

SCOMM

67:10

11/8/89

Task force on guiding & gone CH-Fails

- ① Lete Brust ⑤ Matthew Dya ⑧ Fanning - Yakut
② Richard Hlem ⑥ Phil Gilson ⑨ Lew Panglin (LP)
③ Randall Burns ⑦ Nick Piorshella ⑩ Bob Hinman } joined
④ Vernita Cassidy (VC) ⑪ Paul Johnson } at
⑫ Rep Navarre } meet

counsel - Steve White - AG^(SW) Federal

counsel Steven Procell

Mary Ann See + Suzanne Miller

{ Paul Schmidt
John Gusts
Leo Kueles
Rebecca Kaiser
Margaret

Tape 1 side 1
000

CH Fairs called the TF to order.

76x on line 3 observations

Glenn

1230-145

025 RB moved agenda
approved

030 Federal staff present identified

040 Lew Pamplin

Mary Ann See - ^(MAC) presented maps previously. $\div$ State resources crisis. Green map + quad map. Passes handout #1. C

130 MHS continues on Process for developing

140 VC - ~~2~~ NON-profit & profit - add to P2

150 2P

170 SW - adopt regs

173 LP- maps BGCSB-

175 SW - Bd will have to follow procedure for public input too.

190 RB - duplicative, could be simultaneous

195 MAS - step 3 (p2)

210 CH - Permit or 145P

11/8/89

255 MAS - summary - handout #2

10 minute recess

2:10 Reconvene

2:30 K7

2:49 Paul Schmidt - responds to K7.

3:15 K7 - cross boundaries - don't preclude campsites currently guaranteed.

3:40 LP - main pt - every camp w/ some boundary. no guarantee same

3:50 RB - operational plans

(RK) 4:00 Rebecca Kaiser - NPS - JT use. other users. cannot flood an area, 4 or 5 gui. in an area. all want own base camps.

4:20 RB

4:30 RK - # of clients - only limit for interim period.

4:40 NP - Quality of exp. - don't see how to regulate. also competition

4:50 RK - visitor - getting what you expect.

5:00 CH - comments

5:01 RB - quality - worry about backpackers coming - consumptive use might have effect on process.

5:25 RK - some don't, ^{know hunting} allowed.

5:30 RB - concerns NPS - qual. argument to construct GUI - old.

5:50 RK - no - not for harvest 30 back, kayakers, etc. - if problem, no longer wilderness, may restrict (mult. use)

5:50 RB - P5

Tape 1
Side 2

6:00 RB - selection process

RK -

6:10 LP don't lose site of award selection

3
11/8/89

Tapel Side B

022 LP-

030 RB-JTly or set standard + ^(not) most people agree. Private land
mgrs - potential of impact

038 FWS - Paul Schmidt - example - policy - if committed
w/ 5 yrs of game vic. - no permit issued. That could
could be aired at that time.

050 NP - quality?

055 PS - over 48 - no spec. guidelines

067 095 - C14 Fails. Mike Barton - Juneau lead for N375. Eager to
wk with SOA. NPS - John Ridenauer, OSW - Walt Dobney,
FWS, John Turner, BLM (Bill Horn - 2 hrs). Fed. no common
use clause. Liked pre-check. Explained SOA problems.

1st - quality of hunt + AVC. Feds don't want too many in area.

(# of JT use areas) ^{concerned about}. (game packet). Feds that well balanced.

background. workbook. ^{Concerns:} Do not stress economic viability
enough. + we did not give emphasis for long term. want us
to reconsider. Revisit the issue 10+10 - or 10+15. Limit fed
paperwork. Conc. about fees (to extent exclude particip

150 J. Turner - 3 generation outfitter wyo. Ridenauer (west) -
has exp. in gui. Primary. Criteria - liked but econ.

Viab. of ind. spelled out. #7 ^{liked} Permits - nec. for feds to give
authorization. Conc. 7 & 6. For 8 yrs feds have allowed 7 & 6
mgmt has prevailed. want st to mgr. want input. meet
again in Dec. Mike Barton.

190 VC - communication. Balt. selection - anything but feds for
having feds participate C9B ex-officio Slater.

200 9W - NO Prob as advisor - but cannot integrate as dec. makes.

205 VC -

11/8/89

Tapel - 2

250 Steve Pradell - owaxek

280 CH - 7 sections

3P - unregulated season CH

300 LP - resource allocation. Out-out Resource allocation program. instead of GMA allocation.

330 SW - Bd of Game function, sm pt. (leg. hearings) about chaos with this season. 40 substantive hearing.

350 KF - 1st para. limited JT use. benefit - 1 person, if more people (5) unless they are limited. sole or limited JT use

380 LP -

K7 - reads from memo Bill Horn 1 1/2 - outline - P2 - parenthesis.

410 CH - one guy bear + sheep, other - moose - JT use but diff. spec., not 5 bears + each 2 1/2 bears.

430 K7 - not competition by 5 diff guides. Then incentive doesn't exist.

446 RB - adj. - assume JT use -

460 CH - if 100 moose, don't allow 100 people.

465 NP - P2

CH - ^{wants} additions or deletions. P

475 NP - P2 - reads P2 sent. 4, ~~this~~ In contrast,

LP - we have harvest monitoring. sole or JT use would assist AD76. Discuss concepts. In 2 wks, come in with specific detail. ^{CH} laborious. critique.

530 Steve Pradell - draft baseline today. technical review of draft.

KF + NP brought out -

570 NP - because we reg. closely, good scheme.

CH Part of pic - Tell why this is important
NP - wildlife

000 TAPE 2 - Side 1

NP -

CH - our mission - just our part, not whole

005 NP - thinks creating some chaos, transports.

012 VC - not same perspective.

030 CH work doc in narrative, then legislation
Rep. narrow joins or.

040 PB - chaos. w/ last yr. thinks historical (previous chaos) imp't to
considers.

050 CH - Feds want more.

060 MI - weight?

060 CH - reasons for new system - equally weighted.

RB - wants to delete final sent P 3.

075 KF - make array to avoid? Res. hunters should know who is
C. operating. could then contact.

RB - ST should know.

PB

100 Spradell - sugg. chg.

102 MI -

CH - B6 Gui - the resident, all res. should be able
to ask who comm. of. are.

lew - will be able to know who has authority
to ~~operate~~ operate

130 NP - CS Provides.

130 CH - Justification - limit to 2 rather than area - safety
was a concern.

5 min break

TF66

Tape 2 side 1

solved by

140 CH - called mtg to order - Bob Hummer, Reef Naverre +
review Paul Johnson

181 Richard Stern - need to include details of admin. process

188 CH - must be in legislation politically

200 Bob Hummer - need legal authority in AS.

205 SP - Public + Competitive. In order to pass Const. musters.

215 LP - #6 areas.

240 CH - Spec. on Federal input

241 RB - stronger if to satisfy ADF6 rather than CSB

250 LP -

260 R Naverre - auth. CSB + ADF6 authorities

280 CH - Public + Federal -

283 LP - Bandwidths CH Vote of 145 P

285 CH - again, Federal

296 SP - definition - incl. federal (as Public)

300 RB - agrees, ³⁰³ PB - State DNR absent; LP - agrees w RB

310 Mike Sullivan - DNR - present

LP - State land mgr ADF6

330 SW - Prim. dec. makers - ADF6 rather than Bd.

function of ADF6 - game mgmt.

330 RB - comm. role in approving.

340 CH - CSB can chg recommendations.

340 SW - inherent COI - not same bds

350 CH - final auth on areas

352 LP - BGCSB - have to implement + ADF6 - subsy
to comm. comm ADF6

360 LP - not game allocation, allocating areas for C. V.
has mjr effect.

T-6+6
11/8/89

7

Tape 2 Side 1 (A)

370 CH - comments on P 3 - review

395 RH - P 4 -

410 LP

CH - offered annually unless w/ ^{gmt} reasons
can't be offered Discussion on areas:

440 MI -

450 M-Nasser - as expir have to be offered.

460 VC

470 MN - apply

490 LP - expired areas come up for review. Unawarded is
admin. IF wanted, would be avail for nomination.
Few doesn't want public offer ea yr.

500 RB - orig awarded, now unawarded. reoffered.

SP - under conditions

- P 6 of memo.

520 BH - guidelines? or elements

525 CH - elements clarification

545 CH

560 RStem - 115 UCC.

570 SW - how determine which ones. LP - Priority Based on
Public + AD76. AD76 would determine.

580 SW - not all at once. opportunities?

CH. Practical.

Tape 2 Side 2

000 LP - Clarifies. Progressive sense. 80% could be out but
want to guarantee rotation. Discussion.

030 PS - ^{Paul Schmidt} emerg sit.

040 PS - could be legal problem. may be in violation.

Tape 2 side 2

045 - LP -

050 - PS at 25% hopes more 25%

055 ^{CH} FWS + F&B, interagency understanding.

090 NP -

095 PJ -

096 RB - P3 - incl ranking (item 4), in legis?

LP - legis.

LP - areas may be modified.

100 RB - in legis. LP agrees.

121 BH - ^(Bob Hinman) awards max time unless CSB agree less.

125 CH - 10 yrs unless person req. shrt period of time.

130 BH - res. Discuss.

140 S. Pradell - 1st time rec. area, are leg up. get pts.

R.M.N. - how wgt'd. Could continue forever

170 CH - after 10 yrs, not getting extra pts., exp +
Knowledge of area will count. discuss

motion 188 Richard Stein - raise award lengths, on shaky ground?

motion 7 + 13. And by Bob Hinman.

