

SCOMM

67:14

~~Guide Task Force mtg~~ Guide Task force mtg - → 1-22-90

~~Richard J. Llewellyn - SO2 - 877-2577~~

Iya - Stein - Nome

Panglin - Gilson (Cyrilite proxy) Piershalla

Navane - Fairs - Johnson - Hinman - Burns - Puist - Eliska

Stem wants caveat at beginning of 'Recommendations' that vote w/ not unanimous on all of them.
but felt worthy of add'l consideration

Bullet ^{the} Transporter need for commercial use permit - if advertise for hunts - if don't - don't need it. Paying \$ To say They.

Panglin p7 - Sec. A - Beef up 'Rationale' section - Beef up 'differences' between new/old system - old syst w/ industry driven - etc - more justification.

X Point out in both above section and 'comparison' section. new system = State driven - - maybe examples of how old system worked - versus new - show how new system = different.

Reference to operational plan - ^{ref.} Sec. 01.54.360 (c) incl → on p 13 para 'c' - as part of limitation & denation.

└ would be #2 under subsect. C -
St. White - asked to look at from legal standpoint -

Piershalla - ^{question} last pg - #4 -

Hoffman Amend. - No objections

P2

1-22-90

X Burns Amendment -

eliminate #3 & #6 - ~~don't~~ so don't require hearings -

Pamplin - thinks its good amend.

Burns - c'd on p. 9 would become H & I under Burns -

C-D-E-F-G would be new added.

X ADOPTED UNANIMOUSLY -

X

Page 1 / P2 - Burns - line 4 - will allow continued delete 'allow' insert 'provide' . ADOPTED

X

P3 ^{Burns} line 27 - #2 - - add 'information' (to clarify) of use by g-o.
"informator gathered from previous use by g-o."
ADOPTED

line 12

delete "according to..."
insert "to include"

P4/P5/P6 - ~~Burns line 20 - criteria~~

Navarra - line 13 - #1 - needs improvement to clarify - protect in court - re-wording needed - all concerned.

X

Pamplin - change numbering - #2 = #1 #1 is last.

ADOPTED

- cause of Owsichuk's seniority provision

P7 - St. White - sec. 'c' - rec removal of preference could result in 30 yr permit.

deleted P7 - ~~to~~ sec. C - lines 6-10.

Pradell -

To "include"

P8 - Discussion - no ch - / P9 - St. White - Transferability section - (Owsichuk) limit assignment to short time period to deal w/ act of God emergency - i.e. til ^{end of} next hunting period - at that time - reverts to Board. add criteria - ~~when~~ - biz assoc. Problem = under bill - guide determines who = ~~next~~ next permittee -> this scenario opens to next best applicant plus heirs - biz assoc. etc - ??

1-22-90

P3

X

P-8 - line 16-29 - insert Burns Amendment

Emergency

line 22 - add after 'permit' - and a person who was
~~was~~ ~~reissued~~ the permit -

'c' - is valid only for --- " (length of time)

p8 - criteria: add whether applicant - biz assoc,
relative or heir of permit holder

~~P-8~~

line 18 - ~~'permanent' added before 'disability'~~

X

P9 ~~line 11~~ - Burns - use area permit may be
assigned - add 'by the Board' under the regulations -

Adopted - unanimous (To clarify who assigns)

P10 - 8.54.680 - ^{under (b)} Bd shall maintain list etc. - include in list:
"Transporters" / "g-o. Transporters, & commercial use permit
holders" etc

X insert: ^{Paraglin} line 17 - "and all commercial use permit holders"
after 'g-o-use areas --- delete 'g-outfitters'.
ADOPTED

X

P10 Burns - line 15 - are open to application for use " - - -
insert ADOPTED

X

P11 - Burns - lines 2-15 - (AG concerned)
strike: line 5 - at end - "the Bd may not certify etc -
(no reason to limit to 3) - (Strike whole sentence)
ADOPTED

P12 - Paraglin - line 14 - replace "hunting services" for "this service"

X

if pay \$ to provide svc for hunts - need c.v.p. - advertising
outwings 'incidental' - become 'Transporters' -
anyone who advertises big game hunting svcs - see George U.
delete all underlined - lines 10-14 - insert
wording of Fairer amend from last week

P4

P13-/P14-/P15-

P. Johnson -

Mathew Iya -

~~Iya~~ - remove - ~~find~~ re

Langlin - Today = begins 60 day public comment period on
map packets avail from June mapping project
all lic. G.O. - Mr. Lundquist will get it -

call - 267-2412

Task Force on

COMMITTEE TAPE LOG

COMMITTEE:

Funding & Name

DATE:

1-22-90

TIME:

9:22pm

SUBJECT:

Sen Jais, Randall Burns, Bob Henman

MEMBERS:

Pam Johnson, Rip Navarre, Lew Pampin

Matthew Dyer, Richard Stern

(Arch)

Capt. Phil Nelson, ^{Rich} Pershke, Ron White - Deputy Town

SPEAKER	TAPE #	SIGNIFICANT INFORMATION
Jais	001	Called to order (Jais -
		Calls attention to amendments
	097	Draft of report 1-90 - Anything
		offensive in rpt? Anything
		included. Last para
		Added Nixon - Comment?
		Look at rec 4. Should be
		the deletion. Jais does
		not support rec 4.
Johnson	140	Like to see 4 dropped
Pampin	150	Like to see it left in
Richard	160	Deer is - feel strongly either way
(none)		Note at beginning of recs
		that they are not all unanimous
Burns	215	Not require permit for
		guide use don't advertise
		adventure the need command use permit
Pampin	260	Spks to page 7 of report.
		Writers put in little more
		justification
Henman	288	Quest to Pampin
Jais	325	Couple examples of how old
		system works, mechanically
Burns	345	More?

