

ALASKA LEGISLATURE COMMITTEE FILES 1987-1988 8672

5012 HRES SB 191 (FILE 1)

584

PROPOSED AMENDMENT # 1  
CS SB 191 (Finance) am

*Adopted*

*11-0*

On Page 3, Line 15 after "with" inset:

**"permanent"**

PROPOSED AMENDMENT #2  
CS SB 191 (Finance) am

H. J. ...

On Page 3, Line 24, Insert new section:

"guide" or "guiding" does not include setting up a camp for a big game hunter, if the person providing this service has departed the camp before a big game hunter arrives at the camp.

Renumber the subsequent sections.

S. J. ...



KF

PROPOSED AMENDMENT # 4 CS SB 191 (Finance) am

PROPOSED AMENDMENT

To CS SB 191 (Finance) am

*Handwritten notes:*  
12/1/11  
6/3/11  
Due 11/1/11  
Passed  
4-2

On page 1, line 20, through page 2, line 1;

Delete all material, and insert in its place the following:

"(4) a person without a current valid registered or master guide license to advertise as or represent to be

(A) a guide; or

(B) an outfitter offering big game hunting services

[WITHOUT HOLDING A CURRENT VALID GUIDE LICENSE];

PROPOSED AMENDMENT #5  
CS SB 191 (Finance) am

*Handwritten notes:*  
A) - [unclear]  
B) - [unclear]

On Page 3, Line 24, Insert a new (E):

for the purpose of providing commercial photography services to big game hunters if the provider of that service is in possession of a commercial photographer's license and has held that license for at least one year and has been photographing big game hunters for one year.

Renumber following sections.

PROPOSED A M E N D M E N T # 6

Offered in the HOUSE

TO: CSSB 191 (Finance) am

*Cotten not*  
*10/11*  
*By Cotten*

Page 2, line 11, after "if":

Insert "(A)"

Page 2, line 14, after "i":

Insert "or"

Page 2, after line 14:

Insert a new subparagraph to read:

"(B) an owner, operator, or employee of, or a person under contract with a hotel or lodge transports a hunter to or from the field and the

(i) hunter is a guest at the hotel or lodge;

(ii) transportation is incidental to the business of the hotel or lodge; and

(iii) aircraft is operated under 14 C.F.R. Part 91;"

Page 3, line 21, after "game":

Insert "during the transportation"

*by Commerce,  
Mr. of Occup-  
ational Licenses  
re: Oral Exams*

Insert a new bill section to read:

\*\* Sec. 2. AS 08.54.040(a) is amended to read:

(a) Except as provided in AS 08.54.045, the board shall

(1) prepare, grade, and administer

(A) a written and oral examination of an applicant for a registered guide license that requires demonstration that the applicant is qualified generally to provide guided hunts and, in particular, to guide in each game management unit the applicant has selected; if an applicant demonstrates limited ability to read or write the English language, the entire examination shall be administered orally; and

(B) an oral examination of a registered or master guide who seeks an amendment of a game management unit certification; the examination must require demonstration that the guide is qualified to provide guided hunts in each new game management unit for which the guide seeks to be certified [EXAMINATIONS, WHICH MAY INCLUDE ORAL EXAMINATIONS OF APPLICANTS WHO DEMONSTRATE LIMITED ABILITY TO READ OR WRITE THE ENGLISH LANGUAGE];

(2) determine qualifications of applicants for licenses and authorize the issuance of licenses to those who qualify;

PROPOSED AMENDMENT # 7 Continued

(3) establish guide performance standards and regulate activity;

(4) compile, maintain, and publish an annual register of master and registered guides who have not been convicted of a violation of a state game or guiding statute or regulation; a guide listed in the register whose license is revoked or suspended shall be removed from the register while the guide's license is revoked or suspended;

(5) prohibit guiding activities which are unsportsmanlike, unethical, unsafe, against principles of conservation, degrading to the guiding profession, or which adversely affect the natural resources;

(6) after a hearing, revoke, suspend, or deny renewal of a license in accordance with AS 08.54.200;

(7) establish a quota of licensed operating guides who may operate within designated geographical game units or subunits of the state and provide for an equitable, reasonable, and consistent procedure for limiting the number of guides to that quota; preference may be given to qualified available and willing licensed guides who reside within the designated game unit or subunit;

(8) meet at least twice annually, once in Anchorage and once in another municipality."

Renumber the following bill sections accordingly.

CONCEPTUAL ADDITIONS TO MAKE TO THE TASK FORCE IN THE LETTER OF INTENT

The following are a list of proposed topics to include in the letter of intent for the task force to look into:

- 1) The issue of who can be in a camp, and defining what a camp is;
- 2) The definition of "in the field";
- 3) Further explanation of boats with living quarters or permanent living quarters;
- 4) The issue of whether Fish and Wildlife Protection officers should be given an option of being licensed guides or protection officers;
- 5) The role of the Federal Fish and Wildlife Service, Park Service, and Forest Service in permitting commercial hunting activities..

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- 3) Further explanation of boats with living quarters or permanent living quarters;
- 4) The issue of whether Fish and Wildlife Protection officers should be given an option of being licensed guides or protection officers.

PROPOSED AMENDMENT #C  
CS SB 191 (Finance) am

On Page 3, Line 24, Insert a new (E):

for the purpose of providing commercial photography services if  
the provider of that service is in possession of a commercial  
photographers license and has held that license for at least one year.

Renumber following sections.

JUSTIFICATION FOR AMENDMENT # A

By inserting the word "PERMANENT" before "living quarters" it is made clear that someone who rigs up a tent in a skiff, or puts in a make-shift bed can not qualify.

JUSTIFICATION FOR AMENDMENT # B

Amendment # B makes it clear that when talking about providing a service to a hunter in the field it means "while" that hunter is in the field. This should clear up any confusion about whether a person who is not a guide can provide a service (such as renting a tent) to a big game hunter before that big game hunter goes into the field.

JUSTIFICATION FOR AMENDMENT # C

One very small group of "legitimate" outfitters that has been identified is video-photographers. This would allow those video-photographers (there are only a couple on the record) to continue operating. Only a couple will have had a commercial photographer's license for at least year.

JUSTIFICATION FOR AMENDMENT # D

This is to allow outfitters to set up camp for big game hunters, fly (or otherwise transport themselves) out of the camp, and then let someone with a Part 135 license fly the hunter in. At no time could the outfitter be in the camp or in the field with the big game hunter.

AMENDMENT TO SB 191 - DEFINITION OF GUIDE OR GUIDING

JUSTIFICATIONS

1. THIS NEW DEFINITION WOULD MAKE ENFORCEMENT FEASIBLE BY CLOSING A LOOPHOLE THAT ALLOWS A VARIETY OF PEOPLE IN THE FIELD DURING THE HUNT. CURRENTLY, A PERSON WHO IS ILLICITLY GUIDING CAN CLAIM HE IS A COOK, PACKER, CATERER OR SOMETHING ELSE OTHER THAN A GUIDE, IF HE IS QUESTIONED BY AN ENFORCEMENT OFFICER. THE ONLY WAY THE PROTECTION DIVISION CAN ENFORCE ILLICIT GUIDING UNDER CURRENT LAW IS THROUGH THE EXPENSIVE, TIME CONSUMING MEANS OF UNDERCOVER OR COVERT OPERATIONS. THIS CHANGE WOULD ALLOW PROTECTION TO DROP IN ON A CAMP AT ANY TIME, AND IF THE PERSON THERE WAS NOT INVOLVED IN A LEGAL GUIDING OPERATION, THE STATE WOULD HAVE A CASE.
2. THE DEFINITION DOES NOT PRECLUDE INDIVIDUALS OR BUSINESSES FROM PROVIDING A WIDE RANGE OF SERVICES SUCH AS RIVER RAFTING, MOUNTAINEERING, OR RETAIL STORES SELLING SPORTING GOODS.
3. THIS ALSO DOES NOT PREVENT INDIVIDUALS FROM PROVIDING CAMPS, FOOD, EQUIPMENT, ETC, OR TRANSPORTATION TO AND FROM A HUNTING AREA, AS LONG AS THEY DO NOT REMAIN IN THE FIELD, WHICH INCLUDES IN THE CAMP. THE CURRENT STATUTE DOES NOT ADEQUATELY DEFINE "BASE CAMP", WHICH COULD BE CONSTRUED TO BE SOMETHING AS SIMPLE AS A PIECE OF VISQUEEN. THE NEW DEFINITION ALSO SPECIFIES THAT "GUIDING" EXCLUDES CERTAIN SITUATIONS, SUCH AS A BOAT WITH LIVING QUARTERS, A PERMANENT CABIN OR LODGE, OR WHEN THE HUNTER IS BEING TRANSPORTED.

## AMENDMENT TO SB 191 - AIR TAXI REQUIREMENT

### JUSTIFICATION

1. THIS AMENDMENT PROVIDES ACCOUNTABILITY.
2. SIMPLY REQUIRES THAT IF YOU ARE IN THE BUSINESS OF PROVIDING AIR TRANSPORTATION, YOU HAVE TO HAVE THE PROPER FAA LICENSE. IF YOU ARE IN THE BUSINESS OF PROVIDING GUIDING SERVICES, AND THE AIR TRANSPORTATION IS INCIDENTAL TO THE SERVICES YOU ARE SELLING, THEN YOU SHOULD BE ABLE TO PROVIDE THAT TRANSPORTATION IN YOUR OWN AIRCRAFT.
3. THE AMENDMENT TARGETS HIGH VOLUME, DROP-OFF OR "OUTFITTER" OPERATIONS, MANY OF WHICH ARE BASED OUT OF STATE.

PROPOSED AMENDMENTS TO CS for SB 191 (Finance) am

Sec 3 (3) Proposes to make serious felony crimes out of violations of sections 2 (a) (7) - (9) without clearly defining the terms and conditions under which a felony crime would exist. To remedy this problem, the following amendments are offered:

Sec. 3. (3), Page three, Lines 11-12.

Definition: " In the field" means "being physically outside the immediate area of a camp, cabin or lodge licensed or permitted by the state or federal government, an airstrip or landing area necessary for access to a camp, cabin or lodge licensed or permitted by the state or federal government or a corridor between the airstrip or landing area and a camp, cabin or lodge, necessary for the transportation of material, gear and equipment to and from an airplane."

Definition: "Personal services" means actively assisting a big game hunter in reconnaissance, stalking, pursuit, killing, dressing out and transporting game in the field and from the field to a camp, cabin or lodge. "Personal Services" does not mean setting up or taking down a camp, advising a client about the dangers of weather and other hazards, training the client how to use radio or other equipment , loading or unloading aircraft necessary for the transportation of the client to a camp, cabin or lodge, or transporting a client to or from a camp, cabin or lodge and the community of origin."

Sec. 3 (3) (B), Page three, line 16, replace the existing language with "at a camp, cabin or lodge licensed or permitted by the state or federal government."

These changes would help define the difference between Guides and Outfitters, more clearly define acts and situations prohibited by law and help define chargeable felony offenses for law enforcement and judicial officials.

*Ned - give me a call please*

*Cole x4925*

SECTIONAL ANALYSIS  
CS SB 191 (FIN) Am

Section 1

Extends the Guide Board for one year until June 30, 1989.

(If this extension were not made, the Guide Board would have until June 30, 1989 to wind down their business. If they are not extended beyond June 30, 1989 during the next legislative session then they will have until June 30, 1990 to close up their business.)

Section 2

This is the section in the current law that outlines what is unlawful. The changes are on page 2 to numbers 6 and 9(b).