P4. (RB - opposed)

205 RB - field will limit # of people in apt.

220 Paul - very favorable to this.

230 SW - longer length, more difficult to defend.

SB - where Owsichek

237 SW - broad public access. more exp. in lifetime,

5 WB 4 opp.

245 S.P. - Low Press to get area out. For next 5 yrs will allow
for opportunity each yr. (int. ^{looking like} of a prop interest)

250 CH - 5 yr in # 2, sub up to 15 yrs.

11/8/89
TF60

9

- 260 SW - Person will take worst pos. + that w/b argued in
LT.
- 265 CH - less emph on econ. invest. in areas.
SW - economics. no sleep
- 270 SP - prop interest. Ct trying to get as far as possible.
other safeguards, still nervous about 10, 15 yrs stretching
(trophy animal to reach size - resource 1st) 1st Purpose.
Biggest flaw ^{w/b} - too much up front.
- 270 PS - g-mgmt.
- 292 LP - depend on spec. (85 sheep) 5 to 7. or 10.
lg. ram.
LP - appx. long period. weakest link.
- 320 Vote - motion fails. Chg
CH - Phil gives proxy to LP Recess 1225 PM
1:45 Recess
- After lunch:**
- 356 Vote on Fe Game Process
- 356 Quorum 9 Present
CH Fails. Rebecca, comment, looks fine.
- 371 - Fanning / Fails
- 380 Hinman - will cost money - budget for it?
- 388 - Panglin - answer to above - if the maps?
- 401 - Stern - maps (407)
- 409 - Panglin - agreed To
- 416 - Jan - adopting resource area maps Unanimous
- 423 Buons -
- 440 - Panglin - will provide narrative - Rationale - for what we did

- 458 - Fanning - unawarded areas etc - "Understanding of it?"
 492 - Hinman -
 497 - Panglin - " " "concerned with"
 519 - Fanning - * Terminated area = his concern - would be likely in the system. "Joint use area"

561 - Burns -

TAPE 3 - Side A -

- 60 - Panglin - "unawarded areas" - "what Fanning says"
 25 - Fanning - " " (response) - "To hunting" (Fails guide)
 41 - Fanning - Fails -
 45 - Fanning / Fails - can add it - "middle part"
 50 - Panglin -
 55 - Fanning - CSB - "gonna apply"
 68 - Panglin - "I just I guess"
 83 - Pradell - response -
 88 - Hinman - re Fanning - "who they are"
 95 - Fanning - "40 animals" / Fails -
 105 - Stern - "the applicants"
 113 - John Kurtz - (Fed FWSvc) - re: special use permits -
 140 - Lee Keeler - (US Forest svc) - "difficult"
 150 - ~~John~~ Panglin - narrative pg 5 - question to Pradell - where did '9 mo.' period come from - not sure - "wants it '12 months'"
 187 - Burns -
 194 - Hinman - "that estimate"
 205 - Navane - / Fails - "in legalese"
 218 - Pradell / Navane - "in favor of that"
 223 - Fanning - ps workbook - AIC questions - "To me"

- 244 - Fairbairn - response To Eng - (Joint use)
- 255 - Burns - leave To CSB To decide #s etc - 'the statute'
- 264 - Fanning - Joint/sole use - 'applicant'
- 273 - Pierchalla - - 'application'
- 275 - Pradell -
- 286 - Burns - legisl doesn't need the detail -
- 289 - Pierchalla - statute
- 292 - Pamplin - 'Randell says - motion - strike A-BC - under Part 1 and ~~the word~~
- 306 - Fanning - #3 p5 - 'got in there'
- 320 - Fairbairn - problem is there -
- 326 - Burns -
- 328 - Fanning -
- 333 - Pamplin - # ^{in area} guides based on
- 340 - Fanning - CSB decision on # in area - 'correct?'
- ~~349 - Pierchalla~~
- 354 - Navane - #4 p5 - comment - wait n see etc
P6 -
- 365 - Fairbairn - award criteria - p6 - most important
- X 370 - Paul Johnson - Boroughs as landowners - new issue (Fairbairn)
- 406 - Johnson - to Steve White - explanation of problem -
- 430 - Pradell -
- 448 - White - can ST
- 450 - Johnson - question - Pradell - ^{Johnson} too many layers
- 471 - Stern - -
- 485 - Fanning - specified - statement - landowners land -
- 492 -
- 503 - Pamplin -

524- Keeler - ¹⁶⁰~~158~~ ^{Forest Svc} - borough permits - Taxing similar uses -

531- Hinman -

552- Navane -

564- Sampson -

573- Pradell -

side B

80 - Johnson

9 - Piershalla - 'program'

12 - Sampson -

25 - Navane -

32 - Sampson - incl language re. Navane -

38 Navane - language A

43 - Sampson -

50 - Piershalla - #6 p 6 - Time

54 - Fanning -

59 - Sampson -

66 - Burns - 90 days limit in statute -

72 - Piershalla -

77 - Fanning - ^{90 day} permits

87 - Keeler - Forest Svc - permitting process - need coordinated effort - Fairlie

98 - Piershalla - permitting -

101 - Fairlie - state process should be come ahead of Fed system -

108 - Biust -

119 - Pradell -

122 - Fanning -

133 - Fairlie - chg wording - #6 § 7 p 6 -

136 Fanning - add to wording - Award to next qualified on list

153 White - weak link in system - #9, p 6 - seniority points

163 - Fairlie -

- 166 - Faiks - TF saying
- 179 Johnson - To white -
- 184 ~~Faiks~~ Stern -
- 204 Fanning - 1st Time applicant -
- 216 White - seniority issue -
- 221 Pradell - worst case scenario -
- 225 Burns -
- 235 Faiks - #9 question - (p6)
- 241 Iya -
- 261 Panglin -
- 272 White - "
- 274 Pierchalla - points weighting -
- 280 Burns -
- 296 Faiks - philosophical look at issue -
- 301 Burns -
- 306 Faiks - integrity of industry / gone mgmt
- 322 White -
- 330 ~~ST~~ Faiks
- 335 Stern -
- 338 Faiks / Pradell -
- 356 Fanning
- 376 Pierchalla - limits to # of areas - / Faiks - response -
- 393 Iya -
- 406 Burns - EEO violators will not be eligible
- 416 Navarre -

P.7 -

430 - Fairbairn -

449 - Burns - are we concerned - what may occur in "resolution" process - inviting problems -

P-8 - (memo p 12)

475 Navarre - #3, c - 'stewardship'

495 - 11 -

501 Fairbairn - re: Navarre - more pts for stewardship -

506 Pradell -

530 Fairbairn - re: wording for stewardship pts -

534 Panglin -

555 Navarre -

560 White -

574 Panglin -

00 - 16 - White / Panglin

X 30 Stern -

38 Pradell - 1/E/O ^{add #3}

50 Burns - - motion - "CSB may revoke/modify a ~~permit~~ ^{For violations by permittee or -}
at any time" - For game mgmt purposes

56 Pradell -

58 Burns -

59 Pradell -

60 Panglin - Burns / Panglin -

78 Fairbairn - re-wording

85 Johnson - question w/ 'violations'

95 Panglin - #4 p 8 - ~~remove~~ delete Stern 4 -

101 Biust - permit drawings destroy planning

108 ~~Hinman~~ - "Tags" incorrect. Permits - its Function of Game Bd. - Conference
of Permit winners

115 Fanning - should be permit prof. For guides

133 - Panglin - authority for allocation - is a Bd of game -

150 - Fanning -

155 - Hinman -

163 - Biust -

169 - Johnson -

173 - Fanning - question

181 - Panglin - proposal would override Bd of game

188 - Fanning -

191 - Panglin - not issued to guide - to hunter -

195 - Fanning - Kodiak

197 - Panglin - Overruled then it at

Fanning

207 - Panglin - permits issued to hunters not guides.

215 - Verita - called for question.

delete #4, PS

yes - 8 - May 4

Public hearing 4pm

11-8-89

257 - Intro - Jan -

268 Tom Hundlee - lic - gun-out, snowball rolling down a hill. He's shocked at this. addresses econ. viability.

no accountability - lic guide must be w/ hunter in field - not assistant guides

386 - Panglin - response - Commercial sees Bd will have to resolve those problems.

400 - Hundlee - regs must have teeth -

443 - Burns -

to 481 Hundlee - developing a manageable system -

490 - Burns - limit # of guides & animals -

493 - Hundlee -

513 - Hubble - lack of enforcement

535 - Brent Jones - discouraged to extent - too many regs -
fears 'Joint Use' area. Maybe - growth system - (animals)
classify VCU's - i.e. an area where $X \neq Y$ caribou
Class 1 permit, ~~1~~ so 1 to 5 yrs - ~~1~~ Class 2 - 5 to 10 yrs -
stability in business.

00 - don't know what the future is - / under proposal - little incentive / likelihood
for biz after 10 yrs - / need incentives.

25 - Panglin - (BJ) P -

~~52 - Dan Treutman~~
~~Lead to~~

59 - Kirk Ellis - Slana - air taxis take 3-4 times game the guide
take in his area -

Observers
re. Fishing

133 - Burns - response - 1

148 - Gordon Wendell - Naknek - Q / Finks / GW /

To FOX Packet

205 - Joe Hendricks (Arch) - outside - limited guiding duration emphasized.
the 5yr initial permit = absurd - too short. Only a limit - no set time -

255 - White - broad public access - access for new - shorter limit means more
opportunity for new folks -

Hendricks - would like to keep small ops in biz - too many rules / regs -
Joint use - real problem.

348 - Wendell - on Outside Time limit -

385 - ~~385~~ Dave Wolf - wildlife biologist P6 - application for guide permit -

need enforcement - ongoing research to ensure healthy resource.
population report w/ permit modification if necessary - during
life of permit.

