

SCOMM

#36:20

"An Act changing the composition of the Board of Fisheries"

HB 645

IDENTIFICATION	DATE INTRODUCED 2/13/84	
	RELATED BILLS PENDING	
	SPONSOR(S) WENDTE AND M.M. MILLER	REFERRALS Resources Finance
INITIAL RESEARCH	INITIAL SUMMARY COMPLETED	LEGAL DIVISION SUMMARY
	SPONSOR CONTACTED FOR BACKUP MATERIALS	DEPT OF LAW SUMMARY
	AGENCY RESPONSE	FISCAL NOTE
		OTHER INTERESTED LEGISLATORS NOTIFIED
BACKGROUND RESEARCH	SIMILAR BILLS INTRODUCED IN PREVIOUS LEGISLATURES	OTHER STATE OR FEDERAL PRECEDENTS, REGULATIONS, ETC
	RESPONSES FROM INTERESTED PERSONS AND/OR GROUPS	
HEARING PREPARATION	CHAIRMAN BRIEFED	DATE & PLACE SET
	STAFF MEMO TO COMMITTEE	TELECONFERENCE
	BACKGROUND MATERIAL DISTRIBUTED	PSA/PRESS RELEASE
	LIST OF WITNESSES	SUGGESTED AMENDMENTS/CS DRAFTED

COMMITTEE REPORT

HOUSE

RESOURCES

(7)

FURTHER: FINANCE

2/13/84

Date: March 21, 1984

The Committee on HOUSE SPECIAL COMMITTEE ON FISHERIES has had HB 645

"An Act changing the composition of the Board of Fisheries."

under consideration and recommends:

- do pass do not pass
- do pass with attached amendments(s)
- replace with CS for _____ same title
- new title
- and recommends _____
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back without recommendation Zero Fiscal Note Attached
- referred to the _____ Committee

**MEMBERS SIGNING
DO PASS**

William H. ...

**MEMBERS HAVING
OTHER RECOMMENDATIONS:**

John ...
John ...
John ...
John ...

William H. ...

CHAIRMAN

Introduced: 2/13/34
Referred: House Special Committee on
Fisheries, Resources and Finance

1 IN THE HOUSE

BY WENDTLE AND M.M.MILLER

2 HOUSE BILL NO. 645

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 THIRTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act changing the composition of the Board of
7 Fisheries."

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

9 * Section 1. AS 16.05.221(a) is amended to read:

10 (a) For purposes of the conservation and development of the
11 fishery resources of the state, there is created the Board of Fisher-
12 ies composed of nine [SEVEN] members appointed by the governor, sub-
13 ject to confirmation by a majority of the members of the legislature
14 in joint session. The appointed members shall be residents of the
15 state and shall be appointed without regard to political affiliation
16 or geographical location of residence. The commissioner is not a
17 member of the Board of Fisheries, but shall be ex officio secretary.
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STATE OF ALASKA 1984 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date:

REQUEST

Bill/Resolution No.: HB 645
 Title: ...changing composition of the Board of Fisheries.
 Sponsor: Wendte and M.M. Miller
 Requestor: House Fisheries Committee
 Date of Request: _____

FISCAL DETAIL

Agency Affected: Fish and Game
 Program Category Affected: NRMEC
 BRU, Program or Subprogram(s) Affected: Boards of Fisheries and Game

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 84	FY 85	FY 86	FY 87	FY 88	FY 89
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL		15.4	16.2	17.0	17.8	18.7
300 CONTRACTUAL						
400 SUPPLIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING		15.4	16.2	17.0	17.8	18.7
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND		15.4	16.2	17.0	17.8	18.7
FEDERAL FUNDS						
OTHER						
TOTAL		15.4	16.2	17.0	17.8	18.7

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

Not specified by sponsor of bill.

ANALYSIS: Attach a separate page for analysis

Prepared By: Beverly Reaume *Beverly Reaume* Phone: 465-4210
 Division: Administration Date: 3/7/84
 Approved by Commissioner: *Oneil* Date: 3-12-84
 Agency: _____

Distribution (by Agency preparing fiscal note):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

12/1/83

Fiscal Impact Statement for Implementing
House Bill No. 645: Changing Composition of Board

Board of Fisheries

Assume:

- 2 additional Board members
- 2 meetings per year, 23 days each
- travel at \$400 per ticket, average
- per diem at the rate of \$150 per day

Calculation:

- travel: 2 members x 2 meetings x \$400 = \$ 1,600
- per diem: 2 members x 46 days x \$150 = 13,800

TOTAL

\$15,400

STATE OF ALASKA
THE LEGISLATURE

LEGISLATIVE AFFAIRS AGENCY
LEGISLATIVE REFERENCE LIBRARY

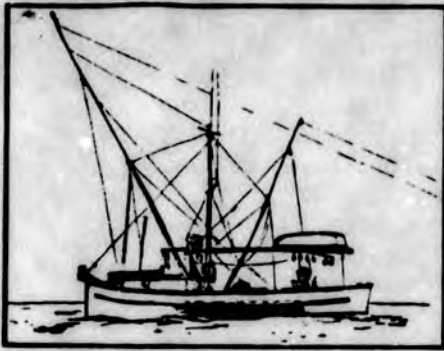
FOUCH Y - STATE CAPITOL
JUNEAU, ALASKA 99811
907-465-3000

May, 1988

Copies of minutes listed below were originally included in this file. The minutes are available on the STAIRS database CMPR. In order to save space copies of minutes have not been left in the files.

