUES ( )</b>						

**FUND SOURCE** (Thousands of Dollars)

	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
1002 Federal Receipts						
1003 GF Match						
1004 GF	-10.5	-10.5	-10.5	-10.5	-10.5	-10.5
1005 GF/Program Receipts						
1007 GF/Mental Health						
2000 Alaska Children's Trust	28.0	28.0	28.0	28.0	28.0	28.0
<b>TOTAL</b>	<b>17.5</b>	<b>17.5</b>	<b>17.5</b>	<b>17.5</b>	<b>17.5</b>	<b>17.5</b>

Estimate of any current year (FY96) cost \$ 0

**POSITIONS:**

	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
FULL TIME						
PART TIME						
TEMPORARY						

**ANALYSIS:** (Attach a separate page if necessary)  
 Contractual costs include fixed costs of \$130 for the establishment of two custodial accounts, with State Street Bank, plus audit fees. Also includes .5 basis points variable custody fee on actual balances (assumed \$50 million in trust).  
 While accounting for and managing the funds of the Children's Trust will not require the addition of new personnel, the time involved by existing personnel will be allocated proportionally to the trust. This allocation will result in a reduction in charges to the general fund.  
 There is new legislation proposed as a companion to this Executive Order. DOR prepared a \$0 fiscal note for the legislation.

Prepared by: Betty Martin, Comptroller Phone: 465-2350  
 Division: Treasury Date: 1/3/96  
 Approved by: Commissioner [Signature] Date: 1/3/96  
 Agency: Department of Revenue

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# FISCAL NOTE

No. 3

**STATE OF ALASKA**  
**1996 LEGISLATIVE SESSION**

**BILL NO:** \_\_\_\_\_ **II Version:** EO 96  
**(S) Publish Date:** 1/8/96

Revision Date: \_\_\_\_\_  
 Title: Executive Order Children's Trust **BRU:** Community & Regional Affairs  
 Sponsor: Rules Committee **Component:** \_\_\_\_\_  
 Requestor: Governor **COMPONENT SERIAL NO.** \_\_\_\_\_

**EXPENDITURES/REVENUES: (Thousands of Dollars) (inflation not included)**

OPERATING	FY 97	FY 98	FY 95	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

<b>CAPITAL EXPENDITURES</b>						
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<b>CHANGE IN REVENUES ( )</b> Revenue Code						
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**FUNDING: (Thousands of Dollars)**

1002 Federal Receipts						
1003 GE Match						
1004 GE						
1005 GE/Program Receipts						
1006 GE/MHTIA						
Other						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of current year (FY 95) impact: \$ None

**POSITIONS:**

FULL-TIME	0.0	0.0	0.0	0.0	0.0	0.0
PART-TIME						
TEMPORARY						

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

Prepared By: Remond Henderson, Director *Remond Henderson* Phone: 465-4708  
 Division: Administrative Services Date: 1/4/96  
 Approved by Commissioner: Mike Irwin *Mike Irwin* Date: 1/4/96  
 Agency: Mike Irwin, Dept. of Community & Reg. Affairs

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STATE OF ALASKA

FISCAL NOTE

BILL NO:

Bill Version: ED 96  
 (S) Publish Date: 1/8/96

No. 4

1996 LEGISLATIVE SESSION

Revision Date \_\_\_\_\_  
 Title Executive Order Children's Trust  
 Sponsor Rules Committee  
 Requestor Governor

Dept. Affected: Public Safety  
 Component: DPS Statewide Support  
Commissioner's Office  
 COMPONENT SERIAL NO. 0523

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

OPERATING	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-
CAPITAL EXPENDITURES	-0-	-0-	-0-	-0-	-0-	-0-
CHANGE IN REVENUES ( )	-0-	-0-	-0-	-0-	-0-	-0-
Code Revenue						

FUNDING: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

Estimate of current year (FY 96) impact \$ \_\_\_\_\_

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 fiscal impact is anticipated to the Department of Public Safety

Prepared By Sandy Perry-Provost, Special Assistant to the Commissioner Phone: 465-4322  
 Division Commissioner's Office Date: 1/3/96  
 Approved by Commissioner Ronald L. Otte Date: 1/3/96  
 Agency Ronald L. Otte, Dept. of Public Safety

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# FISCAL NOTE

bill Version: EO 96

(S) Publish Date: 1/8/96

## STATE OF ALASKA 1996 LEGISLATIVE SESSION

Revision Date: \_\_\_\_\_ Dept. Affected: Corrections  
 Title: Executive Order Regarding the Alaska BRU: All  
 Children's Trust \_\_\_\_\_ Component: \_\_\_\_\_  
 Sponsor: Rules Committee  
 Requester: Governor COMPONENT SERIAL NO. #0694

### Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

<b>CAPITAL EXPENDITURES</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>
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<b>CHANGE IN REVENUES ( )</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>
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### FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	0.0	0.0	0.0	0.0	0.0	0.0
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY96) cost: \$ 0.0

### POSITIONS

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

ANALYSIS: (Attach a separate page if necessary)

No Fiscal Impact to the Department of Corrections.