504 - Panglin - agree lack of enforcement - non resident Tuka - under 10%

552 Hinman -

595 Cole Ellis - concerned w/ resource - Synguit -

00 - Tape 5 - Ellis -

11 - Hugh Crank - Arch -

33 - BUST - response -

38 - Burns -

47 - Bradell / C /

91 - Faiks summary etc - / Hundley / Faiks -

Evening Public Hearing

114 - Bill Stevenson - (Arch) - / Jan /

268 - Will Stewart - (Arch) - wants exclusive areas - ^{worried} guide only.
Pamplin - response

404 Hamann - "

432 Kelly Vroom - (Arch) - criteria - wants options avail in case doesn't get
chosen - qualified guide areas - so can hunt other areas -
- pre-qualify all guides for all areas -

- appeal process for nominations - Jan said

593 - appeal process will be checked - put in chart form - For Nov. 20 ^{mtg}

Side B 00 - Don Fell - (Owner) commercial use permit -

15 - Burns - would need amendment to NB112 -

29 - Fell - expands on it -

52 - Burns - recs - CDB maybe can come up w/ minimum fee
for non-active guides - (not commercially involved)

+ Rather than amendment.

74 - Pierchalla - comment - Jan - will look into options &
Get back to him

83 - Donald Troutman (FBX) -

93 - Johnson - response

96 - Troutman - wants to be able to sell lease/permit whatever -

~~125~~ Panglin -

127 - Gary Paul - (and) Time limits on permits - need incentive to invest in area(s).

203 Hinman - response - /GP/

228 - BOST - resp - preference rights (reimbursement required) maybe need to look into this -

247 Tracy Vrem - 5yr permit too short - To offer stability. Joint use no good. AIR TAXIS -

289 - Panglin response - Joint use - /

297 - Stern - 5yr permit - /

319 - Burns - response - 5yr - /Vrem - investment in area

Pradell - discuss constitutionality -

371 - Vrem - Ntl Wildlife refuge hunting someday will be closed.

383 - Panglin - response - /Vrem/

421 - Tom Christian (FBX) - Fees /UCVS -

565 - Pradell - /TC/

Tape 6 00 - P. Johnson - response

18 - Phil Shoemaker - (and) award criteria - quality of svc offered.

37 ~~X~~ Jan - will offer during Nov. 20th mtg.

45 - Panglin - a Commercial Hunting Division? ^{SVCs} ~~like~~ Shoemaker question - resp - cost \$4-6 mill so doesn't support -

61 - Paul PREISbilla - GTF - done good so far -

93 - Chris Bradham - (And) / mgmt Plan = Justified
requirement.

207 - Keith Johnson - (And)

256 - Burns - commercial use permit

272 - KJ -

293 - Rich Halford - (And)

361 - Burns - commercial use permit -

368 - Nick Brigman (And - Kodak) must compensate for
improvements -

400 - Sanglin response - Fall hunting season of '91

418 - Fairlie -

438 - Sanglin - response

~~441 - Phil Driver~~

463 - Sanglin - new plan

X 509 - Pierskalla - response - adjacent landowner must agree - !!

527 - Sanglin - should look into DNR provisions (State land)

537 - Pierskalla -

576 - Gary King Jr - quality of hunt - for 'criteria'
opposes joint use for that reason. Its part of

entertainment industry - AK compares w/ Canada -
accommodations provided by applicant should be considered.

5 yr permit too short.

38 - Burns -

43 - Fairlie - on outside

53 - Burns - "

79 - Carol Driver -

144 - Bill Stevenson - retired Guide - Licensed - will they be eligible
for area? (To sell?)

174 - Pradell -

193 Burns - -

194 - Pradell -

Send write up of legist sample -

To all who signed up full guides etc -

For ~~the~~ Nov. 20th.

Morning TC

*
* DELIVER TO: LIOCMAB *
* *
* *
* ORIGINAL *
* SENT: 11/08/89 TIME: 10:13 *
* FROM: LIOCINE *
* SUBJECT: SEN FAIKS; BRIDGE #6; GUIDE; 11-8 *
* PRINT DATE: 11/08/89 TIME: 10:51 *
* *

TO: TELECONFERENCE SITES
FROM: INEZ- ANCHORAGE LIO

TC #: 89-10-053
SPON: SENATOR FAIKS
SUBJ: GUIDE TASK FORCE

SITES FOR TODAY'S TELECONFERENCE:

- 1.) ANCHORAGE *CHAIRING SITE*
- 2.) YAKUTAT -- KEN FANNING
- 3.) FAIRBANKS -- 1
- 4.) HOMER -- 2
- 5.) SLANA -- THELMA SCHRANK, BILL ELLIS,
DOUG FREDERICK, COLE ELLIS
- 6.) SOLDOTNA -- 1
- 7.) DELTA -- 2
- 8.) MAT-SU -- 1
- 9.) NORTHWAY -- MS. CHRIS WORKER, MAT WORKER
- 10) NOME -- 1

EMAIL ADDRESS: LIOCINE
BACKUP NUMBER: 561-1199

INEZ

*
* DELIVER TO: LIOCMA8
*
*
* ORIGINAL
* SENT: 11/08/89 TIME: 14:19
* FROM: LIOCINE
* SUBJECT: SEN FAIKS; BRIDGE #2; GUIDE; 11-8
* PRINT DATE: 11/08/89 TIME: 14:19
*

P.M.
Afternoon

TO: TELECONFERENCE SITES
FROM: INEZ- ANCHORAGE LIO

TC #: 89-10-053
SPON: SENATOR FAIKS
SUBJ: GUIDE TASK FORCE

SITES FOR TODAY'S TELECONFERENCE:

- | | |
|-------------------|--|
| 1.) ANCHORAGE | *CHAIRING SITE* |
| 2.) NORTHWAY | -- MAT WORKER |
| 3.) FAIRBANKS | -- 6 |
| 4.) YAKUTAT | -- KEN FANNING |
| 5.) SLANA | -- THELMA SCHRANK, BILL ELLIS, COLE ELLIS,
DOUG FREDERICK, KIRK ELLIS |
| 6.) NAKNEK | -- CYNTHIA OSBORN, GORDON WINDEL |
| 7.) HOMER | -- 2 |
| 8.) NOME | -- 1 |
| 9.) SOLDOTNA | -- 2 |
| 10) MAT-SU | -- 1 |
| 11) <i>Kodiak</i> | <i>-- 2</i> |
| 12) | |
| 13) | |
| 14) | |
| 15) | |

EMAIL ADDRESS: LIOCINE

LEGISLATIVE TELECONFERENCE NETWORK



SIGN-IN SHEET

SPONSOR: Sen Fairbairn
 SUBJECT: Guide Task Force
 START/END TIME: 9AM-12PM DATE: 11/8/89

PLEASE PRINT

	NAME/REPRESENTING	ADDRESS	PHONE #	TESTIFY	OBSERVE	BILL #
1	MATTHEW IMA/PUBLIC	Box 948 Nome AK 99762	445-5251			
2	JOHN KURTZ	1011 E TUDOR	756-3355		X	
3	Tom Hundley	P.O. Box 2772	745-2084	✓		
4	Steven L Morris	POB 112164 Anchorage	333-0220		✓	
5	Cyndi Chadd	HC 33 Box 2893N Wasilla	373-7976		✓	
6	TOR HANO	PO Box 87-1410	376-2913		✓	
7	Johanna Munson	Rep. Curt Menard 165 E. Parks Hwy Wasilla	373-2878		✓	
8	BRENT JONES	12441 SHADLANE RD ANCHORAGE AK 99516	345-0399	✓	✓	
9	JIM MOREHOUSE	20120 NEW ENGLAND DR EAGLE RIVER, AK 99577	694-4218		✓	
10	Dave Hanson / Ralph Eluska AKHIOK	1577 C St. Anchorage, Ak. 99501	276-8827		✓	
11	Vernita Cassidy / RCAF / Rural Department of Law	2921 E. 84th Ave #1 99507	344-1041			
12	Steve White	P.O. Box K, Juneau AK 99801	465-3600			
13	Randall P Burns / Dept of Commerce Div of Rec Lic	P.O. BOX D-LIC Juneau 99811-0800	465-2535			
14	Richard Stern / Task Force member	P.O. Box 1650 Nome, AK 99762-1650	443-5464			
15	Steve Pradell / Birch Horton	1127 W. 7th Ave. 99501	276-1550	✓		
16	Jan Fairbairn					
17	Pete Buist	Box 1561 Fbx 99707	457-7189			
18	NICK PIERSKALLA	P.O. Box 870834 WASILLA AK 99791	376-0502			

LEGISLATIVE TELECONFERENCE NETWORK

89.10.053



SIGN-IN SHEET

SPONSOR: SENATOR FAIKS

SUBJECT: GUIDE TASK FORCE

START/END TIME: 7-9 PM DATE: 11.8.89

PLEASE PRINT

Page 1

	NAME/REPRESENTING	ADDRESS	PHONE #	TESTIFY	OBSERVE	BILL #
1	JOHN D GOUCK / UAA	3510 HAZEN CIR. ANCH. AK 99515	394-8977			
2	MARIO CERAMI	P.O. Box 92012, ANCH. 99509	384-7464		✓	
3	Bill Stevenson	HCO3 Box 8449 Palmer AK 99645	746-1696	✓		
4	WILL STEWART	HCO3 Box 8108-D PALMER AK 99645	746-0311	✓		
5	RON Bridenback	HCO 2 Box 7534A Palmer AK 99645	745-2433		✓	
6	LEO BOREIS	Box 671565 CHUGIAK	373-7188		✓	
7	DAVID Mulneaux	909 Chugachway #58 Anch AK ⁹⁹⁵⁰¹	583-1834		X	
8	Don Spurr	3800 Kenneyhill Drive	333-7157		X	
9	Kelly Vrem	742 Chugach AK	689-0136	X		
10	Gary Pahl	HCO-3-Box 8422 Palmer AK	745-7610	X		
11	TRACY VREM	P.O. Box 130 Chugach AK ⁹⁹⁵⁶⁷	688-2919	X		
12	Don Sisson	P.O. Box 670707 Anch AK	688-2802		✓	
13	Bill Burwell	Box 603 Glenallen, AK	822-3402		✓	
14	Phil Shremaker	Box 273 King Salmon		X		
15	DALE SWARTZLENDER	PO Box 173 Kasilof AK	262-3109		✓	
16	Nick BRIANAN	2016 WALDRON Anch	963-1002		✓	
17						
18						