6) The change under Subparagraph 6 deals with transporters. This amendment makes it so that you have to be a specially licensed pilot in order to transport a hunter or except compensation from them for any other service provided by the transporter in the field. Guides and their assistants are exempt from this provision if they are transporting hunters from their areas.

Most outfitters do not have such a license. Reed Stoops who represents the air carriers association indicated support for the amendment.

9) (b) The changes under this Subparagraph is for the purposes of renumbering.

Section 3

Changes the definition of guide and guiding. Under the new language anyone who accompanies, is present with, or provides a personal service to a hunter in the field (for compensation) is a guide or is guiding.

The only exceptions:

- 1) being in a boat with living quarters; (that is the same as current law to accommodate Kodiak fishermen);
- 2) being at a lawfully established cabin or permanent lodge (basically anything that isn't a trespass cabin. The current law is "at a lodge or base camp"); and;
- 3) while providing transportation if the transporters and those being transported do not stalk, pursue, track, kill, or attempt to kill big game. (this is new language for transporters).
- 4) being in a camp while attending to horses that are being use to transport big game hunters to or from the field.

#### Section 4 & 5

Together these sections make it so that a nonresident hunting moose or caribou needs to file an affidavit with the state that shows where the hunter will be hunting and what guiding, transportation or other big game hunting services the non-resident will be employing. There are strict penalties for non-compliance.

#### Section 6

This section makes it so that "big game transporters" are required to report any fish and game code violations that the transporter believes was committed by a client or an employee. Penalties are set out for violating this statute.

#### Section 7

This section establishes the task force under legislative council.

The Task Force is directed to review the operation of the Guide Board and study the problems related to commercial take of the resource. They are supposed to submit a report on findings and proposed legislation to address the problems by January 15, 1989.

The Task Force terminates on January 15, 1989.

#### Section 8

Immediate effective date.

TENTATIVE AGENDA FOR 4/29/88 - H.Res. SB 191

Steve White, Assistant AG - Juneau - 15 Minutes

- \* FAA Part 135 Explanation/Legality
- \* Is it possible to exclude non-resident outfitters
- \* Drue Pearce Question

Randall Burns, Occupational Licensing - Juneau - 5 Minutes

- \* Oral Examination Amendment

Jack Jordan, Public Safety, F&WL Protection - On Line Anch.  
- 15 Minutes

- \* Ramona Barnes Idea?

Lew Pamplin, Game Division, - Juneau - 10 Minutes

- \* To answer questions?

Ed Hein, Legal Services, - Juneau

- \* To answer questions
- \* Help explain and draft amendments

DISCUSSION ON BILL

AMENDMENTS

1 Hour

ANNOUNCEMENT ABOUT HOW THINGS ARE GOING TO PROCEED SATURDAY -  
UNCERTAINTY ABOUT FLOOR SCHEDULE.

ADDITIONAL CONCEPTS TO INCLUDE IN THE LETTER OF INTENT

CS SB 191 (Finance) am

- 1) In the second paragraph of the Senate letter of Intent after "Alaskan hunters," insert: "and other Alaskans,"
- 2) Further Definition of "personal services," "big game hunting services,"
- 3) Examination of whether rural residents from remote communities have an adequate and equal opportunity to participate in the guiding system.
- 4)

DRAFT ADDITION TO HOUSE LETTER OF INTENT FOR

CS CS SB 191 (RES)

The task force should review the issue of differing requirements for air transportation liability insurance and make a recommendation on the establishment of minimum insurance requirements for guides, lodge owners, and others who are not now required to carry liability insurance.

CONCEPTUAL ADDITIONS TO MAKE TO THE TASK FORCE IN THE LETTER OF INTENT

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- 3) Further explanation of boats with living quarters or permanent living quarters;
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- 5) The role of the Federal Fish and Wildlife Service, Park Service, and Forest Service in permitting commercial hunting activities.

*10/2/68*

*St. Louis  
Missouri  
Missouri*

*Be a d. p.*

*6*

SB 191      SECTION 2

This section sets out unlawful acts for those commercially involved in big game hunting service activities.

Section (a)(6) delineates that those who offer their transportation services for hire must be part 135 certificated, as is currently required under federal law.

The section additionally provides that guides, who use aircraft in their hunting operations, even though they don't charge for flying (the flying is free, incidental to the basic charge for field or guiding services) must limit their use of aircraft for transporting hunters first, to their own aircraft and secondly, to their own restricted or joint use areas.

It is a policy call, which precludes guides from "outfitting" in areas other than their own, ensures that they are flying aircraft with which they are intimately familiar in limited areas with which they are familiar.

The purpose of Section 2 is not just to ensure safe flights. Part of the purpose of section 2, and of the legislation, is to clarify that only guides are allowed to offer and charge for hunting services in the field. Others then, who cannot charge for such services, yet who are conducting "drop off" hunts must then be primarily offering air transportation services for which current federal law, and now this state statute, require a part 135 certificate.

Using the operative requirements of FAA part 135 regulations this section clarifies in practice, concept and law, that guides, as pilots, do not take passengers or property for hire (that being incidental) while others who charge primarily for air transportation do, and must therefore be part 135 certificated.

Transporters, air taxis and guides are not similarly situated relative to flying activities.

Guides, by concept and design of state statute and guiding regulations, must confine themselves to a limited number of clients. Transporters may, and frequently do, handle large volumes of passengers since their primary service is air transport.

Guides must limit their operation to small areas with which they are familiar. Transporters are licensed and can operate throughout Alaska.

Guides must, as per the statute, use their own aircraft, transporters can fly any aircraft, whether they are familiar with it or not.

One of the purposes of this bill is to ensure that those involved in facilitating commercial harvest of big game resources be well regulated to ensure proper conservation, as well as public health and safety. Section 2 of the bill helps meet this purpose by requiring that those who are involved commercially be regulated either as air taxis, or under the guide laws of the state. Currently one segment of the commercial industry is dodging, or doing an end run, around both sets of regulation. This section would help close that loophole.

TELECOPY COVER SHEET  
FAIRBANKS INFORMATION OFFICE  
907-452-4448

TO: Jones

FOR: House Resource Rep. Hummer (chair) PHONE: 465-3715

FROM: H.C. "Bud" Wise PHONE: 456-5401

INSTRUCTIONS: Written testimony for HRES T/C-5B191  
4/30/88

DATE/TIME SENT: 4/30/88 SENT BY: Fran

PLEASE ACK. RECEIPT: \_\_\_\_\_ HOLD FOR PICK-UP: \_\_\_\_\_

NUMBER OF PAGES: 1 (NOT COUNTING COVER SHEET)



RECEIVED

# Alaska State Legislature

Please enter into the record my testimony to the \_\_\_\_\_  
 committee name

committee on SB 191 , dated April 30, 1988  
 bill/subject

I support SB-191 - but it has to be more restrictive for this coming season until the Task Force Report is in.

My resume is over 47 years in Alaska. Over 40 years active in sports men organizations. About 10 years on the guide board, part as a non-guide and part as a guide - and for over 40 years Fish & Game has accounted for about 99% of our meat.

During these 40 plus years, competition for these resources has continued to grow, and to add more pressure on this resource, we continue to lose access and land open to the public for hunting and fishing.

The commercial use of big game hunting brought about the guide bill and the guide board to license and control the industry. The effect was standards and responsibility for the guides to follow for their clients and the resource. Though not perfect, it has allowed the industry to survive and stopped most of the abuse of the resource. The problem I hear most with the guiding control system is that it's restrictive for additional guiding operations. But this is true in most cases where there is commercial use of a limited resource. There is or has to be a limiting factor.

It is my belief that any and all services, outside of "Air Taxi", be controlled under one Agency, and until something better comes along, that should be the guide bill.

Signed: *[Signature]* v. C. (Bud) Wiess  
 Testifier

*[Signature]*  
 Representing (Optional)

1426 Second Avenue, Fairbanks, Alaska 99701  
 Address

456-5441  
 Phone No.

CONSTITUENT COMMENTS

Joe Klutch (King Salmon)  
In support

Mike Denuet (sp?) (Pope Vannoy)  
In support

David "Buck" Williams (King Salmon)  
In support

Scott Deslauriers (King Salmon)  
In support

Thomas Karshekoff (Nondalton)  
In support

Dennis Harms (Chugiak not Dist. 26)  
In support

Dicky Deigh (Egegik)  
In support

Dan Salmon (Igiugik)  
In support



Legislative  
Information and  
Teleconference Networks

SIGN-IN SHEET

Date: 4-30-88

Site/Location: Guides & Outfitters

Sponsor/Subject:

**PLEASE PRINT**

Name/Representing	Address	Zip	Phone	Here to Testify	Here to Observe
REP. HERMANN				✓	
REP. SPRINGER				✓	
REP. COTTEN				✓	
REP. NAVARRE				✓	
REP. PEACE				✓	
REP. COLLINS				✓	
REP. SHULTZ				✓	
Schocky (GIBSON)	STAFF / REP. HERMANN			✓	
BANDALL BURNS	DIRECTOR OF OCCUPATIONAL LICENSING			✓	
RICK URION	LOBBYIST			✓	
JOE KLUTSCH	GUIDE			✓	
DARRYL FARMEN				✓	
ED <del>HINE</del>	LEGAL SERVICES			✓	
REED STOOPS				✓	
RON SOMMERVILLE				✓	
PAT MALONE	STAFF				✓
John MANLEY	" "				
KATE TESSER	" "				
John FROM LARSON'S OFFICE	" "				
DAVE STAN CHIEF	" "				
TOM WRIGHT	" "				
RICK SOLIC	" "				
### OTHER PEOPLE OBSERVED	" "				

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* DELIVER TO: LIOCJAM
*
* ORIGINAL
* SENT: 04/30/88 TIME: 14:21
* FROM: LIOCKOT
* SUBJECT: HRES;FS;GUIDES;4-30-88
* PRINT DATE: 04/30/88 TIME: 14:22
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DATE: APRIL 30, 1988
SITE: KOTZEBUE
SPONSOR: HOUSE RESOURCES
SUBJECT: SB 191 - GUIDES
MODERATOR: MARY BROWN

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FINAL STATS

TESTIFIED

NAME/REPRESENTING	ADDRESS	PHONE #	BILL #
1. PETE SCHAEFFER,	NANA REG. CORP.,	BOX 49, KOTZEBUE,	99752, 442-3301
2.			
3.			
4.			
5.			
6.			

OBSERVED

NAME/REPRESENTING	ADDRESS	PHONE #	BILL #
1.			
2.			
3.			
4.			
5.			
6.			

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TESTIFIED: 1
UNABLE: 0
OBSERVED: 0
TOTAL: 1

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----- START/END TIME ----- 1:00 - 2:10 P.M. -----

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* DELIVER TO: LIOCJAM
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* ORIGINAL
* SENT:          04/30/88  TIME: 15:16
* FROM:          LIOCMAT
* SUBJECT:       FINAL STATS HRES SB 191
* PRINT DATE:   04/30/88  TIME: 15:16
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DATE:          4-29-88
SITE:          M-S LIO
SPONSOR:       HRES
SUBJECT:       SB 191 GUIDE BILL
MODERATOR:     JODI

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FINAL STATS

1. DICK GUNLOGSON	PO BOX 193	WILLOW 99688	495-6434
2. TOM HUNDLEY	PO BOX 2772	PALMER 99645	745-2084
3. ED GRASSER	PO BOX 1350	PALMER 99645	745-6944
4. ROSEMARY LAROSE	PO BOX 3412	PALMER 99645	745-3775

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TESTIFIED:    3
UNABLE:       0
OBSERVED:     1
TOTAL:        4

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START 1:00 PM

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* FROM: LIOCJAM
* SUBJECT: HRES;FS;SB191GUIDE;4-30-88
* PRINT DATE: 04/30/88 TIME: 15:16
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4-30-88  
NOME  
HOUSE RESOURCES  
L.W.S: SB191 BIG GAME GUIDE  
ROXANNE BARRON

FINAL STATS

TESTIFIED:	ADDRESS	PHONE#	BILL#
NAME/REPRESENTING			
1. CHUCK WHEELER	BOX 190-NOME	443-2345	SB191

OBSERVED	ADDRESS	PHONE#	BILL#
NAME/REPRESENTING			

TESTIFIED: 1  
UNABLE: 0  
OBSERVED: 0  
TOTAL: 1

2:40 P.M.-3:07 P.M.