Inside & Some
Task Force

PAGE:

2

1-22-90

SPEAKER	TAPE #	SIGNIFICANT INFORMATION
Pamplin	360	Page 12 ^{or 13} Part C - Include ref to Operational plan, etc. Would become 2 under Subpart C
Alice White	408	Few days to look at report
Rich Herschman	435	Common use permit fee?
Henman	455	Could leave heading as is
Dolson	488	Rec 2 & 3 be under
Pamplin		Seconded by Pamplin Discussion
Alice	510	Friendly Amendment to #2. No problem - when consent
Dick	528	2 & 3 will be under Recon by Task Force
Dick	530	Needs to Recon Consent - 1 proposal similar to TF report
Johnson	547	Amend to #3 Recon Means of Understanding between Jeds, Dept of Int & Gen, Law, etc.
Henman	565	Seconded by Henman
White	570	Set out memo w/ Jeds Dick & Hen should be lead agency
Henman	582	Put in ltr of consensus
Wynne	602	my impression
Blatt	615	Rec # 3 adopted

Guide & Some
for Jore

PAGE: 3

1-22-90

SPEAKER	TAPE #1	SIGNIFICANT INFORMATION
Richard Stern	620	Concerned Abt Paul's suggestion
Steve Cradler	678	Anchor
John	700	Draft Reg. John moms Amet #1 by Hoffman
Johnson		Secs edge of Amet #1
Naam	735	Redness that is not necessing
Mike Smith (left to Hoffman)		Marine Mammal Protec Act pretty well covered
Mark Harrison	775	Which expects to adapt of Amendment
John	800	Hold Amet until H. Jones Can Sph. to
Burns	805	Sph. to Amet #2 & explain & move for adoption
Naam	826	Occurs Amet Discussion on Amet
John	866	Amet (Burns adopted unanimously)
Naam	870	Cmt page 6, line 13 "Criteria funds" Puts on record by some people here.
Tape One, Side B		
John	001	Speaking
Burns	028	Raise concerns as discussed
John	054	Begin going over bill page by page - page 1

1.22.90

SPEAKER	TAPE #1	SIGNIFICANT INFORMATION
Burns	085	Page 2 - delete "allow" line 4 - insert "provide"
		Novare second Burns motion
Burns	130	No obj - Burns (Amend #2) adopted Page 3, line 27 (2) info gathering insert before "prev use"
		Novare second motion
Jain	205	(Amend #3) by Burns adopted
Pamper	278	#1 become #6 on page 6
		Paul seconded
Jain	288	W/obj Amend #4 adopted
Steve White	305	Recommend change to page 7 Subsection (C) (Amend #5)
Burns	324	Amend #5 moved by Burns Discussion on amend
		Burns suggests striking (C)
White	455	All together - Novare second Data flows in bill If remains Dept will not support Johnson raises strong opposition to amend
Novare	538	Restate his interpretation of Section
Jain		Could it be drafted to Novare interpretation?
Steve Cradell	578	Prp may not apply to person over 10 yrs

Guid. & Com
Task Force

PAGE:

5

1-22-90

SPEAKER	TAPE #1	SIGNIFICANT INFORMATION
Pamplin	630	Suggests change to page 1, line 12 - delete "according to" insert "to include".
Burns	650	Sphs to second alternative rather than delete whole Sect. (C)
Jacks	680	Vote on deleting of sub (C)
Jen	700	Motion adopted 7 to 5 (Amend #5)
Pamplin	708	Amend to delete "according to" insert "to include" (Amend #6)
		Burn seconds motion
		Discussion on Amend #6
Jack	780	Motion passes 11-1 (Amend #6 adopted)
Jacks	816	5 min recess
		(After recess)
Jacks	825	Asks Bob Nennin to chair
Pierstall		Sphs to pages 7 & 8
		Suggestions
TAPE 21		
Side A	001	Low Pamplin speaking
White	150	Sphs to adding another criterion
White	340	Suggests subsec (C) line 22 add. . .
		Debate (C) add. . .
		Adding new criteria on page 8
Burns	379	Burns move Amend

Quinn's Home
Tash Dove

PAGE: 6

1-22-90

SPEAKER	TAPE #	SIGNIFICANT INFORMATION
Henman	400	No second to motion on page 8 - motion die
Pamplin	400	Insert word "permanent" ^{page 9, line 1, 8}
~~Pamplin~~		Johnson seconded motion
Pamplin	453	After discussion Pamplin withdraws amendment
Pamplin	473	Speaks to amendment on page 9, line 22
Burns	500	Pamplin withdraws amendment
		Page 9, line 11 amendment proposed by Burn, seconded by Johnson. Between "assigning" & "under" insert "by the board"
Henman	570	Up objection amendment adopted
Qtein	580	Speaks to amendment on page 10 sec 08:54 - 1:50
		Motion seconded
Burns	615	Burns speaks to friendly amend.
Pamplin	625	suggest change to line 17
Henin	642	Amendment line 17 adopted
Burns	645	Burns per 10, line 15 amend.
		Amendment Adopted 4/1
Burns	674	Burns speaks to amend on page 11, line 5-7
		Strike from - seconded
Henman	750	Amend adopted - when consent