LEGISLATIVE TELECONFERENCE NETWORK



SIGN-IN SHEET

SPONSOR: _____

SUBJECT: _____

START/END TIME: _____ DATE: _____

PLEASE PRINT *page 2*

	NAME/REPRESENTING	ADDRESS	PHONE #	TESTIFY	OBSERVE	BILL #
1						
2	Joe Klutsch	Box 313 King Salmon AK	246 3030		✓	
3	Paul Przybyla	7446 Bern Anch. AK.	349-3151	✓		
4	Jay King	Box 344 King Salmon			✓	
5	Gary Larsen	5025 Whispering Spruce ANCH. AK. 99517	345-6321		✓	
6	V. E. Zelle	4803 WHITE KIRCH LN			✓	
7	James McMillin	ADF & B			✓	
8	Manannee See	"			✓	
9	NICK PERSKALLA	P.O. Box 970334 WASILLA AK 99599				
10	Ellie Jones	Dep of Agr PO Box 99509 Anch AK 99509	243-6500		✓	
11	Rod Elg	LEES OF AK PO Box 221163 Anch 99522	248 87817		✓	
12	Dennis Brankman	Box 190184 Anch AK 99519			✓	
13	Mark Brankman	Box 190184 Anch AK 99519	243 4901		✓	
14						
15						
16						
17						
18						

LEGISLATIVE TELECONFERENCE NETWORK



SIGN-IN SHEET

SPONSOR: Sen. Fairbanks
 SUBJECT: Guide Task Force
 START/END TIME: 9AM-12PM DATE: 11/8/89

PLEASE PRINT

	NAME/REPRESENTING	ADDRESS	PHONE #	TESTIFY	OBSERVE	BILL #
1	Hugh L. Kravik	610 W. 91st Ave Anch	522-1712	✓		
2	Margaret Haskeway	Nat'l Park Soc			✓	
3	Rebecca Kaiser	Nat'l Park Soc			✓	
4	Phil Drwin	Marine Bands / Outfitters				
5	Joe Klutsch	Box 313 King Salmon	246-3030		✓	
6	John Merrick	4300 B ST #407 ANCH ⁹⁹⁵⁰³	561-2608		✓	
7	Sgt. Anne Miller	ADF & S				
8	Teri Teuler	U.S.F.S. 221-2547			✓	
9	Joe Sullivan	ADNR			✓	
10						
11						
12						
13						
14						
15						
16						
17						
18						

LEGISLATIVE TELECONFERENCE NETWORK



SIGN-IN SHEET

SPONSOR: _____

SUBJECT: Guide Task Force

START/END TIME: _____

DATE: _____

PLEASE PRINT

	NAME/REPRESENTING	ADDRESS	PHONE #	TESTIFY	OBSERVE	BILL #
1	Phillip Gilson DPS/F.W.P	5700 E Tudor Road	269-5509			
2	Lew Pamplin ADK66	333 Raspberry Road Anchorage	267-2231			
3	Jim LKSTLDT	Box 876014 Wasilla	373-1,60		✓	
4	Dave Wolfe Wildlife District	PO Box 1512 Anch. 99510	272-7112		✓	
5	CAROL DRIVER	1306 EA 26 th ANCH 08	277-8829		✓	
6	A.P. LUTTON JR	1704 CLEVELAND AVE 17	563-5570		✓	
7	Jim Bickman	P.O. B. 2117-233 EAGLE RIVER	694-9694		✓	
8	Ted Feisi	P.O. Box 2470 Soldotna	262-3116			
9	Joe Hendricks	P.O. Box 10-1104 ANC	274-5116	✓	✓	
10	MARION CERAMI	P.O. Box 92012, ANC, 99509	344-7464		✓	
11	Phil Shoemaker	PO Box 876110 WASILLA	376-2234		✓	
12						
13						
14						
15						
16						
17						
18						

LEGISLATIVE TELECONFERENCE NETWORK



SIGN-IN SHEET

SPONSOR: Sen. Fawks

SUBJECT: _____

START/END TIME: _____ DATE: 11-8-89

PLEASE PRINT

Page 3

	NAME/REPRESENTING	ADDRESS	PHONE #	TESTIFY	OBSERVE	BILL #
1	Tuck Shlosar Guide	3408 Bruce Lane	243-1199	X	X	
2	Mike Golick	3510 Hazen Circle	344-8477		✓	
3	Tad Gilbert	2938 AMBERGATE	337-7159		✓	
4	DICK CARLSON	3900 GREENLAND	562-4994		✓	
5	JOE HENDRICKS, M.C.	Box 10-2104 ANC 99510	274-3996		✓	
6	J.R. NUTERASS	P.O. Box 770868 AK	694-9411		✓	
7	C. R. BRANTHAM	P.O. Box 190184 ANC 99519	243-4901	✓		
8	GARY KING JR	1820 Red Ridge Dr ANC 99504	337-6995		✓	
9	K Johnson	3646 N Point D Anc	243 5087	✓		
10	Rick Halford	Box 190 Chugiak	688-9500	✓		
11						
12						
13						
14						
15						
16						
17						
18						

LEGISLATIVE TELECONFERENCE NETWORK



SIGN-IN SHEET

SPONSOR: _____

SUBJECT: _____

START/END TIME: _____ DATE: 11-8-89

PLEASE PRINT

	NAME/REPRESENTING	ADDRESS	PHONE #	TESTIFY	OBSERVE	BILL #
1	✓ Nick BRIGMAN	2010 WALDRON AVE	563-8322	✓		
2	✓ Bill Stevenson	1403 Box 8449 Palmer AK 99645	746-1696	✓		
3	✓ Paul Quinn	1306 E 24 TH AV ANCH 99504	271-8829	✓		
4	✓ Gary King Jr	1820 Rebel Ridge Dr ANCH 99504	337-6995	✓		
5	✓ CAROL DRIVER	1306 E. 26 TH ANCH 99508	277-8829	✓		
6						
7						
8						
9						
10						
11						
12						
13						
14						
15						
16						
17						
18						

vote.

Present

Last Name	First Name
Buist	Pete
Burns	Randall
Cassidy	Vernita
Eluska	Ralph
Fanning	Ken
Gilson	Phillip
Hinman	Bob
Hoffman	Lyman
Johnson	Paul
Johnson	Matthew
Navarre	Mike
Pamplin	Lew
Pierskalla	Nick
~~Pierney~~	~~Gayle~~

Richard Stern

CH 7AKS

Year	Days
1	1
2	2
3	3
4	4
5	5
6	6
7	7
8	8
9	9
10	10
11	11
12	12
13	13
14	14
15	15
16	16
17	17
18	18
19	19
20	20
21	21
22	22
23	23
24	24
25	25
26	26
27	27
28	28
29	29
30	30
31	31
32	32
33	33
34	34
35	35
36	36
37	37
38	38
39	39
40	40
41	41
42	42
43	43
44	44
45	45
46	46
47	47
48	48
49	49
50	50
51	51
52	52
53	53
54	54
55	55
56	56
57	57
58	58
59	59
60	60
61	61
62	62
63	63
64	64
65	65
66	66
67	67
68	68
69	69
70	70
71	71
72	72
73	73
74	74
75	75
76	76
77	77
78	78
79	79
80	80
81	81
82	82
83	83
84	84
85	85
86	86
87	87
88	88
89	89
90	90
91	91
92	92
93	93
94	94
95	95
96	96
97	97
98	98
99	99
100	100

change the length of the classes from 5 to 7, and 10 to 13 years.

To adopt this on a weekly basis

To delete #4, p.8

Guiding and Game Task Force

11/7/89 4/29/89
10:04-11m

Present on call

Present

Last Name	First Name	Address	City	Zip	
Buist	Pete	Post Office Box 1561	Fairbanks	99707	R
Burns	Randall	Post Office Box D	Juneau	99811	R
Cassidy	Vernita	12041 Johns Road	Anchorage	99501	R
Eluska	Ralph	5028 Mills Drive	Anchorage	99508	R
Fanning	Ken	Post Office Box 80929	College	99708	R
Gilson	Phillip	5700 East Tudor Road	Anchorage	99507	R
Hinman	Bob	9119 Tournure Street	Juneau	99801	R
Hoffman	Lyman	Post Office Box 886	Bethel	99559	R
Johnson	Paul	Post Office Box 22	Elfin Cove	99825	R
Lya	Matthew	Post Office Box 948	Nome	99762	R
Navarre	Mike	Post Office Box 169	Kenai	99611	R
Pamplin	Lew	333 Raspberry Road	Anchorage	99502	R
Pierskalla	Nick	Post Office Box 870834	Wasilla	99687	R
Planney	Gayle	Post Office Box 51	Yakutat	99689	R

present

present

present

present

Yakutat

present

present

present

present

present

present

present

present

1 X

2 X

3 X

4 X

5 X

6 X

7 X

8 X

9 X

10 X

11 X

12 X

13 X

14 X

15 X

Richard Stein

CH FAKS

6 vide 2
59/Mark

October 30, 1989

MEMORANDUM:

TO: All Interested

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

SUBJECT: Upcoming Meetings

WEDNESDAY NOVEMBER 8th:

- Work Session
9 a.m. - 12:30 p.m.
1:30 - 4 p.m.
- Public Testimony
4 p.m. - 5:30 p.m.
7 p.m. - 9 p.m.
- Location
Anchorage Legislative Information Office
3111 C Street - 5th floor conference room
* Teleconferenced to all interested locations
- Agenda to include
report from Birch Horton
report on interagency staff meeting
update on Alaska Department of Fish and Game
mapping project

MONDAY NOVEMBER 20th:

- Work Session
9 a.m. - 12:30 p.m.
1:30 - 4 p.m.
- Public Testimony
4 p.m. - 5:30 p.m.
7 p.m. - 9 p.m.
- Location
Anchorage Legislative Information Office
3111 C Street - 1st Floor Conference Room
* Teleconferenced to all interested locations

Legislative Task Force on Guiding and Game

Meeting
of
November 8, 1989

AGENDA

9 a.m. to 4 p.m.