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* DELIVER TO: LIOCJAM
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* SENT: 04/30/88 TIME: 15:41
* FROM: LIOCKOD
* SUBJECT: HRES;FS;SB 191;4-30-88
* PRINT DATE: 04/30/88 TIME: 15:42
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DATE: APRIL 30, 1988
SITE: KODIAK LIO
SPONSOR: HOUSE RESOURCES
SUBJECT: SB 191 GUIDING
MODERATOR: MARY JO SIMMONS

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FINAL STATS

TESTIFIED

NAME/REPRESENTING	ADDRESS	PHONE #	BILL #
1. DICK ROHRER, BOX 2219,	KODIAK 99615	486-5835	SB 191
2. OMAR STRATMAN, BOX 2376,	KODIAK 99615	486-5578	SB 191

OBSERVED

NAME/REPRESENTING	ADDRESS	PHONE #	BILL #
1. SUE ROHRER, BOX 2219,	KODIAK 99615	486-5835	SB 191

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TESTIFIED: 2
UNABLE:
OBSERVED: 1
TOTAL: 3

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START/END TIME - 1P.M. TO 3:40P.M.

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\* DELIVER TO: LIOCJAM \*  
\* \*  
\* ORIGINAL \*  
\* SENT: 04/30/88 TIME: 15:49 \*  
\* FROM: LTCCHOM \*  
\* SUBJECT: FINAL STATS SB 191 \*  
\* PRINT DATE: 04/30/88 TIME 15:49 \*  
\*  
\*\*\*\*\*

4-30-88  
SB 191 BIG GAME GUIDING  
FINAL STATS  
HOMER  
JEAN

TESTIFIED:  
MERYL WOLFORD BOX 813 HOMER, AK 99603 235-7427  
BRENT JONES 12441 SHELburne RD. ANCHORAGE 99516 345-0379  
CECIL JONES HCR 33675 JONES DR. HOMER, AK 99603 235-6455  
RICHARD KOSKOVICH BOX 1282 HOMER, AK 99603 235-5405

OBSERVED:  
SID WOLFORD BOX 942 HOMER, AK 99603 235-7427  
STARTING TIME 1:00 ENDING TIME 3:45 TESTIFIED - 4 OBSERVED - 1

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* DELIVER TO: LIOCJAM
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* ORIGINAL
* SENT: 04/30/88 TIME: 15:57
* FROM: LIOCBAR
* SUBJECT: HRES;FS;SB191;4-30-88
* PRINT DATE: 04/30/88 TIME: 15:57
*
*****

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4-30-88  
BARROW  
HOUSE RESOURCES  
SB 191  
MEG

FINAL STATS

TESTIFY:

NAME/REPRESENTING	ADDRESS	PHONE #
1. GRANT THOMPSON	P.O. BOX 549, BARROW	852-8333
2. DAVE ILMAR	P.O. BOX 836, BARROW	852-7155
3. MICHAEL KAZMIERCZAK	P.O. BOX 718, BARROW	852-4428

OBSERVE:

NAME/REPRESENTING	ADDRESS	PHONE #
1.		

3- TESTIFIED  
0- UNABLE TO TESTIFY  
0- OBSERVED  
3- TOTAL

START/END TIMES: 1:00 - 3:50 P.M.

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*****
*
* DELIVER TO: LIOCJAM
*
* ORIGINAL
* SENT: 04/30/88 TIME 17:00
* FROM: LTCCFBX
* SUBJECT: HRES:FS,SB191,4-30-88,NENANA
* PRINT DATE: 04/30/88 TIME 17:00
*
*****

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\*\*\*\*\* ORIGINAL STATE \*\*\*\*\*

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DATE: APRIL 30, 1988
SITE: NENANA
SPONSOR: HOUSE RESOURCE
SUBJECT: SB 191: BIG GAME GUIDING
MODERATOR: KAREN HARVEY

```

\*\*\*\*\* TESTIFY \*\*\*\*\*

NAME REPRESENTING	ADDRESS	PHONE #
1.) E. LEROY TIECE	P.O. BOX 153, NENANA, 99760	832-5807
2.) WAYNE WALTERS	P.O. BOX 326, NENANA, 99760	582-2682
3.) MARC GROBER	P.O. BOX 467, NENANA, 99760	832-5227

\*\*\*\*\* OBSERVE \*\*\*\*\*

NAME REPRESENTING	ADDRESS	PHONE #
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*****
TESTIFIED ___ 3 ___ TIME START ___ 2:00 P.M.
OBSERVED ___ 0 ___ TIME END ___ 4:25 P.M.
TOTAL ___ 3 ___

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\* DELIVER TO: LIOCJAM \*  
 \* \* \* \* \*  
 \* ORIGINAL \*  
 \* SENT: 04/30/88 TIME: 17:15 \*  
 \* FROM: LTCCFBX \*  
 \* SUBJECT: HRES;FS;SB191,4-30-88 \*  
 \* PRINT DATE: 04/30/88 TIME: 17:15 \*  
 \* \* \* \* \*

\*\*\*\*\*FINAL STATE\*\*\*\*\*

DATE: APRIL 30 1988  
 SITE: FAIRBANKS  
 SPONSOR: HOUSE RESOURCES  
 SUBJECT: SB191 GUIDING  
 MODERATOR: FRAN

\*\*\*\*\*

TESTIFY

NAME REPRESENTING	ADDRESS	PHONE #
1.) AUSTIN L. SITES	2409 KEENEY RD., N.P., 99705	488-9820
2.) DON TROUTHAN	2453 HOMESTEAD, N.P., 99705	488-8300
3.) BERNIE KARL	105 FORAN CT., FBKS, 99712	457-6880
4.) CHARLIE CARR	82 STEELHEAD RD., FBKS, 99709	474-0162
5.) WILLIAM WAUGAMAN	P.O. BOX 80589, FBKS, 99708	479-2812
6.) JIM ROTHENBUHLER	P.O. BOX 72944, FBKS, 99707	488-5014
7.) BILL ERLUND	2259 KEENEY RD., N.P., 99705	488-2250

\*\*\*\*\*

OBSERVE:

NAME REPRESENTING	ADDRESS	PHONE #
1.) JOHN TAYLOR	408 12TH AVE., FBKS, 99701	479-1808
2.) JACK CAMPBELL	P.O. BOX 55491, NORTH POLE, 99705	488-3233
3.) VERN MATES	2256 DILLON AVE., NORTH POLE, 99705	488-2631
4.) BUD MELMERICKS	930 9TH AVE., FBKS, 99701	452-5417
5.) ROBERT HERRING	P.O. BOX 60003, FBKS, 99706	488-8212
6.) HARRY GROOM	P.O. BOX 28248, FBKS, 99711	488-0964
7.) H.C. "BUD" WEISE	1426 2ND. AVE., FBKS, 99701	456-5441

\*\*\*\*\*  
 TESTIFIED \_\_\_7\_\_\_ TIME START \_\_\_1:20 P.M.\_\_\_\_  
 OBSERVED \_\_\_7\_\_\_ TIME END \_\_\_4:25 P.M.\_\_\_\_  
 TOTAL \_\_\_14\_\_\_

\*\*\*\*\*  
 \* DELIVER TO LIOCJAM \*  
 \* \*  
 \* ORIGINAL \*  
 \* SENT 04/30/88 TIME 16:42 \*  
 \* FROM LIOCJAM \*  
 \* SUBJECT 20 191 TELE \*  
 \* PRINT DATE 04/30/88 TIME 13:42 \*  
 \* \*  
 \*\*\*\*\*

\*\*\* FINAL TELECONFERENCE STATISTICS \*\*\*

DATE APRIL 30, 1988  
 SITE HOUSING LIOC  
 SPONSOR HOUSE RESOURCES  
 SUBJECT 20 191 - BIG GAME BUILDING  
 LOCAL MODERATOR GEC

\*\*\*\*\*

TESTIFIED:

NAME\REPRESENTING	ADDRESS	PHONE #
1. ED CRAWFORD	P.O. BOX 220223, ANC 522	3492044
2. TRACY VREM	P.O. BOX 520623, CHUGIAK	688-1419
3. PHIL DRIVER	1306 E 26TH AVE, ANC	277-8829
4. BOB MCCONNELL	1013 E DIEDE, #435, ANC	
5. JIM BICKMAN	P.O. BOX 2117, #233 E.R.	694-9694
6. CURT DEANS	P.O. BOX 171907 E. R.	694-5459
7. SEAN BRADLEY	P.O. BOX 92870, ANC 509	274-3495
8. KOREEN LAPOUREN	3230 W. 79TH, ANC	248-3012
9. DENNIS TORREY	BELUGA RIVE, AK	688-4453
10. JAY MASSEY	P.O. BOX 429, GIRDWOOD	
11. ED WHITE COGAR	BOX 8855 SRC, PALMER	
12. MEL GILLIS	P.O. BOX 220247, ANC	344-8589
13. HANK RUST	BOX 190325, ANC 519	243-1595
14. STAN FROST	BOX 112449, ANC 511	345-2862
15. LINDA VREM	P.O. BOX 670742, CHUGIAK	688-3736
16. KEITH JOHNSON	3646 N POINT DR, ANC	343-5087
17. ED BEEMAN	P.O. BOX 134, CHUGIAK	688-2722
18. MARC LIND	P.O. BOX 670182, CHUGIAK	688-4515

\*\*\*\*\*

OBSERVED:

NAME\REPRESENTING	ADDRESS	PHONE #
1. LINDA VREM	P.O. BOX 520623, CHUGIAK	688-2419
2. SUSAN BICKMAN	P.O. BOX 2117-233, E. R.	
3. LESS KRANK	610 W. 91ST AVE	
4. PAUL ELLIS	2312 LOUSSAC DR, ANC	248-3548
5. ROGER MORRIS	2820 LEXINGTON, ANC	243-1067

\*\*\*\*\*

TESTIFIED: -18- START TIME: 1:00 P.M.  
 OBSERVED: -5- END TIME: 4:25 P.M.  
 TOTAL: -23-

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*****
*
* DELIVER TO: LIUCJAM
*
* ORIGINAL
* SENT 04/30/88 TIME 16:40
* FROM LTDCSOI
* SUBJECT H REC SB191.F2#2.4-30-88
* PRINT DATE 04/30/88 TIME 16:40
*
*****

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1-50-88  
 H REC  
 30-91  
 SOLDOTNA  
 AUTO IN

FINAL STATS

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*****
TESTIFIED
NAME/ REPRESENTING ADDRESS PHONE BILL PRO/CON
1.VERN PORTER BOX 4478 SOLDOTNA, 99669 262-3224
SB191 CON
2.CHARLES DICKSON POBOX 2018 SOLDOTNA 262-6020 SB191 CON
3.DUNCAN KESHAUGH BOX 1066 SOLDOTNA 262-4509 SB191 CON
4.CLARK WHITNEY 43735 SPORT LK. RD. SOLDOTNA 262-4979
SB191 CON
*****

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*****
OBSERVED
NAME/ REPRESENTING ADDRESS PHONE BILL PRO/CON
1.RAY MCURT BOX 469 STERLING, 99672 262-4678
SB191 PRO
2.MARK BELL PO BOX 486 SOLDOTNA 262-5237 SB191 CON
3.GREG BELL POBOX 486 SOLDOTNA 262-5237 SB191 CON
4.RON ALDRIDGE BOX 3028 SOLDOTNA 262-7585
SB191 CON
5.DAVE LEONARD BOX 1426 KENAI 99611 283-4010
SB191 PRO
6.NANCY B. NEEL PO BOX 876606 WASILLA 376-7955
SB191 PRO
7.BILL SLEMP BOX 903 SOLDOTNA 262-7409 SB191 CON
8.DAVE NEEL BOX 876606 WASILLA 99687 376-7955
SB191 PRO
9.MATT WOLFE BOX 309 KASILOF 99610 262-7058
SB191 PRO
*****