Miller & Gomer
Task Force

1-22-90

PAGE: 7

SPEAKER	TAPE #	SIGNIFICANT INFORMATION
	2	
	side A	
Pamplin	780	Suggest Amendment to page 12 line 14 - delete "this" insert "hereby" make services plural motion seconded
George Hermanson (drafted)	850	Best way to address question
	861	~~Burns makes motion~~
Pamplin	870	Withdraw his motion
Page 2, Side B		Going through "muddy water"
	001	Lincoln design long used
	048	Jain gives copy to Herman
Johnson	075	Speaking to page 12, line 9
Herman	160	Pg - 12, 13, 14, 15, 16 - Bal of Bill.
—	—	Marine Mammal - Hoffman Ad
Paul Johnson	199	— to accept amendment.
Randal Burns	202	was already — & sec - tables.
Herman	209	any.
Matthew Sye	212	Name - one of the ... ^{in language} yes, amendment.
Herman	244	you.
Randal Burns	253	Clarify - in new bill ... There isn't
Matthew	274	agree, but ... in order for
Herman	288	to reg 1.
Zew Zew/Anc	292	we have - main prob is ...
Herman	319	further comment - it seems inconclusive.
Burns	334	I understand - Hoffman had -
Herman	345	no luck finding
Matthew Richard	351	(Name) - most recent copy
5200		

Guide & Name
Tale Force

PAGE: 8

1/22/90

SPEAKER	TAPE #	SIGNIFICANT INFORMATION
Burns	365	There isn't
Richard (NOME)	369	what is unit 27?
Henniman	378	only to marine water. (Burns) (yes)
Niels (NOME)	385	sp against motion
Paul Johnson	390	What Matthew (NOME) thinks.
Matthew (NOME)	394	You better be right
Randall Burns	395	looking at bill
Richard (Stem)	421	Matthew & I ...
Randall Burns	432	When disc.
Henniman	450	= Vote. Mark call roll.
		Falks - yes
		Stem - No
		Fracalli No
		Pamplin Abstain
		Navane - Not pres
		Matthew - Abstain
		Johnson - No
		Hoffman - Not present
		Henniman - No
		Milson - No
		Almsteden - ~~Yes~~ Yes
		Burns - Yes
		Burns - Yes
Zew Pamplin	493	Start of 60 Day. ---
Henniman	505	are you going ---
Richard (Stem)	511	Thank Zew
Randall Burns	540	agree, but ...
Henniman	549	Thank you - adjourn 12:30

fail
4 Y
5 N
2 Abs.

Legislative Task Force on Guiding and Game

Meeting
of
January 22, 1990

AGENDA

9 a.m. to 11 a.m.

- I. Call to Order - Senator Jan Faiks, Chairman
- II. Approval of Agenda
- III. Business
 - A. Final Approval of draft legislation
 - B. Final Approval of Report to the Legislature
- IV. Other Business
- V. Member Comments
- VI. Adjournment

Alaska State Legislature

RECEIVED

JUDICIARY
CHAIRMAN
907-465-4523

JAN 15 1990

JAN FAIKS
POST OFFICE BOX V
JUNEAU, ALASKA 99811

JAN FAIKS
SENATE OFFICE

Senate

January 11, 1989

RECEIVED
JAN 12 1990

The Honorable Tim Kelly
President
Alaska Senate
Post Office Box V
Juneau, Alaska 99811

Dear Senator Kelly:

The Legislative Task Force on Guiding and Game is scheduled to release its final report and recommendations to the Alaska Legislature by January 15, 1990.

In spite of the panel's best efforts, the task force will need additional time to complete its work. As you are aware, problems associated with both the weather and volcanic eruptions caused numerous travel delays for many of the task force members in mid to late December. This forced postponement of a scheduled pre-holiday meeting and resulted in our falling behind.

With your approval of the necessary time extension, the task force will present its findings and recommendations to the Legislature on January 25, 1990. Please notify me at your earliest convenience if the extension is acceptable.

Sincerely,


Senator Jan Faiks, Chairman
Legislative Task Force on
Guiding and Game

JF:mr

*Delany approved
S. Kelly
1/15/90*

OUT OF SESSION

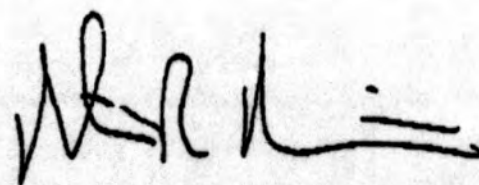
3111 C STREET

ANCHORAGE, ALASKA 99503

907-561-7610

1/17/90

I give my proxy for the January 22,
1990 G+C Task Force meeting to
Paul Johnson.



Pete Buist

DELIVER TO: <u>Sen. Ficker / Mark Richards</u>	LOCATION <u>Sen</u>
FROM: <u>Pete</u>	LOCATION <u>FAI</u>
TELEPHONE/TELECOPIER# <u>465-4973</u>	TOTAL NUMBER OF PAGES
TRANSMITTING ON/SPEED	DATE
PHONE # FOR PROBLEMS-NAME/NUMBER	TIME
COMMENTS <u>Please let Paul know</u>	
	FB

AKI

AKHIOK KAGUYAK, INC.