Mary Van Nimwegen

House Special Comm. on
Fisheries 3-13-84 3:30pm
3-15-84 2:30pm



Alaska Trollers Association

REPRESENTING ALASKA POWER TROLLERS

205 North Franklin Street
Juneau, Alaska 99801
(907) 586-9400

March 15, 1984

Rep. Adelheid Herrmann, Chairman
House Special Committee on Fisheries
Pouch V (MS 3100)
Juneau, Alaska 99811

To All Special Committee Members:

The Alaska Trollers Association takes pleasure in commenting on the following bills:
HB 526, HB 563, HB, 658 and HB 645.

HB 526: ATA appreciates the intent of this bill, but will discuss a preferred option after giving specific suggestions as to the contents of this bill and the remaining. In paragraph (a)(1) "maximum sustainable yield" should be replaced with "harvest guideline". Harvest guideline may include maximum sustainable yield (MSY), but often the biological information for some species to define MSY is not available nor are the dollars for research, personnel nor time to define it. Ideally, it is a good idea, but not practical.

In paragraph (b)(1) change "economic" to "income" because as used here this is a more precise and definable term.

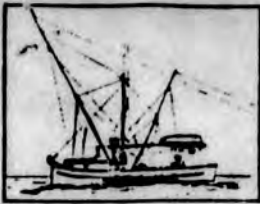
In paragraph (d) it should either be written "The Commissioner or the appointed substitute may participate in the development of a Board of Fisheries Management Plan in an advisory capacity" or strike paragraph (d). As written it would undermine the regulatory ability of the Board. The Department should not be allowed to make value judgements, particularly on allocative matters.

HB 563: Local provincial political pressure on a regional fisheries board would lose the objectivity of the Board. ATA believes the objectivity of this bill now being addressed by the new direction of the Board of Fisheries which is to encourage participation, input and direction from local advisory committees and regional advisory councils.

Increased bureaucracy needed to handle the structure of regional boards will decrease the Department's funds for other needed projects and from the committees. That is, the proposed costs will have many hidden costs such as per diem and travel costs to support additional board members which will be detrimental in times of decreasing funds.

Also, the Commissioner should not be seated as a voting member on the master board if the board is to remain non-professional. (And see comments on HB 526(d)).

Most species of fish are migratory and do not respect boundary lines developed by mankind. Many fisheries management plans by regions would overlap authority. In addition to coordination between the regions, often plans have to be developed to comply with the Magnuson Fishery Act and the North Pacific Fisheries Management Council. (i.e. Tanner crab, salmon, herring and groundfish plans now in existence).



HB 658: Again, ATA appreciates the intent of the bill, but feels that since each advisory committee must review each proposal within 30 days hardly anything would get to the regional councils. It is often impossible to get a quorum at advisory committees or regional councils in the summer when everyone is "gone fishing". And it is also difficult in the fall when many are out hunting. (This is Alaska).

Individuals should have the right to submit their proposals and expect consideration of their ideas. While ATA recognizes the importance of committees and councils and encourages their use, we would not like to see the regulation process slowed more. Proper staff and complete data is often not available to make complete and sound judgments. The current system does ask committees to review, discuss and make suggestions on all proposals before they are reviewed by the Board.

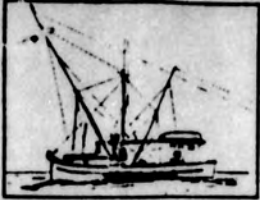
0145 HB 645: The composition of the seven member Board is satisfactory with ATA. If it is deemed politically necessary to expand the Board by two members in order to maintain and preserve the present board system, then we would agree. ATA does support confirmation of the present Board members.

Southeastern Alaska fisheries are as diversified as the entire remaining balance of the State of Alaska. The fisheries include such issues as king, tanner and dungeness crabbing; gillnet and seining herring; herring roe; pot and trawl shrimping; blackcod, halibut and groundfish longlining and jigging; gillnetting, surf setnetting, river setnetting, purse seining and trolling (power and hand) salmon of all species; plus sports and subsistence uses of all the above. Southeast Alaska also has hatchery and enhancement production from Federal, State, regional aquaculture associations and private non-profit groups which require thoughtful and knowledgeable allocation decisions. Plus, we have been deeply involved in negotiations of a treaty between Canada and the United States. For these reasons ATA supported retention of two Southeastern seats on the Board of individuals familiar with the resources.