```

4 TESTIFIED  
 0 UNABLE  
 9 OBSERVED  
 13 TOTAL

1:07/4:25P

START/END TIME

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*****
*
* DELIVER TO LIOCJAM
*
* ORIGINAL
* DATE 04/30/88 TIME 16:29
* FROM LIOCJAM
* TO DELTA HOUSE RESOURCES, 4-36
* PAL DATE 04/30/88 TIME 16:29
*
*****

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DATE 04/30/1988
SITE DELTA JUNCTION
PROJECT HOUSE RESOURCES
SUBJECT SB.91 - BIG GAME GUIDING
REASONING SANDI

```

FINAL STATE

TESTIFIED	NAME REPRESENTING	ADDRESS	PHONE #
	1. JAY FRAZIER	P.O. BOX 1331, DELTA JCT	895-4740
	2. RAYMOND G. MILLER	5449 RICH. HWY, DELTA JCT	895-4202

OBSERVED	NAME REPRESENTING	ADDRESS	PHONE #
	None		

TESTIFIED	2
UNABLE	0
OBSERVED	0
TOTAL	2

START/END TIME 1:15-4:25 PM

02. SEP 21. 1968

1968  
SEP 21 10 50 AM  
1968

1:30  
1968  
1 - BIG GAME GUIDING  
ROBERT L. TAYLOR  
THELMA SCHRAH

FINAL STATE

TESTIFIED	NAME/REPRESENTING	ADDRESS	PHONE #	BILL #
1.	BILL ELLIS	SR BOX 370, GAKONA 99586	322-3126	28 19
2.	COLE ELLIS	WABESNA RD, CLANA 99586	322-3426	28 21
3.	KTRK ELLIS	WABESNA RD, CLANA 99586	322-3426	28 21

OBSERVED	NAME/REPRESENTING	ADDRESS	PHONE #	BILL #
1.	THELMA SCHRAH	SR BOX 380, GAKONA 99586	322-3426	28 19
2.	BOB TAYLOR	SR BOX 340, GAKONA 99586	322-3239	28 19

TESTIFIED: 5  
 OBSERVED: 2  
 TOTAL: 5

START/END TIME  
 START TIME: 1:15 P.M.      END TIME: 4:30 P.M.

HOUSE RESOURCES COMMITTEE:

MEETING DATE: 5-2-88:

HRC 88-101, 2, #053

SESSION '88:

MEETING TIME: 8:00 :

SB 191

SJK 62

SB 112

SB 472

COMMITTEE MEMBERS:

SB 192

HB 126

NAME:	PRESENT:	ABSENT: yes - No
HERRMANN:	✓	
COTTEN:	✓	
SUND:	✓	
NAVARRE:	✓	
DAVIDSON:	✓	
PEARCE:	✓	
SPRINGER:	✓	
HOFFMAN:	✓	
SHULTZ:	✓	

Approved  
P. [Signature]



Official Business

**COMMITTEE:**

Hs. Resources

**DATE:** May 2, 88

**SIGN-IN**

**Subject of meeting:**

SB 191                      SJR 62  
 SB 112  
 SB 472  
 SB 192  
 HB 186

**NAME                      ADDRESS                      PHONE                      REPRESENTING                      DO YOU WANT TO TESTIFY?**

John Danker	1003 "B" St. JUNEAU 99801	581-4109	SELF	Yes SB-112
C.S. CHRISTENSEN	CR 111	3255	SEN. FAIKS	SJR 62
Peter Kerttula	Box V	3771	SEN KERTTULA	IF NEEDED SB-192
KATE GRAHAM	211 4TH ST SUITE 100 JUNEAU 99801	6-2820	UNITED FISHERMEN OF AK	YES SB 112

\*\*\*\*\*  
 \*  
 \* DELIVER TO: LHSCRES \*  
 \*  
 \* ORIGINAL \*  
 \* SENT: 05/02/88 TIME: 16:51 \*  
 \* FROM: LIOCCCC \*  
 \* SUBJECT: FS 4-30-88HRES SB 191 GUIDES \*  
 \* PRINT DATE: 05/02/88 TIME: 16:51 \*  
 \*  
 \*\*\*\*\*

DATE 4-30-88  
 SPONSOR HRES  
 SUBJECT SB 191 GUIDING  
 SITE MAT-SU LIO  
 MODERATOR JODIE

FINAL LIST

\*\*\*\*\*  
 TO TESTIFY  
 NAME/REPRESENTING ADDRESS PHONE #  
 1. DICK GUNLOGSON POB 193 WILLOW 99688 495-6434  
 2. TOM HUNDLEY POB 2772 PALMER 99645 745-2084  
 3. ED GRASSER POB 1350 PALMER 99645 745-6949

\*\*\*\*\*  
 TO OBSERVE  
 NAME/REPRESENTING ADDRESS PHONE#  
 1. ROSEMARY LAROSE POB 3412 PALMER 99645 745-3775

TESTIFIED 3  
 UNABLE 0  
 OBSERVED 1  
 TOTAL 4

START/END TIME 1PM

LEGISLATIVE SPONSOR:

H. RES

TC DATE/DAY: 4/25 MONDAY

Pub. Hear Work Ses. Inv. Hear

TIME: 9:30-10:30

LEGISLATIVE REFERENCE: Public Law 100-1

JUNEAU ROOM: C-124

SUBJECT: Intergovernmental

BRIDGE: DD. 486-8118

Board of Fisheries

# OF PORTS: \_\_\_\_\_

CONTACT: Shockey PH: 4942

DATE TAKEN/BY: 4/22/88 DAN

\*\*\*\*\*

TELECONFERENCE SITES:

LIO'S

LTC'S

VTS'S

- Anchorage
- Barrow \*
- Bethel
- Delta Junction \*
- Dillingham \*
- Fairbanks
- Glennallen \*

- Homer
- Wrangell

See List on Reverse Side

ALL LIO'S

Juneau

Ketchikan

Kodiak

-486-8118

Kotzebue

Mat-Su

Nome

Petersburg \*

Sitka

Soldotna

Valdez \*

OTHER SITES WELCOME WITH PRIOR NOTIFICATION

OFFNETS: \_\_\_\_\_

CHAIRING SITE: Juneau

CHAIRPERSON: Peter Harrmann

[ ] CONFORMS TO LEGISLATIVE COUNCIL POLICY 4/85

Rona for Deborah Greenberg 4-22-88  
 SIGNATURE OF SPONSOR/CONTACT PERSON DATE

\*\*\*\*\*

SPECIAL INSTRUCTIONS

\*\*\*\*\*Testimony YES -- NO -- BY INVITATION ONLY -- \*\*\*\*\*

\* SESSION ONLY

\*\*\*\*\*  
\* DELIVER TO: LHSCRES \*  
\* \* \* \* \*  
\* ORIGINAL \*  
\* SENT: 05/02/88 TIME: 14:10 \*  
\* FROM: LTCCGIN \*  
\* SUBJECT: H.RES;FS;SB 191;4/30/88 \*  
\* PRINT DATE: 05/02/88 TIME: 14:10 \*  
\* \* \* \* \*

DATE: APRIL 30, 1988  
SITE: SLANA  
SPONSOR: HOUSE RESOURCES  
SUBJECT: SB 191 - BIG GAME GUIDING  
MODERATOR: THELMA SCHRANK

FINAL STATS

TESTIFIED  
NAME/REPRESENTING ADDRESS PHONE # BILL #  
1. BILL ELLIS SR BOX 370, GAKONA 99586 822-3426 SB 191  
2. COLE ELLIS NABESNA RD, SLANA 99586 822-3426 SB 191  
3. KIRK ELLIS NABESNA RD, SLANA 99586 822-3426 SB 191

OBSERVED  
NAME/REPRESENTING ADDRESS PHONE # BILL #  
1. THELMA SCHRANK SR BOX 380, GAKONA 99586 22-3426 SB 191  
2. DON TAYLOR SR BOX 340, GAKONA 99586 822-3239 SB 191  
TESTIFIED: 3  
UNABLE: 0  
OBSERVED: 2  
TOTAL: 5

START/END TIME  
START TIME 1:15 P.M. END TIME: 4:30 P.M.

\*\*\*\*\*  
\* DELIVER TO: LHSCRES \*  
\* \* \* \* \*  
\* ORIGINAL \*  
\* SENT: 05/02/88 TIME: 14:30 \*  
\* FROM: LIOCDJT \*  
\* SUBJECT: HRES;FS;SB191-GUIDING;4-30 \*  
\* PRINT DATE: 05/02/88 TIME: 14:30 \*  
\* \* \* \* \*

DATE: APRIL 30, 1988  
SITE: NORTHWAY VOLUNTEER SITE  
SPONSOR: HOUSE RESOURCES  
SUBJECT: SB191 - BIG GAME GUIDING  
MODERATOR: CHRIS

FINAL STATS

TESTIFIED  
NAME/REPRESENTING ADDRESS PHONE #  
NONE

OBSERVED  
NAME/REPRESENTING ADDRESS PHONE #  
1. CHRIS WORKER P.O. BOX 533, NORTHWAY 788-2251  
2. TERRY OVERLEY GEN.DELIVERY, NORTHWAY  
3. CHRISTY JAMES MILE 1253 AK HWY, TOK  
4. DANNY JAMES MILE 1253 AK HWY, TOK  
5. UNIDENTIFIED ANCHORAGE

TESTIFIED: 0  
UNABLE: 0  
OBSERVED: 5  
TOTAL: 5

START/END TIME 1:15 - 4:25 PM

FISCAL NOTE

REQUEST:

Revision Date: 3/11/88  
Title: An act relating to the Guide Board and Establishing a Task Force on Guiding  
Sponsor: Coghill & Eriks  
Requestor: \_\_\_\_\_

Agency Affected: Fish and Game  
BRU: Game  
Components: \_\_\_\_\_

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0	0	0	0	0	0
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND	0	0	0	0	0	0
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS:

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

ANALYSIS : (Attach a separate page if necessary)

This analysis includes personal services costs to prepare for and participate in 3 meeting of the Guide Task Force in Anchorage per year and 3 teleconferences. These costs will be borne by existing personnel; no additional costs anticipated.

Prepared by: Donald E. McKnight Phone: 465-4190  
Division: Game Date: 3/11/88

Approved by Commissioner: *William G. ...* Date: 3/11/88  
Agency: Fish and Game

Distribution (by preparer):

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

STATE OF ALASKA 1987 LEGISLATIVE SESSION  
FISCAL NOTE

Bill Version. CSSB 191 (Fin)

Publish Date: Senate 3/31/88

REQUEST

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

Title: "An Act amending the definition of big game guiding.."

Sponsor: Senator Coghill

Requestor: Senate Resources

Agency Affected: Public Safety

BRU: Fish & Wildlife Protection

Components: Enforcement

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 87	FY 88	FY 89	FY 90	FY 91	FY 92
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING		0	0	0	0	0
CAPITAL						
REVENUE						

FUNDING:: (Thousands of Dollars)

GENERAL FUNDS		0	0	0	0	0
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS:

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

ANALYSIS: (Attach a separate page if necessary)

No fiscal impact is anticipated.

*File*

Prepared by: Kyle Weaver

Division: Fish & Wildlife Protection

Phone: 269-5539

Date: 3/23/87

Approved by Commissioner: William R. Nix

Agency: Public Safety

Date: 3/24/87

Distribution (by preparer):

Legislative Finance

Legislative Sponsor

Requestor

Office of Management and Budget

Impacted Agency(ies)

Senate Secretary

page \_\_\_\_ of \_\_\_\_

STATE OF ALASKA  
1988 LEGISLATIVE SESSION

BILL VERSION: CSSB 191 (FIN)  
PUBLISH DATE: Senate 3/31/88

FISCAL NOTE

REQUEST:

Revision Date: \_\_\_\_\_  
Title: CSSB 191 (Finance)  
An Act relating to the Guide Board...  
Sponsor: Senator Coghill  
Requestor: Senate Finance

Agency Affected: Legislative Affairs Agency  
BRU: Legislative Council  
Components: Council and Subcommittees

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
PERSONAL SERVICES	0	0	0	0	0	0
TRAVEL	0	10.9	0	0	0	0
CONTRACTUAL	0	2.0	0	0	0	0
SUPPLIES	0	0	0	0	0	0
EQUIPMENT	0	0	0	0	0	0
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0	12.9	0	0	0	0

CAPITAL	0	0	0	0	0	0
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REVENUE	0	0	0	0	0	0
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FUNDING: (Thousands of Dollars)

GENERAL FUND	0	12.9	0	0	0	0
FEDERAL FUNDS						
OTHER						
TOTAL	0	12.9	0	0	0	0

POSITIONS:

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

ANALYSIS : (Attach a separate page if necessary)

The Task Force on Guiding and Game is established under the jurisdiction of the Legislative Council Committee. The Task Force is composed of thirteen members, three from the Executive Branch, four legislators from the Legislative Branch, and six public members appointed by the Governor.

Prepared by: Patricia A. Steops, Manager *Patricia A. Steops* Phone: 465-3850  
Division: Administrative Services Date: March 29, 1988

Approved by: Warren Endicott *Warren Endicott* Date: March 29, 1988  
Agency: Legislative Affairs Agency

Distribution (by preparer):

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

CONTINUATION OF FISCAL ANALYSIS

It is assumed that travel funds for this task force will be paid as follows:

3 Executive Branch members - absorbed within existing executive branch departments.

4 Legislative Branch members -- absorbed within existing Legislative Operating Budget.

6 Public members - paid by Legislative Council funds as projected below.

Projected expenses for the Task Force on Guiding and Game are as follows:

Personal services - Staff for the Task Force will come from existing staff under the Legislative Operating Budget.

Travel	- 3 trips @ 366 x 6 members	= 6,588
	3 days per diem (\$80)	
	3 trips x 6 members	= 4,320
Contractual	- Transcription of meetings	1,000
	Printing and binding of report	1,000
Supplies	- Will come from existing Legislative Council and Legislative Operating supplies.	
Equipment	- Will come from existing Legislative Council and Legislative Operating equipment.	

FISCAL NOTE

REQUEST:

Revision Date: 3/14/88  
 Title: An Act relating to the Guide Brd., the taking of big game, & services to hunters  
 Sponsor: Senate Resources Committee  
 Requestor: \_\_\_\_\_  
 Agency Affected: Dept. of Commerce  
 BRU: Occupational Licensing  
 Components: Administration

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL		65.1	9.0	9.0	9.0	9.0
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING		65.1	9.0	9.0	9.0	9.0
CAPITAL						
REVENUE		65.1	9.0	9.0	9.0	9.0

FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER		65.1	9.0	9.0	9.0	9.0
TOTAL		65.1	9.0	9.0	9.0	9.0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY		1.0	0	0	0	0

ANALYSIS : (Attach a separate page if necessary)

Prepared by RPB Randall P. Burns Phone: 465-2535  
 Division: Occupational Licensing Date: 03/30/88  
 Approved by Commissioner: Larry Marshall for Jantony Smith Date: 3/30/88  
 Agency: Department of Commerce & Economic Development

- Distribution (by preparer):
- Legislative Finance
  - Legislative Sponsor
  - Requestor
  - Office of Management and Budget
  - Impacted Agency(ies)

## CONTINUATION of FISCAL NOTE ANALYSIS

For Bill/Resolution No. Senate Bill 191

The attached two letters regarding this fiscal note are fully explanatory of the problem and the proposed approach to solve the Guide Board's mapping problems. This page summarizes the proposed plan:

First, the Division of Occupational Licensing will RSA the sum of \$23.5 to the Department of Natural Resources' Division of Management, Cartography Section, to provide the Guide Board with revised and updated maps.