FACSIMILE COVER SHEET

FACSIMILE NO. (907) 337-2770

TO FACSIMILE TELEPHONE NUMBER: () 465-4923

DATE: 1/17-90 TIME: 9:15 Am

COMPANY: Senator Jon Fair

ATTN: Mark Reilly

FROM: Ralph Eluska - Guide Task Force

RE: _____

SPECIAL INSTRUCTIONS: I am issuing my proxy to
Paul Johnson for the Guide Task Force
meeting to be held in Juneau.

Ralph Eluska

Pages, which includes this cover sheet, are being sent to you. If for some reason you do not receive all of the pages sent or the transmission is not clear, please call Ralph Eluska at (907) 338-2322.

See Kelly Vrem letter
12-12-89

6-1718Ak
Utermohle

Amendment #2

1-4-90

A M E N D M E N T

TO: 6-1718A (dated 12/15/89)

BY FAIKS

Page 1, line 6, after "permit":

Insert ", guide-outfitters,"

Page 10, after line 26:

Insert a new bill section to read:

"* Sec. 4. AS 08.54 is amended by adding a new section to read:

Sec. 08.54.355. GAME MANAGEMENT UNIT CERTIFICATION. (a) The board shall certify guide-outfitters licensed under AS 08.54.350 to guide-outfit hunts within a game management unit. The board may not certify a guide-outfitter to guide-outfit hunts in more than three game management units at one time.

(b) A guide-outfitter may not guide-outfit hunts in a game management unit unless the guide-outfitter is certified by the board to guide-outfit hunts in the game management unit.

(c) The board shall allow a guide-outfitter to prequalify for certification for each game management unit in which the guide-outfitter is competent to guide-outfit hunts. The board shall allow a guide-outfitter to ~~readily~~ transfer a certification between game management units."

Renumber the following bill sections accordingly.

STATE OF ALASKA



LYMAN F. HOFFMAN
CO-CHAIRMAN
HOUSE FINANCE COMMITTEE

P.O. BOX V
JUNEAU, ALASKA 99811
(907) 465-3706

HOUSE OF REPRESENTATIVES

DISTRICT 25

AKIACHAK
AKIAK
ATMAUTLUAK
BETHEL
CHEFOKNAK
EEK
GOODNEWS BAY
KASIGLUK
KIPNUK
KONGIGANAK
KWETHLUK
KWIGILLINGOK
MEKORYUK
NAPAKIAK
NAPASKIAK
NEWTOK
NIGHTMUTE
NUNAPITCHUK
OSCARVILLE
PLATINUM
QUINHAGAK
TOKSOOK BAY
TUNTUTULIAK
TUNUNAK

M E M O R A N D U M

TO: Senator Jan Faiks
Chairperson, Guiding & Big Game Task Force

FROM: Representative Lyman Hoffman *Lyman*
Co-Chairman, House Finance Committee

DATE: January 19, 1990

SUBJ: Proposed amendments to Final Draft

=====

Please find attached an amendment I wish to offer to the final draft of the Task Force's legislation that will be discussed on Monday, January 22 at the scheduled 9:00 am meeting.

If there are any questions concerning these amendments, please contact my office.

Thank you.

*no problem
mail make copies
fax TO members
not here.*

A M E N D M E N T

BY REP. HOFFMAN

TO: W.O. 6-1718A (dated 1/11/90)

Page 11, lines 17 - 18:

Delete "or a marine mammal guide-outfitter license"

Insert "[OR A MARINE MAMMAL GUIDE-OUTFITTER LICENSE]"

Page 12, lines 1 - 2:

Delete ", marine mammal guide-outfitter,"

Insert "[, MARINE MAMMAL GUIDE-OUTFITTER]"

 *
 * DELIVER TO: LIOCBL5 *
 *
 *
 * ORIGINAL *
 * SENT: 01/22/90 TIME: 09:24 *
 * FROM: LIOCTOM *
 * SUBJECT: 90-01-145; PL; TFGG; 1-22-90 *
 * PRINT DATE: 01/22/90 TIME: 09:25 *
 *

TAC NO: 90-01-145

DATE: 1-22-90
 SPONSOR: SENATOR FAIKS
 SUBJECT: TASK FORCE ON GUIDING AND GAME
 MODERATOR: TOM PILLIFANT
 SITE: ANCHORAGE

PARTICIPANT LIST

 TO TESTIFY:

 TO OBSERVE:

ANCHORAGE

1. LEO KEELER	9. JOHN KURTZ
2. BRENT JONES	10. SERENA PARTCH
3. PHIL GILSON	
4. STEVE PRADELL	
5. LEW PAMPLIN	
6. PHIL GILSON	
7. SUZANNE MILLER	8. MARIANNE SEE
BACKUP NUMBER - 561-1199	
EMAIL ADDRESS - LIOCTOM	

KODAK

1. ERIC STIRRUP
 2. NELLE MURRAY
 3. DICK ROHRE

FAIRBANKS: 1. TOM KIRSTEIN
 2. ART ANDREIS

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4. STEVE PRADELL	
5. LEW PAMPLIN	
6. PHIL GILSON	
7. SUZANNE MILLER	8. MARIANNE SEE

BACKUP NUMBER - 561-1199
 EMAIL ADDRESS - LIOCTOM

KODIAK

1. ERIC STIRRUP
 2. NELLE MURRAY
 3. DICK ROHNER

FAIRBANKS: 1. TOM KIRSTEIN
 2. ART ANDREIS

adopted unanimously

A M E N D M E N T

BY RANDALL BURNS

TO: W.O. 6-1718A (dated 1/11/90)

Page 8, lines 16 - 29:

Delete all material.