- I. Call to Order - Senator Jan Faiks, Chairman
- II. Approval of Agenda
- III. Business
 - A. Update on Fish and Game mapping project
 - B. Report on October 18, 1989 interagency staff meeting
 - C. Report from Chairman on meeting with National Park Service and Federal Fish and Wildlife Service
 - D. Review and discussion of Proposed Game Management Area Allocation Plan - Birch Horton
- IV. Other Business
- V. Member Comments

4 to 5:30 p.m. and 7 to 9 p.m.

- VI. Public Comment
- VII. Adjournment

MEMORANDUM

TO: Legislative Task Force on Guiding and Game
THROUGH: Honorable Jan Faiks, Chairman
FROM: William P. Horn
Steven Pradell
DATE: November 2, 1989
SUBJ: Outline of Proposed Game Management Area
Allocation Program

At the Task Force Meeting on October 5 and 6, a new Game Management Area Allocation program proposal was developed. The Task Force directed that the proposal be written up to enable subsequent thorough review and scrutiny.

I. GAME MANAGEMENT AREA ALLOCATION PURPOSES

A program to competitively allocate designated game management areas is designed to achieve four general purposes: (1) enhance wildlife conservation, (2) provide economic benefits, (3) confer benefits to Alaska citizens, and (4) increase revenue for the State

Legislative Task Force on
Guiding and Game
November 2, 1989
Page 2

of Alaska. Each purpose is an item of legitimate State interest and particular benefits will accrue to the wildlife resources held in common.

Wildlife conservation and management will be enhanced by the program. Unregulated access by guides-outfitters to game management units has previously created chaos. This chaos has hampered efficient wildlife management and been contrary to accepted principles of professional wildlife management. In contrast, a program which competitively awards areas to guides-outfitters for sole or limited joint use assists game management by permitting the creation of efficient and effective wildlife population and harvest monitoring systems. Moreover, guides-outfitters that receive sole or limited joint use of specific areas for a reasonable period of time have a clear incentive to engage in sound conservation practices (i.e., an individual who must rely on a specific area for a number of years is unlikely to decimate the resources he depends on). The combination of a more orderly system that improves management and encourages wildlife conservation will directly facilitate achieving the Alaska Constitutional goal of sustained yield of public wildlife resources. Lastly, these same factors will assist the State in meeting its subsistence obligations pursuant to State and Federal law.

A game management area allocation system will create general economic benefits for Alaska. An economically viable guide and outfitter industry that can offer a quality hunting experience attracts non-residents willing to spend substantial sums of money in-State. This is especially true with a program that is keyed in part to producing trophy animals. These dollars are spent throughout Alaska and create substantial benefits through the multiplier effect. A sound guide and outfitter industry also enhances the economies of rural Alaska as it is one of the few industries situated in rural and remote areas of Alaska. Lastly, a program which provides ample opportunities to new entrants can offer economic benefits to a wide array of citizens.

Alaska residents will also receive important non-economic benefits from the program. Better wildlife management and conservation will ensure continued open access to wildlife resources and obviate the need for permit, lottery, or draw systems that characterize big game management programs throughout the other states. Safety will be enhanced because of limited numbers of people present in areas designated for sole or limited use. Additionally, resident hunters (and non-hunters) intending to enter a competitively allocated area will be able to check with specific

commercial operators and make arrangements to avoid each other. Finally, better wildlife management provides tangible and intangible benefits to all residents.

The State will acquire significant revenues from an allocation program. It is necessary and appropriate that the State, on behalf of the public, receives valuable consideration for the award of a limited but valuable interest to guides-outfitters. A program that encourages properly regulated non-resident hunting is crucial as seventy-five percent of hunting license and game tag fees are paid by non-residents although they take only ten percent or less of big game species. These revenues are critical to administration of sound wildlife management programs and an allocation system that maintains and enhances quality hunting for non-residents will ensure continued wildlife funding.

II. OPEN COMPETITION

The Task Force agreed that a competitive program should be established. The process to be employed is outlined below:

A. Area Determination

A six step process shall be used to establish the areas which may be awarded to guides-outfitters for sole or limited joint use. First, the Alaska Department of Fish and Game (ADF&G) will issue a call for nominations. The call will ask the public to propose areas to be offered for competitive award. Second, nominations consisting of a Uniform Coding Unit (UCU) or groups of UCU's will be forwarded to ADF&G. ADF&G has mapped the entire state and established the UCU's. These units enable better management of game populations and use of UCU's ensures that the designated areas have sound biological bases. Third, ADF&G will review the nominations and accept, modify or reject them pursuant to the criteria previously adopted by the Task Force (see Attachment). Fourth, ADF&G will publish its proposed areas for public comment and review. Fifth, the areas will be reviewed again by ADF&G in the wake of comments and final decisions made on configuration. Sixth, the designated areas will be made available for competitive award.

The designation process may be regionalized or divided in a manner that ensures that a significant portion of the State will be covered within nine months of enactment. The remainder of

the State must be subjected to this designation process within two years of enactment.

B. Public Offering

ADF&G designated areas shall be offered to the public on an appropriately staggered basis. Each year some areas will be made available. To facilitate the transition to a new system and ensure some appropriate level of annual competition, at least one-fifth of designated areas will be offered each year for the first five years following enactment provided that every designated area shall be offered at least once in the first five years. Awards of sole or limited joint use in these first offerings will be for a term of up to five years. Subsequent awards will be for periods of up to ten years. The offering of awarded areas that have expired, terminated, or been relinquished, and the reoffering of unawarded areas will ensure that annual public offerings will occur.

C. Unawarded Areas

In the case of ADF&G designated areas that are not awarded to a guide/outfitter, the following arrangement governs

which guides-outfitters may offer hunts in such areas. Following the award process, public notice of unawarded areas shall be published. An unawarded area within a Game Management Unit (GMU) may be hunted by a guide/outfitter licensed for that GMU provided that the guide/outfitter "registers" (i.e., timely notifies) the State of his intent to take hunters into an unawarded area. The State shall maintain a central notification point and ensure that the process is simple and quick.

III. APPLICATION AND AWARD CRITERIA

A. Application

Only properly licensed guides-outfitters may apply for sole or limited joint use of ADF&G designated areas. The application must specify the following facts: (1) whether sole use or joint use is being sought, (2) the term of years (up to the legal maximum) being sought, and (3) the species and specific numbers (if applicable) being sought. Applications may be amended pursuant to special notice provided by the State as outlined below.

B. Award Criteria

The Commercial Services Board (CSB) shall make the award determinations among eligible applicants. It shall consult closely with ADF&G in making these decisions. The CSB shall determine the number of guide-outfitters to be awarded an area provided that this number is consistent with sustained yield principles and the wildlife resource parameters provided by ADF&G.

The CSB shall establish a weighted point system to provide for an objective evaluation and ranking of the applications for areas. Each application shall be evaluated an assigned appropriate points for each criterion it satisfies. Points for each criterion may be awarded within a specified range (e.g., ten points for minimum safety compliance v. fifteen points for an excellent safety record). The system must be properly balanced to ensure that new entrants are not unfairly prejudiced and effectively denied an opportunity to win an award in head-to-head competition with an experienced operator.

There shall be nine award criteria:

1. Guide/outfitter experience in the designated area or on-the-ground knowledge of the area.
2. Economic viability of the proposed guide/outfitter activity. (NOTE: This is designed to screen out "fly by night" operations unable to effectively utilize an area award; however, it is to be a minimum threshold so that large financially secure operations do not automatically gain a significant advantage over smaller operators especially new entrants.)
3. A record of safe operations or demonstrated capability to operate safely.
4. Compliance with fish and wildlife laws and regulations. (NOTE: This might be used as a deduct -- an applicant automatically gets ten points and receives deductions for any previous infractions.)

5. Compliance with trespass limitations. (NOTE: See note immediately above.)
6. Applicant holds necessary permits and licenses necessary to operate and hunt or demonstrates capability to acquire such. Failure to acquire necessary permits and licenses within ninety days of area award results in automatic forfeiture.
7. Applicant holds necessary authorization(s) to conduct activity on land within the designated area (i.e., special use permit from U.S. Fish and Wildlife Service for National Wildlife Refuge lands; permission from native corporations) or demonstrates capability to acquire such. Failure to acquire necessary authorization(s) within ninety days of area award results in automatic forfeiture.
8. An applicant will receive additional points if he has not been awarded the right to guide/outfit in other areas; an applicant seeking his first award will have an advantage over an applicant who already holds the award for one or more other areas.

9. In the case of renewals only, the holder of an award shall receive "bonus" points if he has operated in accordance with regulations, terms, and conditions applicable to that award.

C. Award Process

Following review of applications and initial determinations by the CSB, it may issue notice permitting applications to be revised (e.g., guide A applied for sole use of area 1, CSB decides to allow three joint users into area 1, guide A may amend application for joint use). After modified applications are received and reviewed, proposed final determinations are made by CSB.