Second, the Division of Occupational Licensing will contract with an arbitrator from the American Arbitration Association to fund a series of arbitrations on the guide areas currently permitted in each of the twenty-six (26) game units. The estimated cost of this project is \$41.6.

Finally, the Division of Occupational Licensing will, annually, provide \$9.0 to DNR's Cartography Section to continue the process of updating the Guide Board's display maps.

The entire cost of this fiscal note will be borne by an increase in the licensing fees of licensed guides. The increase in fees for FY 89 will be \$45.00, or \$22.50 per year. This increase will only be necessary for one year, unless the Guide Board subsequently seeks approval of an executive secretary position, in which case the fees would stay at the increased level permanently. The amount needed to fund the ongoing updates by DNR will necessitate a minimal uncrease of \$7.00 in a guide's biennial licensing fee.

There are currently 1,446 licensed guides in Alaska. The fee increase of \$45.00 will bring in \$65.1 in program receipts, which will fully fund the proposed mapping projects.

STATE OF ALASKA  
1988 LEGISLATIVE SESSION

BILL VERSION: 0953101131 (20)  
PUBLISH DATE: (SENATE) 3/14/88

(a)

FISCAL NOTE

REQUEST:

Revision Date: \_\_\_\_\_  
Title: CSSB 141 (3d Res)  
An Act relating to the Guide Board...  
Sponsor: Senate Resources  
Requestor: Senator Coghill

Agency Affected: Legislative Affairs  
BRU: Legislative Council  
Components: Council and Subcommittees

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
PERSONAL SERVICES	0	0	0	0	0	0
TRAVEL	0	7.3	0	0	0	0
CONTRACTUAL	0	2.0	0	0	0	0
SUPPLIES	0	0	0	0	0	0
EQUIPMENT	0	0	0	0	0	0
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0	9.3	0	0	0	0

CAPITAL	0	0	0	0	0	0
---------	---	---	---	---	---	---

REVENUE	0	0	0	0	0	0
---------	---	---	---	---	---	---

FUNDING: (Thousands of Dollars)

GENERAL FUND	0	9.3	0	0	0	0
FEDERAL FUNDS						
OTHER						
TOTAL	0	9.3	0	0	0	0

POSITIONS:

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

ANALYSIS : (Attach a separate page if necessary)

The Task Force on Guiding and Game is established under the jurisdiction of the Legislative Council Committee. The Task Force is composed of eleven members, three from the Executive Branch, four legislators from the Legislative Branch, and four public members appointed by the Governor.

Prepared by: Pamela Stoops, Manager  
Division: Administrative Services

Phone: 465-3850  
Date: 03/11/88

Approved by: Warren Endicott  
Agency: Legislative Affairs Agency

Date: 03/11/88

Distribution (by preparer):

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

Introduced by: McGahan  
Date: April 19, 1988  
Vote: 12 Yes, 4 No  
Action: Amnd, Adopted

KENAI PENINSULA BOROUGH

RESOLUTION 88-38

SUPPORTING THE FORMATION OF A TASK FORCE BY THE SENATE RESOURCES COMMITTEE IN REGARD TO SENATE BILL 191, AND URGING THAT EQUAL REPRESENTATION OF ALL USER GROUPS BE ASSURED.

WHEREAS, considerable controversy has arisen over the harvest of big game in Alaska by all user groups in the sports hunting public; and

WHEREAS, all user groups have recognized that there are inherent problems in this regard that must be resolved; and

WHEREAS, historical evidence shows genuine needs of all user groups; and

WHEREAS, because of the issues involved, the committee substitute for SB 191 would create a task force to try to reach an equitable solution to these issues; and

WHEREAS, the task force will determine the protections needed to preserve and maintain the hunting resources of the state; and

WHEREAS, this task force would include not only members of the guide board, but would require membership and participation by representatives of all groups using the hunting resource; and

WHEREAS, the assembly supports such an effort to reach a solution to this issue; and

WHEREAS, the elimination or unnecessary restriction of any of these user groups could create serious financial hardship on borough residents and businesses;

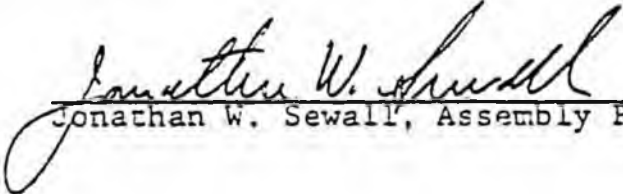
NOW THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH:

Section 1. That the assembly hereby expresses its support for the Resources Committee substitute to SB 191 that would create a task force to recommend an equitable solution to questions regarding conflicts between user groups of the sports hunting public.

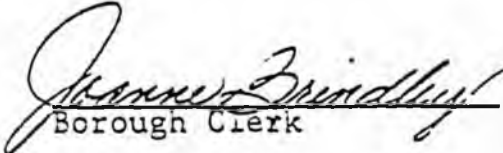
Section 2. That the Assembly opposes any version of SB 191 or other legislation that would restrict or possibly eliminate any user group until after the Task Force has completed its work and made its recommendations.

Section 3. That copies of this resolution shall be sent to Governor Steve Cowper; Commissioner of Fish & Game; Senator John B. Coghill, Chairman of the Senate Resources Committee; Senators John Binkley, Paul Fischer, Jalmar Kerdtula and Mike Szymanski; and Representatives Adelheid Herrmann and Sam Cotten, Co-Chairmen of the House Resources Committee and Representatives Bette Cato, Mike Navarre, C.E. Swackhammer, Kay Wallis and Jim Zawacki.

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON  
THIS 19th DAY OF April, 1988.

  
Jonathan W. Sewall, Assembly President

ATTEST:

  
Borough Clerk

Introduced by: McGahan  
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Notes indicate changes from CS SB 191 (Fin)am  
Original sponsors: Coghill and Faiks

1 IN THE SENATE BY THE RESOURCES COMMITTEE  
2 HOUSE CS FOR CS FOR SENATE BILL NO. 191 (Resources)  
3 IN THE LEGISLATURE OF THE STATE OF ALASKA  
4 FIFTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the Guide Board and big game  
7 guiding, transporting, outfitting, and hunting and  
8 establishing an interim task force on guiding and the  
9 commercial taking of big game; and providing for an  
10 effective date."

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

12 \* Section 1. AS 08.03.010(c)(20) is amended to read:

13 (20) Guide Board (AS 08.54.010) -- June 30, 1989 [1988].

14 \* Sec. 2. AS 08.54.040(a) is amended to read:

15 (a) Except as provided in AS 08.54.045, the board shall

16 (1) prepare, grade, and administer

17 (A) a written and oral examination of an applicant for  
18 a registered guide license that requires demonstration that the  
19 applicant is qualified generally to provide guided hunts and, in  
20 particular, to guide in each game management unit the applicant  
21 has selected; if an applicant demonstrates limited ability to  
22 read or write the English language, the entire examination shall  
23 be administered orally; and

Oral  
exams  
available  
for  
everyone

24 (B) an oral examination of a registered or master  
25 guide who seeks an amendment of a game management unit certifica-  
26 tion; the examination must require demonstration that the guide  
27 is qualified to provide guided hunts in each new game management  
28 unit for which the guide seeks to be certified [EXAMINATIONS,  
29 WHICH MAY INCLUDE ORAL EXAMINATIONS OF APPLICANTS WHO DEMONSTRATE

LIMITED ABILITY TO READ OR WRITE THE ENGLISH LANGUAGE];

(2) determine qualifications of applicants for licenses and authorize the issuance of licenses to those who qualify;

(3) establish guide performance standards and regulate activity;

Comma X

(4) compile, maintain, and publish an annual register of master and registered guides who have not been convicted of a violation of a state game or guiding statute or regulation; a guide listed in the register whose license is revoked or suspended shall be removed from the register while the guide's license is revoked or suspended;

(5) prohibit guiding activities which are unsportsmanlike, unethical, unsafe, against principles of conservation, degrading to the guiding profession, or which adversely affect the natural resources;

Comma X

(6) after a hearing, revoke, suspend, or deny renewal of a license in accordance with AS 08.54.200;

(7) establish a quota of licensed operating guides who may operate within designated geographical game units or subunits of the state and provide for an equitable, reasonable, and consistent procedure for limiting the number of guides to that quota; preference may be given to qualified available and willing licensed guides who reside within the designated game unit or subunit;

(8) meet at least twice annually, once in Anchorage and once in another municipality.

\* Sec. 3. AS 08.54.210 is amended to read:

Sec. 08.54.210. UNLAWFUL ACTS. (a) It is unlawful for

(1) a master guide, registered guide, special guide, class A assistant guide, or assistant guide to fail to timely report to the

1 Department of Public Safety, division of fish and wildlife protection,  
 2 and in no event later than 30 days, a violation of a state fish, game,  
 3 or guiding statute or regulation that the guide reasonably believes  
 4 was committed by a client or an employee of the guide;

5 (2) a guide to commit or aid the commission of a violation  
 6 of this chapter or of a state game or guiding statute or regulation or  
 7 to permit the commission of a violation that the guide knows or rea-  
 8 sonably believes is being or will be committed without attempting to  
 9 prevent it, short of using force, and without reporting it;

10 (3) a person to guide without having a current valid guide  
 11 license and resident hunting license in actual possession;

12 (4) a person without a current valid registered or master  
 13 guide license to advertise as or represent to be

advertising  
 as a  
 "guide"  
 or  
 "outfitter"

14 (A) a guide; or

15 (B) an outfitter offering big game hunting services

16 [WITHOUT HOLDING A CURRENT VALID GUIDE LICENSE];

17 (5) a guide to intentionally obstruct or hinder or attempt  
 18 to obstruct or hinder lawful hunting engaged in by a person who is not  
 19 a client of the guide;

20 (6) a person to transport a hunter to or from the field in  
 21 an aircraft for which the person does not hold a current valid air  
 22 taxi commercial operator (ATCO) operating certificate issued by the  
 23 Federal Aviation Administration under 14 C.F.R. Part 135 if the person  
 24 is providing the transportation or any other big game hunting service  
 25 to the hunter for compensation, except that it is not a violation of  
 26 this paragraph if a licensed guide transports a hunter to or from a  
 27 restricted or joint-use guide area assigned to the guide or to the  
 28 guide's employer in an aircraft owned by the guide and operated under  
 29 14 C.F.R. Part 91;

1           (7) a person to guide without being validly licensed as a  
2 guide under this chapter and as a resident hunter under AS 16;

3           (8) ~~[(7)]~~ an assistant guide to contract to conduct a  
4 guided hunt;

5           (9) ~~[(8)]~~ an assistant guide to be in the field on a  
6 guided hunt except while employed and supervised by a registered or  
7 master guide.

8           (b) A person who violates (a)(1) - (6) ~~[(a)(1) - (5)]~~ of this  
9 section is guilty of a misdemeanor and upon conviction is punishable  
10 by a fine of not more than \$1,000 or by imprisonment for not more than  
11 one year, or by both, and the person's license may be revoked for a  
12 period up to five years. However, a person who engages in guiding  
13 activity during the period for which the person's license is suspended  
14 or revoked under this chapter, or who violates (a)(7) - (9) ~~[(a)(6) -~~  
15 ~~(8)]~~ of this section, is guilty of a felony punishable, upon con-  
16 viction, by a fine of not more than \$5,000 and by imprisonment for not  
17 less than one year nor more than three years. In addition to punish-  
18 ment for a felony, all guns, fishing tackle, boats, aircraft, automo-  
19 biles or other vehicles, camping gear and other equipment and para-  