Insert the following new subsections to read:

"(b) The board may after a hearing suspend or revoke a use area permit for

- (1) violation of the conditions of the use area permit;
- (2) failure to exercise the privileges conferred by the use area permit for one year;
- (3) a significant unauthorized deviation, as defined by the board, from an operations plan;
- (4) fraud in applying for a use area permit or assignment of a use area permit; or
- (5) other good cause, as defined by the board.

(c) The board may suspend or revoke a use area permit upon conviction of the permittee of an unlawful act under AS 08.54.520.

(d) A use area permit is suspended automatically if the permittee fails to pay the wildlife conservation fee when due. The suspension remains in effect until the wildlife conservation fee is paid.

(e) A use area permit is revoked automatically upon revocation of the permittee's guide-outfitter license. A use area permit is suspended automatically upon suspension of the permittee's guide-

outfitter license.

(f) If the license of a guide-outfitter is summarily suspended under AS 08.01.075(c), the use area permits held by the guide-outfitter are suspended automatically until after the final disposition of the disciplinary proceeding by the board.

(g) A hearing to suspend or revoke a use area permit may be combined with a disciplinary proceeding under AS 08.01.075 or AS 08.-54.500 involving the use area permittee."

Reletter the following subsections accordingly.

1-22-90

Pamplin Amend - p. 7 -

"to include" replaces "according to" - line 12

YES	NO	
X		Pete Buist
X		Randall Burns
		Vernita Cassidy
X		Ralph Eluska
		Ken Fanning
X		Phil Gilson
X		Bob Hinman
		Rep. Lyman Hoffman
X		Paul Johnson
X		Mathew Iya
X		Rep. Mike Navarre
X		Lew Pamplin
	X	Nick Pierskalla
X		Richard Stern
X		Sen. Jan Faiks

YES 11 NO 1 -

APPROVED -

REJECTED -

1-22-90

Delete sub. sec. C -
p 7 lines 6-10

YES

NO

	X	Pete Buist
X		Randall Burns
	NA	Vernita Cassidy
	X	Ralph Eluska
	NA	Ken Fanning
X		Phil Gilson
X		Bob Hinman
	NA	Rep. Lyman Hoffman
	X	Paul Johnson
X		Mathew Iya
X		Rep. Mike Navarre
X		Lew Pamplin
	X	Nick Pierskalla
X		Richard Stern
	X	Sen. Jan Faiks

YES

7

NO

5 -

APPROVED -

REJECTED -

A M E N D M E N T

BY REP. HOFFMAN

TO: W.O. 6-1718A (dated 1/11/90)

Rejected

Page 11, lines 17 - 18:

Delete "or a marine mammal guide-outfitter license"

Insert "[OR A MARINE MAMMAL GUIDE-OUTFITTER LICENSE]"

Page 12, lines 1 - 2:

Delete ", marine mammal guide-outfitter,"

Insert "[, MARINE MAMMAL GUIDE-OUTFITTER]"

1-22-90

Hoffman Amendment: Marine Mammals

YES	NO	
X		Pete Buist
X		Randall Burns
		Vernita Cassidy
X		Ralph Eluska
		Ken Fanning
	X	Phil Gilson
	X	Bob Hinman
	NA	Rep. Lyman Hoffman
	X	Paul Johnson
Abstain		Mathew Iya
	NA	Rep. Mike Navarre
Abstain		Lew Pamplin
	X	Nick Pierskalla
	X	Richard Stern
X	~~NA~~	Sen. Jan Faiks
YES	4	NO 5 - 2 Abstentions

APPROVED -

REJECTED -

TASK FORCE ON
GUIDING AND GAME

TASK FORCE MEMBERS

Pete R. Buist

Mr. Pete Buist
Alaska Guide Board

Vernita Cassidy

Ms. Vernita Cassidy
Public Member

Janice O. Faiks

Senator Janice O. Faiks
Alaska State Senate

Phil Gilson

Mr. Phil Gilson
Alaska Department of
Public Safety

Lyman Hoffman

Rep. Lyman Hoffman
Alaska State House of
Representatives

Paul Johnson

Mr. Paul Johnson
Guide-Outfitter Member

Lew Pamplin

Mr. Lew Pamplin
Alaska Department of
Fish and Game

Richard Stern

Mr. Richard Stern
Air Taxi Member

Randall P. Burns

Mr. Randall Burns
Alaska Dept. of Commerce &
Economic Development

Ralph K. Eluska

Ralph K. Eluska
Native Village Landholder

Ken Fanning

Senator Ken Fanning
Alaska State Senate

Robert A. "Bob" Hinman

Mr. Robert A. "Bob" Hinman
Research/Analysis

Matthew Iya

Mr. Matthew Iya
Public Member

Mike Navarre

Rep. Mike Navarre
Alaska State House of
Representatives

Nick Pierskalla

Mr. Nick Pierskalla
Non Guide-Outfitter Member

STATE OF ALASKA THE LEGISLATURE

LEGISLATIVE AFFAIRS AGENCY

POUCH Y - STATE CAPITOL
JUNEAU, ALASKA 99811
907 465 3800

MEMORANDUM

January 31, 1990

SUBJECT: Sectional Summary of SB 422; An Act relating to guide-outfitter use area permits, the Big Game Commercial Services Board, and guide-outfitters, transporters, and providers of other big game commercial services

TO: Senator Jan Faiks

FROM: George Utermohle *GU*
Legislative Counsel

This memorandum is a sectional summary of SB 422.

