

ALASKA LEGISLATURE COMMITTEE FILES 1999-2000 8672

10142 SENATE RESOURCES

FISCAL NOTE

STATE OF ALASKA
1999 LEGISLATIVE SESSION

BILL NO: HB109

Revision Date: _____ Dept. Affected: Public Safety
 Title: An Act relating to management of fish and game BRU: Fish and Wildlife Protection
in Glacier Bay National Park and Preserve Component: Detachments
 Sponsor: Representative Ogan,
 Requestor: _____ COMPONENT SERIAL NO. _____

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

OPERATING	FY 00	FY 01	FY 02	FY 03	FY 04	FY 05
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-
CAPITAL	-0-	-0-	-0-	-0-	-0-	-0-
CHANGE IN REVENUES () Revenue Code	-0-	-0-	-0-	-0-	-0-	-0-

FUNDING: (Thousands of Dollars)

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

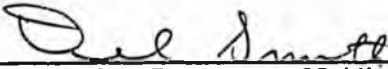
Estimate of current year (FY 99) impact: \$ -0-

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.)

This bill is inconsistent with divisional objectives, but will not adversely impact the budget.

Prepared By: Lieutenant Howard R. Starbard Phone: 746-9107
 Division: Fish and Wildlife Protection Date: February 26, 1999
 Approved by Commissioner:  Date: 3-4-99
 Agency: Ronald L. Otte, Department of Public Safety

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FISCAL NOTE

STATE OF ALASKA
1999 LEGISLATIVE SESSION

BILL NO. HB 109

Revision Date (Note if correction) _____ Dept. Affected: Fish and Game
 Title Glacier Bay National Park BRU Sport Fish
 Component Sport Fish
 Sponsor Representative Ogan
 Requester House WTR Component Serial No. 464

Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY 00	FY 01	FY 02	FY 03	FY 04	FY 05
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
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CHANGE IN REVENUES (1002)	0.0	0.0	0.0	0.0	0.0	0.0
----------------------------------	------------	------------	------------	------------	------------	------------

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts	0.0	0.0	0.0	0.0	0.0	0.0
1003 GF Match						
1004 GF	0.0	0.0	0.0	0.0	0.0	0.0
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other -- F&G Fund (1024)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY99) cost: 0.0

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)
 Enactment of this bill will not affect the Division of Sport Fish therefore a zero fiscal note is being submitted.

Prepared by Kevin Delaney, Director Phone 465-4180
 Division Sport Fish Date 2/25/99
 Approved by Commissioner Beron Bruce Date 3/1/99
 Agency Alaska Department of Fish and Game

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FISCAL NOTE

STATE OF ALASKA
1999 LEGISLATIVE SESSION

BILL NO. HB 109

Revision Date/Time (Note if correction) _____ Dept. Affected Fish and Game
 Title GLACIER BAY NATIONAL PARK BRU Commercial Fisheries
 Component Southeast Region Fish Management
 Sponsor Rep. Ogan
 Requester House WTR Component Serial No. 2167

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2000	FY 2001	FY 2002	FY 2003	FY 2004	FY 2005
Personal Services	0.0	0.0	0.0	0.0	0.0	0.0
Travel	0.0	0.0	0.0	0.0	0.0	0.0
Contractual	0.0	0.0	0.0	0.0	0.0	0.0
Supplies	0.0	0.0	0.0	0.0	0.0	0.0
Equipment	0.0	0.0	0.0	0.0	0.0	0.0
Land & Structures	0.0	0.0	0.0	0.0	0.0	0.0
Grants & Claims	0.0	0.0	0.0	0.0	0.0	0.0
Miscellaneous	0.0	0.0	0.0	0.0	0.0	0.0
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
-----------------------------	------------	------------	------------	------------	------------	------------

CHANGE IN REVENUES ()	0.0	0.0	0.0	0.0	0.0	0.0
-------------------------------	------------	------------	------------	------------	------------	------------

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY99) cost: 0.0

POSITIONS

Full-time					
Part-time					
Temporary					

ANALYSIS: (Attach a separate page if necessary)

Prepared by Duffy, Acting Deputy Director Kevin C. Duffy Phone 465-6151
 Division Division of Commercial Fisheries Date/Time 3/1/99 4:14 PM
 Approved by Commissioner Frank Rue Date 3/1/99
 Agency Alaska Department of Fish and Game

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HB

114

FISCAL NOTE

STATE OF ALASKA
1999 LEGISLATIVE SESSION

BILL NO. CSHB 114 (RES)

Revision Date (Note if correction) 03/28/00 Dept. Affected: Fish and Game
 Title Repeal Prohibition Antlerless Moose BfU Boards of Fisheries and Game
 Component Boards Services
 Sponsor Rep. Masek
 Requester (S) RES Component Serial No. 482

Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY 2001	FY 2002	FY 2003	FY 2004	FY 2005	FY 2006
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0
CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
CHANGE IN REVENUES (1024)	0.0	0.0	0.0	0.0	0.0	0.0

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other -- F&G Fund (1024)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY00) cost: 0.0

POSITIONS

Full-time	0	0	0	0	0	0
Part-time	0	0	0	0	0	0
Temporary	0	0	0	0	0	0

ANALYSIS: (Attach a separate page if necessary)

This committee substitute will have no fiscal impact on the department or the Board of Game. As written, this bill will still require annual notice, consideration and reauthorization of all antlerless moose seasons, just as is presently required. Under this committee substitute, the annual fiscal savings estimated from repeal of AS16.05.780 (\$9.0) will not be realized.