20 phernalia used in, or in aid of, guiding activity engaged in during  
21 the period of suspension or revocation may be seized by persons au-  
22 thorized to enforce this chapter and may be forfeited to the state as  
23 provided under AS 16.05.195."

24 \* Sec. 4. AS 08.54.240(3) is repealed and reenacted to read:

25           (3) "guide" or "guiding" means accompanying or being pre-  
26 sent with, or providing personal service for, a big game hunter in the  
27 field, personally or through an assistant, for compensation or with  
28 the intent or an agreement to receive compensation; "guide" or "guid-  
29 ing" does not include accompanying or being present with a hunter

- 1 "permanent" inserted { (A) in a boat with permanent living quarters;  
2 (B) at a lawfully established cabin or permanent  
3 lodge;  
4 (C) while providing transportation to or from the  
5 field, if the persons providing transportation and the persons  
6 being transported do not stalk, pursue, track, kill, or attempt  
7 to kill big game; or  
8 (D) in a camp while attending to horses that are being  
9 used to transport big game hunters to or from the field;

10 \* Sec. 5. AS 16.05.407(d) is amended to read:

11 (d) A nonresident who violates (a) of this section, or who fails  
12 to furnish an affidavit under (b) or (e) of this section, is guilty of  
13 a misdemeanor and upon conviction is punishable by imprisonment for  
14 not more than one year, or by a fine of not more than \$5,000, or by  
15 both.

16 \* Sec. 6. AS 16.05.407 is amended by adding a new subsection to read:

17 (e) An applicant for a nonresident big game tag for the taking  
18 of moose or caribou shall first furnish to the state, on a form pro-  
19 vided by the state, an affidavit showing where the applicant will be  
20 hunting and what guiding, transportation, or other big game hunting  
21 services the applicant will be employing. A person who falsifies an  
22 affidavit under this subsection is guilty of perjury under AS 11.56.-  
23 200.

24 \* Sec. 7. AS 16.05 is amended by adding a new section to read:

25 Sec. 16.05.786. DUTY OF BIG GAME TRANSPORTERS TO REPORT VIO-  
26 LATIONS. (a) A person who transports a big game hunter to or from  
27 the field for compensation, or with the intent or an agreement to  
28 receive compensation, shall promptly report to the Department of  
29 Public Safety, division of fish and wildlife protection, and in no

1 event later than 30 days, a violation of a state fish, game, or guid-  
2 ing statute or regulation that the person reasonably believes was  
3 committed by a client or employee of the person.

4 (b) A person who violates this section is guilty of a misde-  
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6 \$2,000 or by imprisonment for not more than one year, or by both.

7 \* Sec. 8. TASK FORCE ON GUIDING AND GAME. (a) The interim task force  
8 on the Guide Board and the commercial taking of big game is established  
9 under the jurisdiction of the legislative council. The task force consists  
10 of the commissioners of fish and game, commerce and economic development,  
11 and public safety, or their designees; two members of the senate appointed  
12 by the president of the senate; two members of the house of representatives  
13 appointed by the speaker of the house; and six members appointed by the  
14 governor as follows: one member of the Guide Board; one big game guide  
15 licensed under AS 08.54 who is not a member of the Guide Board; and one  
16 person engaged in a business, other than guiding, that includes transport-  
17 ing big game hunters to and from the field; and three public members, at  
18 least one of whom has no financial interest in any business involving or  
19 related to the commercial taking of game. The governor shall appoint at  
20 least one member from each judicial district in the state.

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22 shall study problems and issues concerning the commercial taking of big  
23 game in the state and the businesses or professions that provide goods and  
24 services to big game hunters in the state. The task force shall submit to  
25 the legislative council, not later than January 15, 1989, a report on its  
26 findings and proposed legislation to address the problems and issues cover-  
27 ed in the report.

28 (c) The task force terminates January 15, 1989.

29 \* Sec. 9. This Act takes effect immediately under AS 01.10.070(c).

Mel Gillis,

called re: SB 191. Would like a specific F+WL protection, Joe Domino to come + testify on this issue. He has ~~presented~~ facts + figures that no one else presents.

Mel also wants to see the amendment that makes it so that "outfitters" can't use the term, unless they are "guides." He has no objection to retail outfits using the term "outfitters."

Mel is getting ~~the~~ worried about the timing.

Thinks it's ~~really~~ very important that there is something done this year.

Mel will probably be one of the people soon lobbying on this.

\*CS - Amend pending

- \*Dries → Air Taxi Insurance
- Letter of debit
- Camp
- Monetary Consideration
- Goods + Services

\* Chuck Wheeler in Name - call & clarify -  
Could take a few friends out, in a  
Pvt A 91

\* Mark in Ed's amendment

Name / Chuck Wheeler - E.C. Wheeler  
675-4452

Baranof  
586-2660

5-0848D

Hein  
4/29/88

Notes indicate changes from CS SB 191 (Fin)am

Original sponsors: Coghill and Faiks

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22 read or write the English language, the entire examination shall  
23 be administered orally; and  
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Oral exams available for everyone

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Department of Public Safety, division of fish and wildlife protection, and in no event later than 30 days, a violation of a state fish, game, or guiding statute or regulation that the guide reasonably believes was committed by a client or an employee of the guide;

(2) a guide to commit or aid the commission of a violation of this chapter or of a state game or guiding statute or regulation or to permit the commission of a violation that the guide knows or reasonably believes is being or will be committed without attempting to prevent it, short of using force, and without reporting it;

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(5) a guide to intentionally obstruct or hinder or attempt to obstruct or hinder lawful hunting engaged in by a person who is not a client of the guide;

for compensation or hire

(6) a person to transport a hunter to or from the field in an aircraft for which the person does not hold a current valid air taxi commercial operator (ATCO) operating certificate issued by the Federal Aviation Administration under 14 C.F.R. Part 135 if the person is providing the transportation or any other big game hunting service to the hunter for compensation, except that it is not a violation of

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- 3 lodge;
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House Resources Letter of Intent  
For  
CS SB 191 (Finance) AM

It is the intent of the Legislature that the task force established under the provisions of SB 191 shall have full investigative powers to research and make recommendations.

Under the Alaska Constitution all fish and game resources are the common property of the people, managed by the state in trust for their use. The task force shall examine how the taking of Alaskan big game by nonresidents and aliens conforms with the needs of Alaskan hunters, and what would be the effects of adding additional species to the guide-required list.

Other states and Canadian provinces have experienced similar commercial hunting pressures and problems. The task force should obtain as much information about the problems these other jurisdictions have experienced, examine how they solved the problems, and recommend accordingly for Alaska.

The task force shall examine who can provide commercial hunting services in the field, and what role transporters, air taxi operators and gear providers should play in the provision of commercial hunting services.

The Alaska Supreme Court will soon decide Owsichek vs. the State of Alaska dealing with the constitutionality of restricted guide areas. The task force shall analyze this decision and recommend methods of accommodating the court's decision.

The task force shall work closely with the Department of Fish and Game to create a linkage between the commercial take of big game and game management.

The task force should examine all aspects of a head tax, the problems it had when it was in use in the past, and what would be the ramifications to game management if it was reinstated.

The task force should examine the licensing of transporters, and make recommendations as to whether such a system ought to be renewed, and, if so, under what conditions.

The Legislative Budget and Audit Committee completed audits of the Guide Board in 1985 and 1987. The task force shall review the audits and recommend what provisions shall be implemented. Specifically, the task force shall analyze if the guide board is functioning at a level that ensures that the present allocation system is fair and is following the

Administrative Procedures Act. The task force shall also analyze the joint use concept and supporting agreements between guides in joint use areas as to whether these agreements are in the best interest of the state and commercial users. The task force shall also investigate whether there shall be one consistent policy for determining guide areas so that all areas are treated equally.

The guide system in Alaska is highly dependent on the restricted guide area concept for its success. The task force should examine all aspects of this system, and make recommendations pertaining to whether it is an open and accessible system, whether guides ought to be able to sell their areas, whether the state ought to lease areas or in some other manner establish a concessionaire approach to area management.

The task force should also work to define the definitions of "camp" and "in the field." The Task force should describe what commercial providers should be allowed in "camps" and "in the field."

The task force should also provide further explanation of what constitutes a "boat with permanent living quarters."

The task force should also address the issue of whether fish and wildlife protection officers and other state employees whose responsibilities include managing game resources, or enforcing the state's guiding laws or game management laws, should be able to hold guide licenses or participate in the industry.

The role of federal agencies in managing and permitting commercial uses of federal parks, reserves, and other federal lands has a direct impact in how the state's guide laws are monitored and enforced. The task force is directed to look at the role of federal agencies in monitoring and permitting these activities.

The legislature recognizes that hunting, flying and other travel in Alaska involves certain risks. The task force should look into the issue of who should have insurance, how much and what kind. This includes the issue of what kind of insurance should be required for air taxi operators.

The task force should also look at the role of sled dog hunts, and when dogs should be allowed in camps.

# HOUSE COMMITTEE REPORT

5/3

(9)

Date referred: 4/20/88

FURTHER REFERRALS:

Finance

DATE: 5-2-88

The Resources Committee has considered CSSB 191(Fin)am

"An Act relating to the Guide Board and big game guiding, transporting, outfitting, and hunting and establishing an interim task force on guiding and the commercial taking of big game; and providing for an effective date."

**RECOMMENDS:**

- replace with Hcs CSSB 191 (Res)  the same title