A sectional summary or analysis of a bill is not an authoritative interpretation the bill. The bill itself is the best statement of its contents.

Section 1 of the bill sets out the findings of the Legislature and the purpose of the bill.

Section 2 of the bill amends AS 08.54 by adding new sections relating to guide-outfitter use areas and use area permits.

Sec. 08.54.610 authorizes the Big Game Commercial Services Board to establish guide-outfitter use areas based on recommendations made by the Department of Fish and Game.

The board may amend the boundary of an established use area if the Department of Fish and Game concurs in the change and affected guide-outfitters are given an opportunity to comment on the proposed boundary.

Sec. 08.54.620 provides that the board shall offer available use areas to qualified guide-outfitters each year. The board may request recommendations from the public for use areas to be offered.

The board shall determine whether use areas will be offered for sole or joint use by guide-outfitters before the offering is made. Use areas for which permits have expired, been relinquished by the permittee, or revoked by the board may be offered at the next offering of use areas.

The notice of offerings must include specific information regarding each use area.

Sec. 08.54.630 establishes the privileges conferred by use area permits and registration permits and the duties of guide-outfitters under use area permits and registration permits.

A use area permit or registration permit authorizes a guide-outfitter to guide-outfit hunts in the use area for those species listed in the permit. A use area permit or registration permit may limit the number of clients that a guide-outfitter may guide-outfit in the use area.

Use area permits may authorize joint or sole use of the use area. Guide-outfitted hunts for all big game species within a use area must be authorized under joint use area permits, when all use area permits for the use area are considered together.

Use areas for which use area permits have not been awarded are open to use by qualified guide-outfitters who obtain registration permits. Registration permits are valid for one calendar year.

A guide-outfitter may not guide-outfit hunts in a use area unless the guide-outfitter has a use area permit or registration permit authorizing guide-outfitted hunts in the use area.

A guide-outfitter shall physically participate in field operations conducted under the authority of a use area permit or registration permit.

Sec. 08.54.640 establishes eligibility and application procedures for guide-outfitter use area permits. The Department of Commerce and Economic Development shall set the application fee for a use area permit.

Sec. 08.54.650 sets out the procedures for evaluating applications and awarding guide-outfitter use area permits. The

board shall evaluate applications for use area permits under criteria listed in the bill.

The board shall determine which applicants are qualified to receive a use area permit and shall award the available use area permits to the best qualified guide-outfitters. The board may not award a use area permit to an applicant who does not satisfy the minimum requirements.

The board shall allow a successful applicant for a use area permit 120 days to obtain any additional permits, licenses, and land use authorizations that are necessary to guide-outfit hunts in the use area. If the successful applicant cannot obtain the permits, licenses, and land use authorizations within 120 days, the successful applicant loses the use area permit and the board shall award the use area permit to the next best applicant.

Sec. 08.54.660 sets out the provisions relating to the term of use area permits, suspension and revocation of use area permits, and operations plans.

The term of a guide-outfitter use area permit is 10 years, unless the board and the Department of Fish and Game agree that a longer term would further promote wildlife conservation and management. The maximum possible term of a use area permit is 15 years.

The board may suspend or revoke a use area permit in specified situations. Use area permits are automatically suspended or revoked when specified events occur. Hearings to suspend or revoke a use area permit may be combined with other disciplinary proceedings involving the permittee.

A use area permit may be revoked and the terms of a use area permit or operations plan may be altered by the board for wildlife management and conservation considerations.

A guide-outfitter may not conduct guide-outfitted hunts except as provided under an operations plan approved by the board. The board must approve changes to the operations plan before the guide-outfitter may change the manner in which the guide-outfitting operation is conducted.

Sec. 08.54.670 provides for the assignment of use area permits by the board.

The board may assign a use area permit if certain conditions are met.

The sale of guide-outfitter facilities and equipment between the former use area permittee and the assignee of the permit is subject to review by the board and may cause the assignment of the permit to be voided.

An assigned use area permit is valid only for the period for which the use area permit was originally issued.

Use area permits may not be assigned if the use area permit or the permittee's guide-outfitter license has been suspended or if proceedings in which the permittee's guide-outfitter license or use area permit may be suspended are pending against the permittee.

Sec. 08.54.680 provides that the board shall maintain and publish a list of unawarded use areas that are potentially available for use by qualified guide-outfitters.

The board shall maintain an information center where information on use areas and guide-outfitters, transporters, and providers of other big game commercial services can be obtained.

Sec. 08.54.690 sets out the definitions of "joint use" and "sole use".

Section 3 of the bill amends AS 08.54.310(a) by enlarging the duties of the Big Game Commercial Services Board. The board, in addition to its existing duties, shall establish a procedure for certifying guide-outfitters to guide-outfit hunts within game management units and a system of guide-outfitter use areas to allocate big game hunting opportunities among guide-outfitters.

Section 4 of the bill amends AS 08.54 by adding a new section establishing a procedure for certifying guide-outfitters to guide-outfit hunts within a game management unit. Guide-outfitters must obtain a certification for a specific game management unit before guide-outfitting hunts in that game management unit.

Section 5 of the bill amends AS 08.54.370(a) by requiring guide-outfitters and marine mammal guide-outfitters to submit additional information and fees at the time of applying

for renewal of their licenses. A guide-outfitter shall submit an amended operations plan if the guide-outfitter intends to change the nature of the guide-outfitter's guide-outfitting operation during the next year. A guide-outfitter must also pay the wildlife conservation fee that is due for the past year.