Prepared by Margaret Edens, Acting Executive Director *Margaret Edens* Phone 465-6098
 Division Boards Support Section, Div. of Administration Date 03/28/00
 Approved by Commissioner _____ Date 3/28/00
 Agency Alaska Department of Fish and Game *Osian Bruner*

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Fax: 373-4745

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State Capitol
Juneau, AK 99801-1182
(907) 465-2679
Fax: 465-4822
1-800-505-2678

Representative Beverly Masek

Sponsor Statement for HB 114

Antlerless Moose Hunts

HB 114 will remove the statutory stipulation requiring Advisory Committees to approve antlerless hunts before the Board of Game can implement them. This will effectively reduce the time involved in implementing antlerless hunts, as well as save approximately ten to twenty thousand dollars.

Since 1975 the State Board of Game has been required to obtain the approval of a majority of the local advisory committees in proximity to the game management unit for which the hunt is proposed. To date, this requirement has caused the Department and the Board a great deal of time and some expense to pursue antlerless moose hunts. Originally this provision was instigated on behalf of Alaskans who felt cow moose hunts were wrong for a variety of reasons regardless of biological evidence. Since then the Department has managed to educate most Alaskans about the benefits of antlerless hunts in relation to overall population dynamics and quality of habitat. Because of that effort antlerless hunts are rarely opposed today.

Antlerless moose hunts have rarely been opposed under the current system and Advisory Committees still have considerable clout within the Board of Game process. If a majority of the Advisory Committees wished to stop an antlerless hunt, experience shows that the Board of Game will go along with them 99% of time.

HB 114 will benefit the State and the Board of Game by streamlining the regulatory process providing a cost savings to the state in time and money.

STATE OF ALASKA

DEPARTMENT OF FISH AND GAME

OFFICE OF THE COMMISSIONER

TONY KNOWLES, GOVERNOR

APR 22 1999

P.O. BOX 25526
JUNEAU, ALASKA 99802-5526
PHONE: (907) 465-4100
FACSIMILE: (907) 465-2332

April 20, 1999

bill file

Senator Rick Halford
Alaska State Senate
Alaska Capitol, Room 121
Juneau, Alaska 99801

Dear Senator Halford:

The Department of Fish and Game strongly supports HF 114. It will provide more effective and efficient wildlife management in Alaska.

Current statutes (AS 16.05.780) require annual reauthorization of regulations allowing the harvest of cow moose. This law was enacted in the 1970s when moose herds declined following some large-scale cow hunts and severe winters. Since that time, more than 20 years of research and management experience has enhanced our wildlife managers' understanding of moose ecology, and the techniques for managing moose have greatly improved. Moose herds are now among the best understood of our wildlife populations, and antlerless moose seasons are working well where they occur. Yet our biologists, fish and game advisory committees, and Board of Game must spend time each spring to reauthorize each of these hunts around the state, meaning that we must spend extra money and staff time for no real benefit. At the spring Board of Game meeting this year, 10 percent of the proposals were antlerless moose reauthorizations, and none were disapproved.

The Board of Game adopted a biannual schedule for review of regulations about three years ago, and this system works very well. All regulations within each region are reviewed every other year, except for cow moose hunts, which must be addressed outside of the regular board cycle. This creates unnecessary work and travel for division employees and members of advisory committees.

Repeal of this statute, as proposed in HB 114, would end situations which have occurred in the past, where an antlerless hunt could not be reauthorized by the Board of Game because an advisory committee failed to meet. With the biannual schedule, there is little or no need for some advisory committees to meet except to consider cow moose hunts.

There is no intent to thwart the role of fish and game advisory committees. The opinions of these groups are valued by ADF&G staff and the Board of Game, and we will continue to solicit their help and advice in the future. However, there is no reason to manage antlerless moose hunts any differently than hunts for other species in which females are taken. The Department of Fish and Game believes that the best way to manage moose seasons is to ask the Board of Game to make changes when biological indicators warrant them. Advisory committees would have a chance to take a position on hunts once every two years under the current Board of Game rotation, and the Board takes advisory committee input very seriously. The department is committed to working with fish and game advisory committees to reach agreement on the best ways to manage our wildlife, and the committees will remain an important part of the process.

I hope you will support this bill. If you have any questions please give Wayne Regelin or me a call.

Sincerely,

A handwritten signature in cursive script, appearing to read "Frank Rue", followed by a long horizontal line extending to the right.