- attached amendment(s)  a new title
- do pass
- do not pass
- no recommendation
- individual recommendations
- additional referral to the \_\_\_\_\_ Committee

**ADOPTS:**  Hs. Resurre letter of intent

**ATTACHES NEW FISCAL NOTE(S):**

- fiscal impact \_\_\_\_\_
- zero fiscal note
- zero with analysis \_\_\_\_\_
- same as previous <sup>2</sup> fiscal note published 3/31/88
- same as previous zero fiscal note published 3/31/88

**SIGNING DO PASS:**

**SIGNING OTHER RECOMMENDATIONS:**

Adelheid Herrmann  
Leinich Springer  
Jan Ost  
Wendy Pearce  
Chip Davidson

Lynn Hoff (Hs - Rec)  
Mike ... (not ...)  
John ...  
Paul Slutz No Rec

Adelheid Herrmann  
 CO - Chairman's signature



# Alaska State Legislature

HOUSE OF REPRESENTATIVES  
COMMITTEE ON RESOURCES

POUCH V  
JUNEAU, ALASKA 99811  
(907) 465-3715

## House Resources Letter of Intent For CS SB 191 (Finance) AM

It is the intent of the Legislature that the task force established under the provisions of SB 191 shall have full investigative powers to research and make recommendations.

Under the Alaska Constitution all fish and game resources are the common property of the people, managed by the state in trust for their use. The task force shall examine how the taking of Alaskan big game by nonresidents and aliens conforms with the needs of Alaskan hunters, and what would be the effects of adding additional species to the guide-required list.

Other states and Canadian provinces have experienced similar commercial hunting pressures and problems. The task force should obtain as much information about the problems these other jurisdictions have experienced, examine how they solved the problems, and recommend accordingly for Alaska.

The task force shall examine who can provide commercial hunting services in the field, and what role transporters, air taxi operators and gear providers should play in the provision of commercial hunting services.

The Alaska Supreme Court will soon decide Owsichek vs. the State of Alaska dealing with the constitutionality of restricted guide areas. The task force shall analyze this decision and recommend methods of accommodating the court's decision.

The task force shall work closely with the Department of Fish and Game to create a linkage between the commercial take of big game and game management.

The task force should examine all aspects of a head tax, the problems it had when it was in use in the past, and what would be the ramifications to game management if it was reinstated.

The task force should examine the licensing of transporters, and make recommendations as to whether such a system ought to be renewed, and, if so, under what conditions.

The Legislative Budget and Audit Committee completed audits of the Guide Board in 1985 and 1987. The task force shall review the audits and recommend what provisions shall be implemented. Specifically, the task force shall analyze if the guide board is functioning at a level that ensures that the present allocation system is fair and is following the Administrative Procedures Act. The task force shall also analyze the joint use concept and supporting agreements

between guides in joint use areas as to whether these agreements are in the best interest of the state and commercial users. The task force shall also investigate whether there shall be one consistent policy for determining guide areas so that all areas are treated equally.

The guide system in Alaska is highly dependent on the restricted guide area concept for its success. The task force should examine all aspects of this system, and make recommendations pertaining to whether it is an open and accessible system, whether guides ought to be able to sell their areas, whether the state ought to lease areas or in some other manner establish a concessionaire approach to area management.

The task force should also work to define the definitions of "camp" and "in the field." The task force should describe what commercial providers should be allowed in "camps" and "in the field." "Compensation", and "monetary consideration" should also be further defined and explained by the task force.

The task force should also provide further explanation of what constitutes a "boat with permanent living quarters."

The task force should address the issue of whether fish and wildlife protection officers and other state employees whose whose responsibilities include managing game resources, or enforcing the state's guiding laws or game management laws, should be able to hold guide licenses or participate in the industry.

The role of federal agencies in managing and permitting commercial uses of federal parks, reserves, and other federal lands has a direct impact in how the state's guide laws are monitored and enforced. The task force is directed to look at the role of federal agencies in monitoring and permitting these activities.

The legislature recognizes that hunting, flying and other travel in Alaska involves certain risks. The task force should review the issue of differing requirements for air transportation liability insurance and make a recommendation on the establishment of minimum insurance requirements for guides, lodge owners, and others who are not now required to carry liability insurance.

House Resources Letter of Intent  
For HCS CS SB 191 (Resources)  
Page 3

The task force could examine the possibility of bonding requirements for providers of big game hunting services.

The task force should also look at the role of sled dog hunts, and when dogs should be allowed in camps.

Adelheid Herrmann

Rep. Adelheid Herrmann  
Co-Chairman, H. Resources  
5/2/88

Sam Cotten

Rep. Sam Cotten  
Co-Chairman, H. Resources  
5/2/88

FISCAL NOTE

REQUEST:

Revision Date: 3/11/88  
Title: An act relating to the Guide Board and Establishing a Task Force on Guiding  
Sponsor: Coghill & Faiks  
Requestor: \_\_\_\_\_

Agency Affected: Fish and Game  
BRU: Game

Components: \_\_\_\_\_

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0	0	0	0	0	0
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND	0	0	0	0	0	0
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS:

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

ANALYSIS : (Attach a separate page if necessary)

This analysis includes personal services costs to prepare for and participate in 3 meeting of the Guide Task Force in Anchorage per year and 3 teleconferences. These costs will be borne by existing personnel; no additional costs anticipated.

Prepared by: Donald E. McKnight

Phone: 465-4190

Division: Game

Date: 3/11/88

Approved by Commissioner: *Norman G. Holt*

Date: 3/11/88

Agency: Fish and Game

Distribution (by preparer):

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

STATE OF ALASKA 1987 LEGISLATIVE SESSION  
FISCAL NOTE

Bill Version. CSSB 191 (Fin)

Publish Date: Senate 3/31/87

REQUEST  
Revision Date: \_\_\_\_\_  
Title: "An Act amending the defini-  
tion of big game guiding.."  
Sponsor: Senator Coahill  
Requestor: Senate Resources

Agency Affected: Public Safety  
BRU: Fish & Wildlife Protection  
Components: Enforcement

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 87	FY 88	FY 89	FY 90	FY 91	FY 92
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING		0	0	0	0	0
CAPITAL						
REVENUE						

FUNDING:: (Thousands of Dollars)

GENERAL FUNDS		0	0	0	0	0
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS:

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

ANALYSIS: (Attach a separate page if necessary)

No fiscal impact is anticipated.

Prepared by: Kyle Weaver Phone: 269-5539  
Division: Fish & Wildlife Protection Date: 3/23/87

Approved by Commissioner: William R. Nix Date: 3/24/87  
Agency: Public Safety

Distribution (by preparer):

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

STATE OF ALASKA  
1988 LEGISLATIVE SESSION

BILL VERSION: CSSB 191 (FV)  
PUBLISH DATE: Senate 3/31/88

FISCAL NOTE

REQUEST:

Revision Date: \_\_\_\_\_  
Title: CSSB 191 (Finance)  
An Act relating to the Guide Board...  
Sponsor: Senator Coghill  
Requestor: Senate Finance

Agency Affected: Legislative Affairs Agency  
BRU: Legislative Council

Components: Council and Subcommittees

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
PERSONAL SERVICES	0	0	0	0	0	0
TRAVEL	0	10.9	0	0	0	0
CONTRACTUAL	0	2.0	0	0	0	0
SUPPLIES	0	0	0	0	0	0
EQUIPMENT	0	0	0	0	0	0
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0	12.9	0	0	0	0

CAPITAL	0	0	0	0	0	0
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REVENUE	0	0	0	0	0	0
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FUNDING: (Thousands of Dollars)

GENERAL FUND	0	12.9	0	0	0	0
FEDERAL FUNDS						
OTHER						
TOTAL	0	12.9	0	0	0	0

POSITIONS:

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

ANALYSIS : (Attach a separate page if necessary)

The Task Force on Guiding and Game is established under the jurisdiction of the Legislative Council Committee. The Task Force is composed of thirteen members, three from the Executive Branch, four legislators from the Legislative Branch, and six public members appointed by the Governor.

Prepared by: Pamela A. Stoops, Manager *Pamela Stoops* Phone: 465-3850  
Division: Administrative Services Date: March 29, 1988

Approved by: Warren Endicott *Warren Endicott* Date: March 29, 1988  
Agency: Legislative Affairs Agency

Distribution (by preparer):

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

CONTINUATION OF FISCAL ANALYSIS

It is assumed that travel funds for this task force will be paid as follows:

- 3 Executive Branch members - absorbed within existing executive branch departments.
- 4 Legislative Branch members - absorbed within existing Legislative Operating Budget.
- 6 Public members - paid by Legislative Council funds as projected below.

Projected expenses for the Task Force on Guiding and Game are as follows:

Personal services - Staff for the Task Force will come from existing staff under the Legislative Operating Budget.

Travel	- 3 trips @ 366 x 6 members	= 6,588
	3 days per diem (\$80)	
	3 trips x 6 members	= 4,320
Contractual	- Transcription of meetings	1,000
	Printing and binding of report	1,000
Supplies	- Will come from existing Legislative Council and Legislative Operating supplies.	
Equipment	- Will come from existing Legislative Council and Legislative Operating equipment.	

STATE OF ALASKA  
1988 LEGISLATIVE SESSION

BILL VERSION: CSSB 191 (Fin)  
PUBLISH DATE: Senate 3/31/88

FISCAL NOTE

REQUEST:

Revision Date: 3/14/88 Agency Affected: Dept. of Commerce  
Title: An Act relating to the Guide Brd., BRU: Occupational Licensing  
the taking of big game, & services to hunters  
Sponsor: Senate Resources Committee Components: Administration  
Requestor: \_\_\_\_\_

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL		65.1	9.0	9.0	9.0	9.0
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING		65.1	9.0	9.0	9.0	9.0
CAPITAL						
REVENUE		65.1	9.0	9.0	9.0	9.0

FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER		65.1	9.0	9.0	9.0	9.0
TOTAL		65.1	9.0	9.0	9.0	9.0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY		1.0	0	0	0	0

ANALYSIS : (Attach a separate page if necessary)

Prepared by: RPB Randall P. Burns Phone: 465-2535  
Division: Occupational Licensing Date: 3/30/88  
Approved by Commissioner: Kathy Marshall Date: 3/30/88  
Agency: Department of Commerce & Economic Development

Distribution (by preparer):

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

## CONTINUATION of FISCAL NOTE ANALYSIS

For Bill/Resolution No. Senate Bill 191

The attached two letters regarding this fiscal note are fully explanatory of the problem and the proposed approach to solve the Guide Board's mapping problems. This page summarizes the proposed plan:

First, the Division of Occupational Licensing will RSA the sum of \$23.5 to the Department of Natural Resources' Division of Management, Cartography Section, to provide the Guide Board with revised and updated maps.