In the event of ties (e.g., three applicants receive equal points on sole use applications; five applicants receive equal points for applications to an area for three joint users), the tied applicants will be afforded an opportunity to reach a resolution. If resolution cannot be timely achieved, a lottery or draw shall be used to determine who receives the award.

IV. PERMIT CONDITIONS

The successful guide/outfitter applicant shall receive a permit from the CSB which will authorize the guide/outfitter to either have the sole use or limited joint use to provide hunting services in an ADF&G designated area. The permit may also contain limitations regarding species (e.g., guide A may be awarded sole use of area 1 for Dall sheep, guides B and C may awarded joint use of Area 1 for brown bear).

Permits will initially be awarded for five year terms although an applicant may request and be granted a shorter term permit. After the first cycle of five year permits are issued, the basic permit term shall be ten years. ADF&G may authorize the CSB to issue longer term permits not to exceed fifteen years if the longer term will advance specified wildlife management and conservation objectives. In addition, a guide/outfitter who holds a permit for a designated area shall be accorded a preference in the award of non-resident tags for big game species in that area.

Permits are subject to revocation or suspension for violation of specified terms and conditions. One specific condition shall be a diligence requirement: failure to use the permit for one

Legislative Task Force on
Guiding and Game
November 2, 1989
Page 13

year, in the absence of good cause, shall result in revocation
(NOTE: revoked permits will be made available in the following
competitive offering .

Permits may be transferred to other qualified guide/
outfitters. Such transfer is subject to CSB review and may be
approved if transfer is for good cause.

A holder of a permit may seek to have it renewed at the end
of the term. Renewal is not automatic. Instead, a holder must
participate in the competitive process. He shall be awarded
additional points per the award criteria if he has conducted
himself in accord with the permit terms and conditions, as well as
other applicable law, during the permit term. This limited
preferred treatment shall be accorded to a holder for only one
renewal. He may continue to apply for a designated area in the
future but shall not receive any additional renewal points.

The State shall charge appropriate fees for application and
permit award. These fees will ensure that the public receives
valuable consideration for an area permit.

WPH:jap
WPH110M.AGC

Attachment

Possible Criteria for Developing the Guide-Outfitter Resource Area Maps*

In order of priority

- 1. Wildlife management concerns**
 - Species abundance and diversity**
 - Administrative wildlife management boundaries (Game Management Unit/Subunits)**
 - Harvest history (target number of potential hunt opportunities)**
- 2. Enforcement concerns**
- 3. Land ownership**
- 4. Administrative restrictions**
- 5. Easily recognizable (in the field) boundary features**
- 6. Access availability and transportation considerations (methods and means restrictions)**
- 7. General approach to the size and number of individual areas**
- 8. The number of guide-outfitters per area**
- 9. Other land uses**
- 10. Existing facilities**
- 11. Others considerations**

*** Provided to the Legislative Task Force on Guiding and Game
by Lew Pamplin, ADF&G, June 29, 1989**

HOW THE GAME MANAGEMENT PROPOSAL WORKS

- Purposes
- Area Determination
- Public Offering
- Applications Taken
- Ranking
- Permit Determinations
- Conditions
- Transfer and Renewal

PURPOSES OF GAME MANAGEMENT AREA ALLOCATION:

- Enhancing Wildlife Conservation
- Providing Economic Benefits
- Benefits to Residents
- Revenue to the State

FIRST. AREAS ARE DETERMINED:

- 1) ADF&G calls for nominations.
- 2) Public proposes areas.
- 3) ADF&G reviews, accepts, modifies or rejects nominations.
- 4) ADF&G publishes proposed areas.
- 5) Public comment and review.
- 6) ADF&G reviews areas.
- 7) ADF&G makes final decisions on configuration.
- 8) Designated areas made available for competitive bidding.

SECOND. AREAS ARE OFFERED TO THE PUBLIC:

- 1) Staggered basis: at least one-fifth offered each year for first five years.
- 2) First awards up to five years.
- 3) Subsequent awards up to ten years.
- 4) Unawarded and expired areas are re-offered.
- 5) Public notice of unawarded areas, registered Guide-Outfitters licensed for that GMU can hunt.

THIRD. APPLICATIONS ARE TAKEN:

- 1) Licensed Guide-Outfitters pay application fee and specify:
 - a) Sole or joint use;
 - b) Term of years; and
 - c) Species and numbers.
- 2) CSB determines eligible applicants.
- 3) CSB determines number of Guide-Outfitters to be awarded an area.
- 4) CSB establishes weighted point system to evaluate and rank applications. System is fair to new entrants.

FOURTH APPLICANTS ARE RANKED USING AWARD CRITERIA:

- 1) Experience/knowledge.
- 2) Economic viability.
- 3) Record of safe operations or demonstrated capability to operate safely.
- 4) Fish and Wildlife legal compliance.
- 5) Compliance with trespass limitations.
- 6) Applicant must hold or acquire within ninety days permits and licenses or permit forfeited.
- 7) Applicant must hold or acquire within ninety days authorization to conduct activity on land within area.
- 8) Extra points if applicant has no other areas.
- 9) Extra points the first time applicant with good track record applies to renew.

FIFTH. CSB DETERMINES WHO RECEIVE PERMITS:

- 1) CSB reviews applications and makes initial determinations.
- 2) CSB may allow applications to be revised.
- 3) Modified or revised applications received.
- 4) CSB reviews and proposes final determinations.
- 5) In case of ties, applicants may reach a resolution or lottery or draw is employed.

SIXTH. PERMITTEES MUST ADHERE TO CONDITIONS:

- 1) Permits give either sole or limited joint use.
- 2) Permits may limit which species can be taken.
- 3) Permit time limits:
 - a) Initially, five years or less;
 - b) Thereafter, ten years or less; and
 - c) Following ADF&F Findings, CSB can issue up to fifteen year permit to advance wildlife management and conservation objectives.
- 4) Guide-Outfitters with permits in designated areas get preference on non-resident tags for species in that area.
- 5) Revocation for failure to use permit for one year without good cause.
- 6) Permittees pay fee to State.

SEVENTH, PERMITS MAY BE TRANSFERRED OR RENEWED:

- 1) CBS may allow permit transfer to qualified Guide-Outfitters for good cause.
- 2) Permittees must compete for renewal at end of term.

#2
Marianne See
ADF&G
10/18/89

Meeting Summary

INTERAGENCY MEETING ON BIG GAME-GUIDE-OUTFITTING

ADF&G October 18, 1989

Participants Representing:

BLM	Terry O'Sullivan
NPS	Rebecca Kaiser
USFWS	John Kurtz
USFS	Leo Keeler
ADNR	Ron Swanson
	Mike Sullivan
ADF&G	Marianne See
Sen. Faiks	Mark Riehle

The following text summarizes specific recommendations or issues identified by topic during the discussions.

BIG GAME GUIDE-OUTFITTER RESOURCE AREA MAPS

ADF&G indicated that their proposed ranking of game management units for preparing draft maps would be submitted to the task force for comment and public review at an upcoming meeting.

All agencies agreed that it will be important to include the input of guide-outfitters along with agency biologists and the general public in the process of developing the maps of guide-outfitter resource areas.

The federal representatives all indicated that:

a) the state should try to align guide-outfitter resource areas with landowner/land manager boundaries, as much as possible, and boundaries should be easily recognizable in the field,

b) federal land management agencies want to be involved in the process of delineating guide-outfitter resource areas,

c) they are concerned that the size of the new areas could be large enough for the potential of joint use by guide-outfitters. These agencies clearly stated that in any system that designates where commercial operators could be, the federal land managers' concern is the quality of experience for the user of public lands, which in this case is the guided hunter. The agencies provide public use for a broad spectrum of users, and have to allocate opportunities among many types of users.

NPS indicated that they do not favor joint use on lands they manage because of past problems with joint use, as well as their concessions program criteria which encourages as few

Oct. 18, 1989

operators per area as necessary. FWS indicated that they might have to subdivide any large guide-outfitter areas in order to minimize joint use.

COMPATIBILITY OF FEDERAL AND STATE AUTHORIZATIONS FOR GUIDE-OUTFITTER RESOURCE AREAS

The DNR and the federal managers indicated that:

a) they favor the state issuing permits for guide-outfitter resource areas; they do not favor issuing leases. The comparable federal authorizations are permits, not leases, and would not be compatible with leases. DNR also noted that under state law, leases must be competitively awarded at auction.

b) administrative requirements for the guide-outfitter applicant should be the same wherever possible, for all land managing agencies. This would minimize burdensome paperwork for guide-outfitters as well as state and federal agencies. Examples could include required elements in operational plans, and insurance requirements.

Terms of Authorizations for Guide-Outfitter Resource Areas

a) Landowner or Land Manager Permission

The FS indicated that a federal land use permit can be issued prior to an applicant receiving all necessary state licences, authorizations, proof of insurance, etc. The FS does this, then calls the licensing board prior to the hunting season to verify that their permit holder is licensed and authorized to use a guide-outfitter area. If not, the permit is cancelled.

b) Transferability

With the exception of NPS, the federal land managers do not allow their permits to be transferred. The BLM, FS and FWS do allow a new owner of a guide-outfitter business to apply for the necessary permit(s), but they must assess the new owner's application and plan, and thus do not automatically issue the permit. NPS concessions policies allow NPS to approve sales of concessions, then transfer the authorization.

The federal representatives agreed that if the state incorporates transferability into the new guide-outfitter management system, each federal agency would have to evaluate each proposed new operator against federal agency standards before issuing a new authorization to use federal lands.

c) Operational Plan (Plan of Operations)

The federal agencies currently require an operational plan from guide-outfitters seeking a land use permit. The state and federal representatives indicated that, if the state adopts this requirement too, the state and federal requirements for information in these plans should be the same, where possible. Even so, there will likely be some differences between agencies on certain required information. Also it is likely that each applicant's plan may be evaluated somewhat differently by each agency because of specific agency mandates.