Section 6 of the bill amends AS 08.54 by adding a new section establishing the wildlife conservation fee. Guide-outfitters and transporters are required to pay the wildlife conservation fee. The amount of the fee is \$25 for each big game animal, except deer, that was taken by a client of a guide-outfitter or that was taken by a customer of a transporter on a non-guide-outfitted hunt and transported by the transporter. The fee for each deer is \$5.

The funds generated by this fee may be used by the legislature to support game management and game law enforcement programs.

Section 7 of the bill amends AS 08.54.590(13). The definition of "transportation services" is amended to include air taxis and air carriers who advertise hunting services to the public regardless of whether the provision of hunting services is only an incidental portion of their business.

Section 8 of the bill sets out a detailed process for the identification of proposed guide-outfitter use areas by the Department of Fish and Game. The department shall submit its proposals to the Big Game Commercial Services Board. The process followed by the department is exempt from the Administrative Procedure Act.

Section 9 of the bill provides for preliminary determination of eligibility for guide-outfitter use area permits. During the interim between the passage of this bill and the full implementation of the guide-outfitter use area program, guide-outfitters may apply for a preliminary determination of eligibility to receive a use area permit in those game management units in which the guide-outfitter is certified to guide-outfit hunts. A preliminary determination of eligibility for a use area permit does not guarantee that the guide-outfitter will receive a use area permit when the permits are actually awarded.

Section 10 of the bill requires the Big Game Commercial Services Board to offer all use areas created by the board dur-

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ing the first five years that offerings of use areas are made.

Section 11 of the bill is a severability clause.

Section 12 of the bill repeals AS 08.54.310(b)(1) which is the power of the Big Game Commercial Services Board to establish a resource-based management system for allocating access to big game hunting opportunities among guide-out-fitters. This provision has been moved from a power of the board to a duty of the board by sec. 3 of the bill.

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GUIDING AND GAME

TASK FORCE MEMBERS

Pete R. Buist

Mr. Pete Buist
Alaska Guide Board

Vernita Cassidy

Ms. Vernita Cassidy
Public Member

Janice O. Faiks

Senator Janice O. Faiks
Alaska State Senate

Phil Gilson

Mr. Phil Gilson
Alaska Department of
Public Safety

Lyman Hoffman

Rep. Lyman Hoffman
Alaska State House of
Representatives

Paul Johnson

Mr. Paul Johnson
Guide-Outfitter Member

Lew Pamplin

Mr. Lew Pamplin
Alaska Department of
Fish and Game

Richard Stern

Mr. Richard Stern
Air Taxi Member

Randall P. Burns

Mr. Randall Burns
Alaska Dept. of Commerce &
Economic Development

Ralph K. Eluska

Ralph K. Eluska
Native Village Landholder

Ken Fanning

Senator Ken Fanning
Alaska State Senate

Robert A. "Bob" Hinman

Mr. Robert A. "Bob" Hinman
Research/Analysis

Matthew Iya

Mr. Matthew Iya
Public Member

Mike Navarre

Rep. Mike Navarre
Alaska State House of
Representatives

Nick Pierskalla

Mr. Nick Pierskalla
Non Guide-Outfitter Member

MAP REQUEST FORM

FOR PUBLIC COMMENT ON NEW BIG GAME GUIDE-OUTFITTER AREAS

PUBLIC INPUT PERIOD JAN. 22 - MAR. 23, 1990

Please Print

ADF&G Use Only

NAME _____			
ADDRESS _____			
CITY _____	STATE _____	ZIP _____	
DAYTIME TELEPHONE _____			

Please indicate the number of maps desired on the line in front of the map name.