There has been some discussion of changing the Boards of Fisheries and Game from lay composition to professional. The State of Alaska has established one of the most democratic methods of representation into it's fish and game management of perhaps any state of the Union. (Other states manage with legislation and/or departmental with little opportunity for public input). A professional board would negate much of this process and would allow paid, unbiased, professionals to make resource decisions.

A true, unbiased professional board could not have seated any commercial fisherman, processor, businessman who depended upon the use of the resource in any manner (vessel loans, fish sales, insurance) nor sports, subsistence or personal use fishermen. Where in the State of Alaska could we find seven to nine individuals who have none of the above? Retired bureaucrats perhaps? What would happen to the advisory committee process?

What are the issues? Perhaps it is the composition of the Board. From the 1979 through the 1982 sessions the Board of Fisheries addressed 1,474 proposals of which 203 were sport issues. That is fourteen percent (14%) of the total proposals. Of this 14% only a few were allocative issues. One of the seven Board seats at present is held by a "sportsman". This is also 14% of the total. (Actually, most of the seven present members hold sports licenses and actively sportsfish; just poll them). But this is not the issue.



Alaska
Trollers
Association

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0157 We suggest the real issue is representation on allocative problems. ATA does not support legislative mandated allocation guidelines; but rather guidelines suggested by the public. The Boards of Fisheries and Game should hold public hearings throughout the State to develop specific guidelines and criteria for these Boards to follow in all allocative issues. Indeed, this is precisely what the present Board of Fisheries would like to see implemented. Guidelines would eventually take a great part of the politics out of this process and allow the Boards to "get on with their work".

Sincerely,

A handwritten signature in cursive script that reads "Earl E. Krygier".

Earl E. Krygier
Acting Executive Director

EEK:jmm

03.15.84

MY NAME IS RON GOESSEL. I LIVE IN NORTH POLE. I WISH TO OFFER SOME COMMENTS ON PROPOSED LEGISLATION BEFORE YOU AT THIS TIME.

HB645: I SUPPORT THIS BILL. IT WOULD ALLOW FOR A WIDER VARIANCE IN USER-GROUP REPRESENTATION ON THE FISHERIES BOARD. HOWEVER, ANY AMENDMENTS ALLUDING TO GEOGRAPHICAL AND/OR USER-GROUP ALLOCATIONS ATTACHED TO THIS INCREASE IN MEMBERSHIP WOULD BE SELF-DEFEATING IN THE BOARD'S PROCES

HB658: I OPPOSE THIS BILL. WHEREAS THIS CONCEPT MAY IN FACT ACCOMPLISH ONE OF THE GOALS OF THE BOARDS — TO REDUCE THE LENGTH OF MEETINGS — IT IS THE WRONG APPROACH TO COMPLETELY ELIMINATE THE DIRECT CONTACT THAT ALASKANS HAVE WITH THE BOARD OF FISHERIES WOULD BE THE FIRST STEP TOWARDS ESTABLISHMENT OF A PROFESSIONAL BOARD — ONE ADMINISTERED BY STATE DEPARTMENT HEADS AND TOTALLY DEVOID OF THE GRASS-ROOTS INVOLVEMENT WE NOW ENJOY.

HB 563: I OPPOSE THIS BILL. IT'S OBVIOUS THAT THE ALTHOR OF THIS BILL IS NOT FAMILIAR WITH THE COMPLEXITIES ALREADY INVOLVED IN THE WORKINGS OF THE

-OVER-

03.15.84

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HB563 CONT.

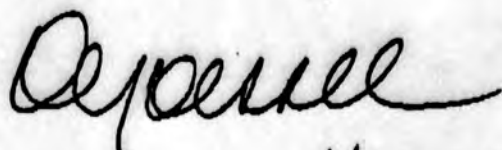
FISHERIES BOARD. I HAVE BEEN INVOLVED WITH THE PROCESS AND CAN ASSURE YOU THAT A TREMENDOUS AMOUNT OF PERSONAL, UNCOMPENSATED TIME IS INVOLVED IN DOING AN ADEQUATE JOB NOW. THE ONUS OF AT LEAST TWO ADDITIONAL MEETINGS PER ANNUM WOULD VIRTUALLY ELIMINATE MOST QUALIFIED CANDIDATES FOR THE BOARD. THE DIRECT RESULT OF THIS PIECE OF LEGISLATION WOULD BE TO FORCE THE BOARD OF FISHERIES TO BECOME A PROFESSIONAL BOARD. THIS WOULD NOT BE IN THE BEST INTEREST OF THE USERS OF THE FISHERIES RESOURCE.

HB526: I OPPOSE THIS BILL.

IT IS REDUNDANT. THE FISHERIES BOARD IS CURRENTLY OPERATED IN VIRTUALLY THIS SAME MANNER. ANY ATTEMPTS BY THIS BILL TO SUBVERT EXISTING STATE AND FEDERAL MANDATES CONCERNING SUBSISTENCE MUST BE THOROUGHLY RECOGNIZED.

THANK YOU,

RON GOESSEL
P.O. BOX 1897
FAIRBANKS, 99707


Home
488-1508