FEDERAL INPUT TO THE TASK FORCE

The federal land management agency representatives discussed possible options that would allow them to present advisory comments to the task force during meetings regarding pertinent federal regulations and policy. They requested that federal agency representatives be recognized in an advisory capacity during task force meetings by the Chairman, whose representative indicated that he would forward this concern.

NOTE: Regarding the following topics, ADF&G noted during the meeting that these could be taken up with the Big Game Commercial Services Board.

DELINEATING LEVELS OF USE BY GUIDE-OUTFITTERS IN RESOURCE AREAS, AND ALLOCATING THE AREAS

DNR indicated that there may be a need to place a limit on the number of guide-outfitters in resource areas to prevent excessive pressures on state lands. With substantial fees required for using federal and private lands, state lands are likely to attract more guide-outfitters to state lands than in past years.

All federal representatives indicated that their agencies wanted a say in:

- a) how many resource areas for guide-outfitters would be designated in the federal land units (parks, preserves, forests, refuges, etc.),
- b) who would be selected to use those areas.

If the federal agencies were taking the lead in making these allocation determinations instead of the state, it would generally be done through their respective federal land use

planning processes, with the exception of NPS. In these processes, they would consider commercial guide-outfitting as one of many components of the public. The NPS concessions program is distinctly different in that the public (guided hunter) initiates the need for the commercial service, not the guide-outfitter. NPS generally limits commercial development to one vendor per type of service in an area, and seeks service continuity by contracting with one business as long as possible. NPS is not likely to return to the former CUL (commercial use license) system, and instead will probably continue to manage guide-outfitting under the concessions program.

The federal representatives indicated that the federal land managers need to work with the allocating entity (Big Game Commercial Services Board), and need to work within certain timeframes. Federal agencies need enough time for their evaluation process, which include:

a) All federal land management agencies are required to carry out an ANILCA Sec. 810 evaluation of subsistence uses in their consideration of all uses for any given area in relation to an application for a use permit.

b) For any new permit for a guide-outfitter, BLM and FS must use the Environmental Assessment (EA) process, which includes public notification and public comments. The FWS makes a compatibility determination. FWS indicated that if the provisions of the new systems for (a) delineating guide-outfitter resource areas and (b) assigning their use would be compatible with FWS permits, then FWS may potentially be able to do a blanket EA on the whole system instead of on each individual guide-outfitter resource area. When individual EAs are required for each proposed federal land use permit, there must be sufficient time for the process, including public review, prior to having the state authorize the use of a specific area for guide-outfitting. FS needs 60 days for the public review before they issue permits.

c) NPS is also concerned about having adequate lead time to process applicants prior to the hunting season. They must release a prospectus (request for proposals or applications) in advance. For example, for guide-outfitting in 1991, NPS must release the prospectus by April 1990.

Federal representatives suggested ways that federal land managers could interface with the Big Game Commercial Services Board, for areas on federal lands:

- a) A 3-step process was suggested:
 - 1. guide-outfitter areas area established
 - 2. land manager indicates desired number of guide-outfitters per area
 - 3. guide-outfitters are selected per area
- b) three alternative selection options were suggested:
 - 1. the CSB could jointly select permittees with the federal land manager,
 - 2. the CSB could select, with federal land manager having a veto authority,
 - 3. the CSB could select a qualified pool (if more than one applicant per area), then federal land manager could select finalist

SELECTION METHODS

The state representatives indicated this has not yet been determined, but that a sequence of methods could potentially be used by the state, depending upon the relationship of the number of applicants to the numbers of available authorizations. For example, if there were more applicants than authorizations in an area, those found to be qualified could then be entered into a lottery or other selection method. Any authorizations issued would need to be consistent with any current state area or management land use plan. Where a plan does not exist a site specific plan might be needed. It was noted by the federal representatives that in cases with more applicants than authorizations, lotteries are more readily defended against possible legal challenge than are more subjective selection methods.

FEEES

The FS and BLM noted that the 3% fee (of gross revenues) for that portion of any guide-outfitting business on those federal lands was negotiated with the guide-outfitting industry in the lower 48.

DNR pointed out that if fees for use of state lands are comparable to those for federal lands it could substantially increase costs for guide-outfitters, however if fees for state lands are substantially lower than for using federal or private lands, there may be an increased demand on state lands.

The pros and cons of flat fees (e.g. FWS) versus percentage fees were discussed, noting that a percentage fee:

- a) is proportional and fair to operations of any scale
- b) requires much more bookkeeping by guide-outfitters, and becomes especially burdensome for operators dealing with several land managers/landowners
- c) requires more administrative agency staff to handle all the paperwork.

BIG GAME GUIDE-OUTFITTER RESOURCE AREA MAPS

STATUS REPORT

NOVEMBER 3, 1989

**ALASKA DEPARTMENT OF FISH AND GAME
DIVISION OF WILDLIFE CONSERVATION**

Background

In a recent decision by the Alaska Supreme Court, the former system for managing big game guide-outfitters was declared invalid, which nullified those areas previously designated for use by specific guide-outfitters. As a result, the Legislative Task Force on Guiding and Game has initiated development of a new resource based management system that may be used to assist in allocating access to big game hunting opportunities among guide-outfitters. The Alaska Department of Fish and Game is the designated lead agency to create maps of guide-outfitter resource areas that could be the basis of the management system.

Progress to Date

Mapping criteria

The Task Force evaluated a wide array of factors that should be considered when developing the new guide-outfitter resource areas. They determined that the primary concerns are wildlife management, and enforcement. Ranking next in importance are several co-equal factors that include land ownership, administrative restrictions, easily recognizable field boundary features, available access and type of transportation, general approach to the size and number of individual areas, other land uses, and other considerations.

The basic "building block" for new resource areas for guide-outfitting will be watersheds that have already been mapped on a statewide basis as part of the Alaska Department of Fish and Game's system for managing wildlife harvest data. These mapped watersheds are referred to as uniform geographic coding units. They will be evaluated in terms of wildlife management concerns and enforcement, as well as the other factors listed above. Units may be aggregated into larger areas, based upon these evaluations.

Public Involvement

Through a thorough public review process, the public will be closely involved with developing the proposed guide-outfitter resource areas. Public proposals for these areas will soon be solicited and reviewed along with agency concerns regarding the wildlife resources. Draft maps resulting from this process will be reviewed by the public prior to being revised and submitted to the Big Game Commercial Services Board.

Schedule

The map development phase is planned for a two year period. During this time the 26 game management units in the state will be mapped in a sequence that reflects the degree of industry interest and potential pressure on the wildlife resources. The proposed priority list for the 26 units will soon be made available for public comment.

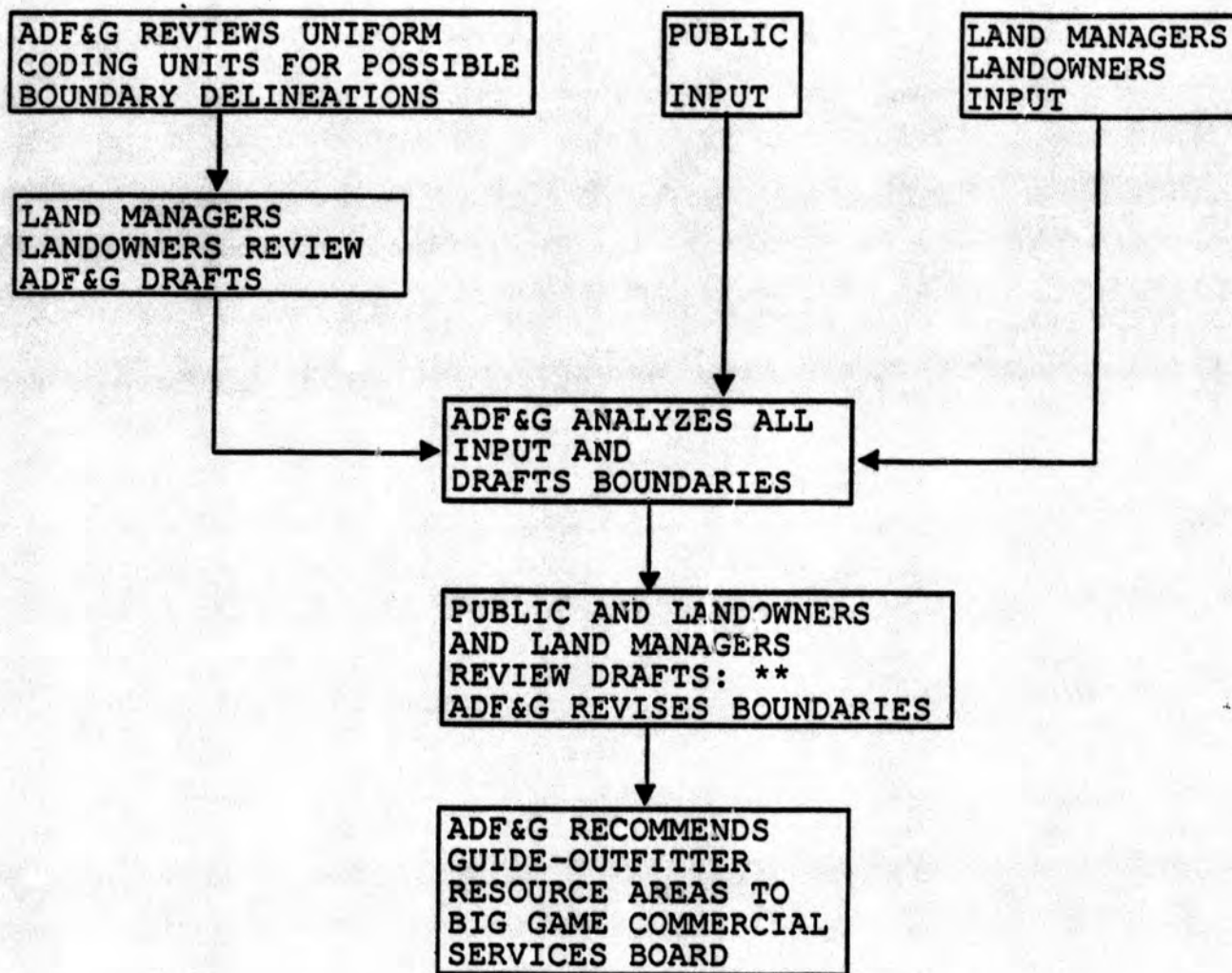
Future Progress Reports

The Alaska Department of Fish and Game will be reporting on map project progress at upcoming meetings of the Task Force. Additional information may be obtained by contacting the project coordinator, Marianne See, in Anchorage at 907-267-2179.