Second, the Division of Occupational Licensing will contract with an arbitrator from the American Arbitration Association to fund a series of arbitrations on the guide areas currently permitted in each of the twenty-six (26) game units. The estimated cost of this project is \$41.6.

Finally, the Division of Occupational Licensing will, annually, provide \$9.0 to DNR's Cartography Section to continue the process of updating the Guide Board's display maps.

The entire cost of this fiscal note will be borne by an increase in the licensing fees of licensed guides. The increase in fees for FY 89 will be \$45.00, or \$22.50 per year. This increase will only be necessary for one year, unless the Guide Board subsequently seeks approval of an executive secretary position, in which case the fees would stay at the increased level permanently. The amount needed to fund the ongoing updates by DNR will necessitate a minimal uncrease of \$7.00 in a guide's biennial licensing fee.

There are currently 1,446 licensed guides in Alaska. The fee increase of \$45.00 will bring in \$65.1 in program receipts, which will fully fund the proposed mapping projects.

Original sponsors: Coghill and Faiks

1 IN THE SENATE BY THE RESOURCES COMMITTEE  
 2 HOUSE CS FOR CS FOR SENATE BILL NO. 191 (Resources)  
 3 IN THE LEGISLATURE OF THE STATE OF ALASKA  
 4 FIFTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the Guide Board and big game  
 7 guiding, transporting, outfitting, and hunting and  
 8 establishing an interim task force on guiding and the  
 9 commercial taking of big game; and providing for an  
 10 effective date."

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

12 \* Section 1. AS 08.03.010(c)(20) is amended to read:

13 (20) Guide Board (AS 08.54.010) -- June 30, 1989 [1988].

14 \* Sec. 2. AS 08.54.040(a) is amended to read:

15 (a) Except as provided in AS 08.54.045, the board shall

16 (1) prepare, grade, and administer

17 (A) a written and oral examination of an applicant for  
 18 a registered guide license that requires demonstration that the  
 19 applicant is qualified generally to provide guided hunts and, in  
 20 particular, to guide in each game management unit the applicant  
 21 has selected; if an applicant demonstrates limited ability to  
 22 read or write the English language, the entire examination shall  
 23 be administered orally; and

24 (B) an oral examination of a registered or master  
 25 guide who seeks an amendment of a game management unit certifica-  
 26 tion; the examination must require demonstration that the guide  
 27 is qualified to provide guided hunts in each new game management  
 28 unit for which the guide seeks to be certified [EXAMINATIONS,  
 29 WHICH MAY INCLUDE ORAL EXAMINATIONS OF APPLICANTS WHO DEMONSTRATE

LIMITED ABILITY TO READ OR WRITE THE ENGLISH LANGUAGE];

(2) determine qualifications of applicants for licenses and authorize the issuance of licenses to those who qualify;

(3) establish guide performance standards and regulate activity;

(4) compile, maintain, and publish an annual register of master and registered guides who have not been convicted of a violation of a state game or guiding statute or regulation; a guide listed in the register whose license is revoked or suspended shall be removed from the register while the guide's license is revoked or suspended;

(5) prohibit guiding activities which are unsportsmanlike, unethical, unsafe, against principles of conservation, degrading to the guiding profession, or which adversely affect the natural resources;

(6) after a hearing, revoke, suspend, or deny renewal of a license in accordance with AS 08.54.200;

(7) establish a quota of licensed operating guides who may operate within designated geographical game units or subunits of the state and provide for an equitable, reasonable, and consistent procedure for limiting the number of guides to that quota; preference may be given to qualified available and willing licensed guides who reside within the designated game unit or subunit;

(8) meet at least twice annually, once in Anchorage and once in another municipality.

\* Sec. 3. AS 08.54.210 is amended to read:

Sec. 08.54.210. UNLAWFUL ACTS. (a) It is unlawful for

(1) a master guide, registered guide, special guide, class A assistant guide, or assistant guide to fail to timely report to the

Department of Public Safety, division of fish and wildlife protection, and in no event later than 30 days, a violation of a state fish, game, or guiding statute or regulation that the guide reasonably believes was committed by a client or an employee of the guide;

(2) a guide to commit or aid the commission of a violation of this chapter or of a state game or guiding statute or regulation or to permit the commission of a violation that the guide knows or reasonably believes is being or will be committed without attempting to prevent it, short of using force, and without reporting it;

(3) a person to guide without having a current valid guide license and resident hunting license in actual possession;

(4) a person without a current valid registered or master guide license to advertise as or represent to be

(A) a guide; or

(B) an outfitter offering big game hunting services

[WITHOUT HOLDING A CURRENT VALID GUIDE LICENSE];

(5) a guide to intentionally obstruct or hinder or attempt to obstruct or hinder lawful hunting engaged in by a person who is not a client of the guide;

(6) a person for compensation or hire to transport a hunter to or from the field in an aircraft for which the person does not hold a current valid air taxi commercial operator (ATCO) operating certificate issued by the Federal Aviation Administration under 14 C.F.R. Part 135, except that it is not a violation of this paragraph if a licensed guide transports a hunter to or from a restricted or joint-use guide area assigned to the guide or to the guide's employer in an aircraft owned by the guide and operated under 14 C.F.R. Part 91; in this paragraph, "for compensation or hire" means receiving any monetary consideration for the transportation, regardless of whether the

consideration is directly attributable to the transportation;

(7) a person to guide without being validly licensed as a guide under this chapter and as a resident hunter under AS 16;

(8) [(7)] an assistant guide to contract to conduct a guided hunt;

(9) [(8)] an assistant guide to be in the field on a guided hunt except while employed and supervised by a registered or master guide.

(b) A person who violates (a)(1) - (6) [(a)(1) - (5)] of this section is guilty of a misdemeanor and upon conviction is punishable by a fine of not more than \$1,000 or by imprisonment for not more than one year, or by both, and the person's license may be revoked for a period up to five years. However, a person who engages in guiding activity during the period for which the person's license is suspended or revoked under this chapter, or who violates (a)(7) - (9) [(a)(6) - (8)] of this section, is guilty of a felony punishable, upon conviction, by a fine of not more than \$5,000 and by imprisonment for not less than one year nor more than three years. In addition to punishment for a felony, all guns, fishing tackle, boats, aircraft, automobiles or other vehicles, camping gear and other equipment and paraphernalia used in, or in aid of, guiding activity engaged in during the period of suspension or revocation may be seized by persons authorized to enforce this chapter and may be forfeited to the state as provided under AS 16.05.195."

\* Sec. 4. AS 08.54.240(3) is repealed and reenacted to read:

(3) "guide" or "guiding" means accompanying or being present with, or providing a personal service for, a big game hunter in the field, personally or through an assistant, for compensation or with the intent or an agreement to receive compensation; "guide" or

"guiding" does not include

- (A) accompanying or being present with a hunter
  - (i) in a boat with permanent living quarters;
  - (ii) at a lawfully established cabin or permanent lodge;
  - (iii) while providing transportation to or from the field, if the persons providing transportation and the persons being transported do not stalk, pursue, track, kill, or attempt to kill big game; or
  - (iv) in a base camp while attending to horses that are being used to transport big game hunters to or from the field; or
- (B) setting up a base camp for a big game hunter while the hunter is not in the field;
- (C) selling, leasing, or renting goods, if the transaction does not take place in the field;

\* Sec. 5. AS 16.05.407(d) is amended to read:

(d) A nonresident who violates (a) of this section, or who fails to furnish an affidavit under (b) or (e) of this section, is guilty of a misdemeanor and upon conviction is punishable by imprisonment for not more than one year, or by a fine of not more than \$5,000, or by both.

\* Sec. 6. AS 16.05.407 is amended by adding a new subsection to read:

(e) An applicant for a nonresident big game tag for the taking of moose or caribou shall first furnish to the state, on a form provided by the state, an affidavit showing where the applicant will be hunting and what guiding, transportation, or other big game hunting services the applicant will be employing. A person who falsifies an affidavit under this subsection is guilty of perjury under

1) AS 11.56.200.

2) \* Sec. 7. AS 16.05 is amended by adding a new section to read:

3) Sec. 16.05.786. DUTY OF BIG GAME TRANSPORTERS TO REPORT VIO-  
4) LATIONS. (a) A person who transports a big game hunter to or from  
5) the field for compensation, or with the intent or an agreement to  
6) receive compensation, shall promptly report to the Department of  
7) Public Safety, division of fish and wildlife protection, and in no  
8) event later than 30 days, a violation of a state fish, game, or guid-  
9) ing statute or regulation that the person reasonably believes was  
10) committed by a client or employee of the person.

11) (b) A person who violates this section is guilty of a misde-  
12) meanor and upon conviction is punishable by a fine of not more than  
13) \$2,000 or by imprisonment for not more than one year, or by both.

14) \* Sec. 8. TASK FORCE ON GUIDING AND GAME. (a) The interim task force  
15) on the Guide Board and the commercial taking of big game is established  
16) under the jurisdiction of the legislative council. The task force consists  
17) of the commissioners of fish and game, commerce and economic development,  
18) and public safety, or their designees; two members of the senate appointed  
19) by the president of the senate; two members of the house of representatives  
20) appointed by the speaker of the house; and six members appointed by the  
21) governor as follows: one member of the Guide Board; one big game guide  
22) licensed under AS 08.54 who is not a member of the Guide Board; and one  
23) person engaged in a business, other than guiding, that includes transport-  
24) ing big game hunters to and from the field; and three public members, at  
25) least one of whom has no financial interest in any business involving or  
26) related to the commercial taking of game. The governor shall appoint at  
27) least one member from each judicial district in the state.

28) (b) The task force shall review the operations of the Guide Board and  
29) shall study problems and issues concerning the commercial taking of big

1 game in the state and the businesses or professions that provide goods and  
2 services to big game hunters in the state. The task force shall submit to  
3 the legislative council, not later than January 15, 1989, a report on its  
4 findings and proposed legislation to address the problems and issues cover-  
5 ed in the report.

6 (c) The task force terminates January 15, 1989.

7 \* Sec. 9. This Act takes effect immediately under AS 01.10.070(c).