Prepared by: KAC for Cheryl Shriver  
 Division: Office of the Commissioner  
 Approved by Commissioner: Margaret M. Pugh  
 Agency: Department of Corrections

Phone: 465-4652  
 Date: 1/3/96  
 Date: 1/3/96

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# FISCAL NOTE

No. 6

Bill Version: EO 96

(S) Publish Date: 1/8/96

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

Revision Date: \_\_\_\_\_

Title: Executive Order for the Alaska children's trust

Department Affected: Education

BRU: Executive Administration

Component: Commissioner's Office

Sponsor: Rules Committee by Request

Requester: Governor Knowles

COMPONENT SERIAL NO. \_\_\_\_\_ 185

**Expenditures/Revenues:**

(Thousands of Dollars)

OPERATING	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
----------------------	--	--	--	--	--	--

CHANGE IN REVENUES						
--------------------	--	--	--	--	--	--

**FUND SOURCE**

(Thousands of Dollars)

1(X)2 Federal Receipts						
1(X)3 GF Match						
1(X)4 GF						
1(X)5 GF/Program Receipts						
1(X)6 GF/MHTIA						
Other						
<b>TOTAL</b>	0.0	0.0	0.0	0.0	0.0	0.0

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY96) impact: \$ 0.0

ANALYSIS. (Attach a separate page if necessary.)

Prepared by: Kimberly Homme, Special Assistant

Phone: 465-2803

Division: Commissioner's Office

Date: December 20, 1995

Approved by Commissioner: \_\_\_\_\_

Shirley Holloway, Ph. D.

Agency: Education

Date: December 20, 1995

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TONY KNOWLES  
GOVERNOR



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STATE OF ALASKA  
OFFICE OF THE GOVERNOR  
JUNEAU

January 8, 1996

2094

The Honorable Drue Pearce  
President of the Senate  
Alaska State Legislature  
State Capitol  
Juneau, AK 99801-1182

Dear President Pearce:

Under the authority of art. III, sec. 23, of the Alaska Constitution, I am transmitting an Executive Order designed to help promote community-based initiatives to strengthen Alaska's families and children. This is a first step in this administration's goal of breaking the cycle of child neglect, abuse, exploitation, and delinquency.

The Executive Order transfers certain functions now assigned to the Alaska Human Relations Commission for the Alaska Children's Trust Fund to a new trust board within the Office of the Governor. Under the direction of the new board, the children's trust will supplement services the state already provides to families and children.

Because Alaska leads the nation in per capita cases of child abuse and neglect, this is a vital reorganization. The Children's Trust was created by the legislature in 1988 to help combat child abuse and neglect, but has never been funded. It's time to change that. I believe there must be a reliable source of money to fund community projects that focus on prevention, early intervention and related services.

This reorganization will give these services a higher priority than they have under existing law. The Children's Trust, as designed by the legislature, will be funded through gifts, bequests and contributions of cash or other assets from individuals, corporate entities, legislative appropriations and federal matching funds. It will act as a permanent fund; only the earnings of the trust account will be spent. Grants from the

The Honorable Drue Pearce

January 8, 1996

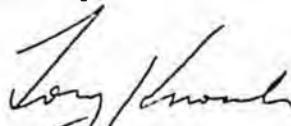
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trust will fund creative, community-based initiatives that otherwise might not find a funding source. The trust grant awards are not intended to replace or supplant regular funding for state programs.

It is appropriate to transfer oversight of the children's trust from the Alaska Human Relations Commission to the new trust board. The board's mission is to help finance community programs that address the problems of families and children. Under current statute, the Alaska Human Relations Commission has so many diverse responsibilities that its ability to focus on the problems of child abuse and neglect may be diluted. What we need instead is a focused, well-financed effort to change the child abuse and neglect statistics in Alaska. The transfer of responsibilities set out in this Executive Order will help us do just that.

I request your support in this effort that will mean so much for Alaska families.

Sincerely,



Tony Knowles  
Governor