_____ ADAK _____ AFOGNAK _____ AMBLER RIVER _____ AMUKTA _____ ANCHORAGE _____ ARCTIC _____ ATKA _____ ATLIN _____ ATTU _____ BAIRD INLET _____ BAIRD MTS _____ BARROW _____ BARTER ISLAND _____ BEAVER _____ BEECHEY POINT _____ BENDELEBEN _____ BERING GLACIER _____ BETHEL _____ BETTLES _____ BIG DELTA _____ BLACK _____ BLACK RIVER _____ BLYING SOUND _____ BRADFIELD CANAL _____ BRISTOL BAY _____ CANDLE _____ CAPE MENDENHALL _____ CHANDALAR _____ CHANDLER LAKE _____ CHARLEY RIVER _____ CHIGNIK _____ CHRISTIAN _____ CIRCLE _____ COLD BAY _____ COLEEN _____ CORDOVA _____ CRAIG _____ DE LONG MTS _____ DEMARCATION POINT	_____ DILLINGHAM _____ DIXON ENTRANCE _____ EAGLE _____ FAIRBANKS _____ FALSE PASS _____ FLAXMAN ISLAND _____ FORT YUKON _____ GARELOI ISLAND _____ GOODNEWS BAY _____ GULKANA _____ HAGEMEISTER ISLAND _____ HARRISON BAY _____ HEALY _____ HOLY CROSS _____ HOOPER BAY _____ HOWARD PASS _____ HUGHES _____ ICY BAY _____ IDITAROD _____ IKPIKPUK RIVER _____ ILIAMNA _____ JUNEAU _____ KAGUYAK _____ KANTISHNA RIVER _____ KARLUK _____ KATEEL RIVER _____ KENAI _____ KETCHIKAN _____ KILLIK RIVER _____ KISKA _____ KODIAK _____ KOTZEBUE _____ KUSKOKWIM BAY _____ KWIGUK _____ LAKE CLARK _____ LIME HILLS _____ LIVENGOD _____ LOOKOUT RIDGE _____ MARSHALL	_____ MC CARTHY _____ MC GRATH _____ MEADE RIVER _____ MEDFRA _____ MELOZITNA _____ MIDDLETON ISLAND _____ MISHEGUK MTN _____ MT FAIRWEATHER _____ MT HAYES _____ MT KATMAI _____ MT MCKINLEY _____ MT MICHELSON _____ MT ST ELIAS _____ NABESNA _____ NAKNEK _____ NOATA _____ NOME _____ NORTON BAY _____ NULATO _____ NUNIVAK ISLAND _____ NUSHAGAK BAY _____ OPHIR _____ PETERSBURG _____ PHILIP SMITH MTS _____ POINT HOPE _____ POINT LAY _____ PORT ALEXANDER _____ PORT MOLLER _____ PRIBILOF ISLAND _____ PRINCE RUPERT _____ RAT ISLANDS _____ RUBY _____ RUSSIAN MISSION _____ SAGAVANIRKTOK _____ SAMALGA ISLAND _____ SEGUAM _____ SELAWIK _____ SELDOVIA _____ SEWARD	_____ SHISHMAREF _____ SHUNGNAK _____ SIMEONOF ISLAND _____ SITKA _____ SKAGWAY _____ SLEETMUTE _____ SOLOMON _____ ST LAWRENCE _____ ST MATTHEW _____ ST M "HAEL _____ STEPONAK BAY _____ SUMD. M _____ SURVEY PASS _____ SUTWIK ISLAND _____ TABLE MTN _____ TAKU RIVER _____ TALKEETNA _____ TALKEETNA MTS _____ TANACROSS _____ TANANA _____ TAYLOR MTS _____ TELLER _____ TESHEPUK _____ TRINITY ISLANDS _____ TYONEK _____ UGASHIK _____ UMIAT _____ UMNAK _____ UNALAKLEET _____ UNALASKA _____ UNIMAK _____ UTOKOK RIVER _____ VALDEZ _____ WAINWRIGHT _____ WISEMAN _____ YAKUTAT
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ADF&G USE ONLY

DATE REQUEST RECEIVED _____

DATE MAPS SENT _____

DATE MAPS RECEIVED _____

SEND FORM & PAYMENT TO:

_____ TOTAL # OF MAPS

AK. DEPT. OF FISH & GAME
 STATISTICS SECTION
 333 RASPBERRY RD.
 ANCHORAGE, AK 99518

@ 3.00 EACH

= _____ AMOUNT
 ENCLOSED

MAP PACKET

ADF&G MAPPING PROJECT BIG GAME GUIDE-OUTFITTER USE AREAS

This **Map Packet** from ADF&G includes:

- * an **order form** that you need to return to ADF&G to obtain specific maps to put your comments on.
- * a **statewide index map** that shows names and locations of the more than 150 maps that cover the state, so that you can select the maps you want to order. This statewide index map, which is a blueline reproduction, is yours to keep (remember that direct light will fade a blueline map).

The **maps** that you order from ADF&G will be quite detailed because they are blueline reproductions of U.S. Geological Survey 1:250,000 scale quadrangle maps, including rivers and elevation contours. They also include the boundaries of ADF&G's uniform harvest coding units (UCUs) which show watersheds. These UCUs will be used as the "building blocks" for the new guide-outfitter areas. Therefore, please provide your comments on these specific maps (we cannot accept comments made on photocopies or other types of maps).

Any maps that you order will cost \$3.00 per map. Although we would prefer not to charge for these maps, we were not budgeted this year to provide them and therefore must charge a fee. This fee is far less than the maps actually cost to make. Please remember that payments must be included with your order: NSF checks will cancel your order.

- * a **return envelope**, already stamped, for your order form and payment.

You may drop your order off at an ADF&G office; but **maps will not be available over the counter.** All orders will be quickly processed and **mailed** from Anchorage.

When you receive the maps that you ordered, please read the instruction sheet carefully, and look at the example that will be enclosed.

In order for ADF&G to consider your comments, your maps with your comments must be returned to ADF&G, postmarked no later than March 23, 1990.

After March 23 your comments will be considered along with those from ADF&G, federal agencies, and landowners, regarding proposed guide-outfitter use areas for each game management unit. As ADF&G develops proposals for use areas, they will be made available for public review. After the public review comments have been considered, final recommendations will be forwarded to the Big Game Commercial Services Board for adoption. ADF&G's mapping process will take approximately 2 years.

Thank you for your interest, and your help with this project.

THE FOLLOWING DOCUMENT HAS
NOT BEEN FILMED BUT IS
AVAILABLE IN THE ORIGINAL
FILE

ALASKA GAME MANAGEMENT UNITS AND SUBUNITS

INDEX OF USGS 1:250,000 SCALE QUADRANGLE MAPS

———— Game Management Units
1-26

----- Game Management Subunits
A-F

SCALE 1:2,500,000
1 INCH EQUALS APPROXIMATELY 40 MILES

60 0 60 100 180 Miles

Universal Transverse Mercator Projection



Alaska Department of Fish and Game
Division of Wildlife Conservation
1989