Handout
Fig
11/8/89

PROCESS FOR DEVELOPING BIG GAME GUIDE-OUTFITTER
RESOURCE AREA MAPS

ALASKA DEPARTMENT OF FISH AND GAME
DIVISION OF WILDLIFE CONSERVATION
NOVEMBER 1989



** Review methods would include sending packets of draft maps out for review; also holding public meetings for comments.

SCHEDULE: For the entire state this process is expected to take two years, within which higher priority areas would be completed first.

PUBLIC PROCESS FOR DEVELOPING BIG GAME GUIDE-OUTFITTER
RESOURCE MAPS

DIVISION OF WILDLIFE CONSERVATION
ALASKA DEPARTMENT OF FISH AND GAME

November 7, 1989

The Legislative Task Force on Guiding and Game has directed the Alaska Department of Fish and Game to solicit initial public input as part of developing big game guide-outfitter resource maps. The following steps could be used to achieve the goal of obtaining public input regarding the locations of boundaries for new guide-outfitter resource areas.

Step 1: ADF&G OPENS PUBLIC INPUT PERIOD

A. ADF&G conducts a public information campaign to alert people to the process, and how to participate.

B. ADF&G distributes an order packet for the public to submit to ADF&G to get the actual maps and forms for public comment. Includes a statewide index map of GMUs and titles of 1:250,000 scale quads, and a sheet explaining (a) the process, (b) that the public should designate on the index maps which quad maps they want, and (c) that they have to submit the index map as an order form to ADF&G.

C. ADF&G sends map order information to organizations and individuals that could include licensed guide-outfitters, APHA, landowners, as well as all who request map sets.

Step 2: PUBLIC INPUT

A. ADF&G sends out packets of maps and forms to match public orders. Maps are 1:250,000 scale blue-line copies with subunit and UCU boundaries. Forms are for written boundary information, species to be used, ideas and concerns about how boundaries would be determined, and other helpful information. The resource mapping criteria approved by the task force would be clearly presented in the explanatory sheet for the public.

B. Statewide, ADF&G allows 60 days for the public to obtain maps/forms and return them to ADF&G. Sends letter upon receiving each set of comments/maps, explaining the next steps in the process, and upcoming schedule.

C. During the public review period, ADF&G begins evaluations of each GMU based upon wildlife resource criteria, and reviews uniform coding units for possible boundaries for guide-outfitter areas. ADF&G provides these preliminary drafts to landowners/land managers for their initial review and comment. Landowners/land managers include but are not limited to regional Native corporations, village corporations, boroughs, municipalities, DNR, BLM, FWS, FS, and NPS.

profit & non-profit

Step 3: ADF&G ANALYZES ALL INPUT AND DRAFTS BOUNDARIES

At the end of the public review period, ADF&G evaluates all submitted comments, by GMU, and revises earlier proposed boundaries as necessary. Areas will be examined in priority order according to the departmental list.

Step 4: PUBLIC REVIEW OF ADF&G DRAFTS

The new maps are then provided for public review, including landowners/land managers. ADF&G considers all final review comments, and makes any necessary revisions to the draft maps resulting from the review.

Step 5: ADF&G RECOMMENDS GUIDE-OUTFITTER AREAS TO BIG GAME COMMERCIAL SERVICES BOARD

A. ADF&G prepares legal descriptions and digitized boundaries for the recommended guide-outfitter resource areas.

B. ADF&G transmits final recommendations to the BGCSB.

STATE OF ALASKA

DEPARTMENT OF LAW

OFFICE OF THE ATTORNEY GENERAL

STEVE COWPER, GOVERNOR

REPLY TO:

- ☐ 1031 W 4th AVENUE SUITE 200
ANCHORAGE, ALASKA 99501-1994
PHONE: (907) 276-3550
FAX: (907) 276-3697
- ☐ 1st NATIONAL CENTER
100 CUSHMAN ST. SUITE 400
FAIRBANKS, ALASKA 99701-4679
PHONE: (907) 452-1568
FAX: (907) 456-1317
- ☐ P.O. BOX K—STATE CAPITOL
JUNEAU, ALASKA 99811-0300
PHONE: (907) 465-3600
FAX: (907) 463-5295

November 7, 1989

The Honorable Jan Faiks
Alaska State Senator
Chairman, Legislative Task
Force on Guiding and Game
3111 C Street, Suite 525
Anchorage, Alaska 99503

Dear Senator Faiks:

You have asked us whether fees generated by a concession type system for allocating access to big game hunting opportunities among guide-outfitters may be automatically deposited (i.e. without legislative appropriation) into the Fish and Game Fund. Our answer to this question is no.

The Fish and Game Fund was established as a funding source for carrying out the purposes and provisions of Title 16, Alaska Statutes. AS 16.05.100. The composition of the Fund is provided for in AS 16.05.110. This statute says that, in addition to money appropriated by the legislature, the fund may receive money from particular sources as well as "money from any other source". AS 16.05.110(6). Because concession fees do not satisfy any of the particular descriptions, they could only come in under the catch-all provision.

Automatic deposit, however, must be examined in light of article IX, section 7 of the Alaska Constitution. This section generally prohibits legislation that dedicates revenue to special purposes. It does, however, allow some limited exceptions and exemptions. The section provides in full:

The proceeds of any state tax or license shall not be dedicated to any special purpose except as provided in section 15 of this article (i.e. the Alaska Permanent Fund) or when required by the federal government for state participation in federal programs. This provision shall not prohibit the continuance of any dedication for special purposes on the date of the ratification by the people of Alaska (i.e. on April 24, 1956).

We have interpreted the term "proceeds of any state tax or license" to apply generally to all public funds. See 1975 Op.

The Honorable Jan Faiks
Alaska State Senator

November 7, 1989
Page 2

Att'y Gen. No. 9 at 16 (May 2); 1982 Op. Att'y Gen. No. 13 at 7 (Nov. 30); see also State v. Alex, 646 P.2d 203 (Alaska 1982). Thus, the prohibition against dedicated funds would apply to concession fees unless they fall under one of the exceptions or exemptions contained in this section of the constitution.

The exception for the Alaska Permanent Fund and the exception for funds required by the federal government for state participation in federal programs would not apply to concession fees. Therefore, the only remaining issue is whether the exemption applies, that is, whether an automatic dedication of the concession fees to the Fish and Game Fund would be a continuation of a dedication that existed on April 24, 1956, the date that this constitutional section was ratified.

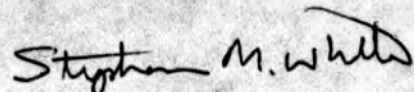
The pre-statehood predecessor to the Fish and Game Fund was the "Fisheries Contingent Receipts Fund" established by the Territorial Legislature in 1953. In this fund, there is only one specific dedication. There, funds "received in settlement of a claim for damages to the fish and wildlife resources of the Territory" may be "expended for the protection, rehabilitation, preservation or conservation of such resources." Sec. 3, Ch. 64 SLA 1953. We have found no instance, however, where fees collected from guides for access to big game hunting opportunities were dedicated to a fund for fish and game purposes prior to the ratification of Article IX, section 7 of the Alaska Constitution.

Although we conclude that legislation that automatically dedicates concession fees to the Fish and Game Fund would be unconstitutional, there is nothing that prevents the legislature from annually appropriating these fees to the same purpose. This can be achieved by identifying the fees as an appropriation source and accounting for them as "program receipts" as they are collected.

We hope this answers your question.

Sincerely yours,

DOUGLAS B. BAILY
ATTORNEY GENERAL

By: 
Stephen M. White
Assistant Attorney General

SMW:jf

STATE OF ALASKA
THE LEGISLATURE
LEGISLATIVE AFFAIRS AGENCY

RECEIVED

POUCH Y. STATE CAPITOL
NOV 13 1989
JUN 10, 1989 A 99811
907-465-3800
JAN FAIKS
SENATE OFFICE

MEMORANDUM

November 8, 1989

SUBJECT: Legislation implementing the proposals of
the Task on Guiding and Game
(Work Order No. 6-1718)

TO: Steven Pradell
Birch, Horton, Bittner, and Cherot

FROM: George Utermohle *GU*
Legislative Counsel

Yesterday morning I received your fax of material relating to the legislation that will be proposed by the Task Force on Guiding and Game. I should begin drafting the bill today. Considerable work will be involved in translating the proposal into bill form. It is not possible to make a firm commitment as to when a draft will be available for your review, but I would hope to have something for you by Friday, November 17.

Please let me know if the Task Force decides to change parts of the proposal at its meeting today.

I am sure that I will have to consult with you on a number of issues as the bill is drafted. Please feel free to contact me at any time.

GU:lmb
L8/019

cc: Senator Faiks

Mark F.I.