Frank Rue
Commissioner

cc: Senator Green
Senator Kelly
Senator Mackie
Senator Lincoln

Board of Game
PO Box 25526
Juneau, AK 99802

Honorable Beverly Masek, Vice Chair
House Resources Committee
State Capitol Building, Room 432
Juneau, AK 99801-1182

March 24, 1999

Dear Representative Masek:

In official action at the March meeting of the Alaska Board of Game, the board has endorsed SB-74, same-day airborne for wolves by Department agents, and HB-114, eliminating the annual requirement for reauthorization of antlerless moose hunts.

The board recognizes the importance of predator control in managing Alaska's resources, and feels that the passage of Ballot Measure 3 in 1996 severely restricted the board's and the Department's ability to implement such action. By allowing Department personnel and agents to use same-day-airborne, and eliminating the "irreversible decline" clause, we feel that management of the state's wolves will be more readily attainable.

Regarding the reauthorization of antlerless moose hunts, the board agrees that the requirement to do so annually is a burden on the system. With our regional 2-year meeting cycle, the Department must have personnel travel long distances to address these reauthorizations. In cases where the hunt may not occur due to population estimates or bull:cow ratios, the hunt is reauthorized anyway, so that it is not lost in the future. By eliminating the annual reauthorization requirement, the board and Department will have more flexibility in using antlerless hunts in managing moose populations.

We encourage passage of both bills, and encourage distribution of this letter to other concerned legislators.

Sincerely,



Michael Fleagle,
Member, Board of Game

APR 20 1999

Copper River/Prince William Sound Advisory Committee

P.O. Box 1558 • Cordova, Alaska 99574

April 16, 1999

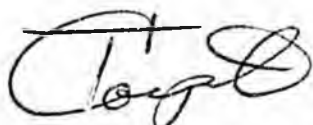
Senator Halford
State Senate
Chairman House Resource
Alaska State Legislature
State Capital, Juneau
99801 - 1182

Dear Senator Halford:

I am writing in regards to House Bill 114. This bill deals with Fish and Game matters, in particular antlerless moose harvests. This Advisory committee along with many others I have spoke with in the past week are addimately opposed to this Bill. This Bill eliminates the original intent of Jay Kertulla's 1975 Bill which allowed local advisory committees to be involved in the decision making process in regards to antlerless moose harvest. This bill law has been in place for 25 years, and has cost the state literally nothing to administer. Please vote no on House Bill 114. By voting no you are telling the people of your district and others throughout the state that participate in the advisory committee process is appreciated and needed.

Thank you for your consideration in this matter:

Sincerely,



Tom Carpenter (907) 424 . 3354 (907) 424 . 7227 Fax
Co -Chair
Copper River/ Prince William Sound Advisory Committee

cc: Sherrill Peterson, Regional Coordinator South Central
Senator Taylor
Senator Green
Senator Kelly
Senator Mackie
Senator Parnell
Senator Lincoln

1-LS0538\N
Utermohle
3/27/00

SENATE CS FOR HOUSE BILL NO. 114()
IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-FIRST LEGISLATURE - SECOND SESSION

BY

Offered:
Referred:

Sponsor(s): REPRESENTATIVE MASEK

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the taking of antlerless moose."

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

3 * Section 1. AS 16.05.780 is repealed and reenacted to read:

4 Sec. 16.05.780. Taking of antlerless moose. The board may adopt a
5 regulation permitting the taking of antlerless moose in a game management unit or
6 subunit during a calendar year if, after receiving notice of the intent of the board to
7 consider adoption of the regulation, a majority of the active local fish and game
8 advisory committees with jurisdiction for the area where the regulation would apply
9 does not object in writing to the proposed regulation.

FISCAL NOTE

STATE OF ALASKA
2000 LEGISLATIVE SESSION

BILL NO. SCS CSHB 114 (RES)

Revision Date (Note if correction)	<u>04/12/00</u>	Dept. Affected:	<u>Fish and Game</u>
Title	<u>Repeal Prohibition Antlerless Moose</u>	BRU	<u>Wildlife Conservation</u>
		Component	<u>Wildlife Conservation</u>
Sponsor	<u>Rep. Masek</u>		
Requester	<u>(S) RES</u>	Component Serial No.	<u>0473</u>

Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY 2001	FY 2002	FY 2003	FY 2004	FY 2005	FY 2006
Personal Services						
Travel	(4.2)	(4.2)	(4.2)	(4.2)	(4.2)	(4.2)
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	(4.2)	(4.2)	(4.2)	(4.2)	(4.2)	(4.2)
CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
CHANGE IN REVENUES (1024)	0.0	0.0	0.0	0.0	0.0	0.0

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other -- F&G Fund (1024)	(4.2)	(4.2)	(4.2)	(4.2)	(4.2)	(4.2)
TOTAL	(4.2)	(4.2)	(4.2)	(4.2)	(4.2)	(4.2)

Estimate of any current year (FY00) cost: 0.0

POSITIONS

Full-time	0	0	0	0	0	0
Part-time	0	0	0	0	0	0
Temporary	0	0	0	0	0	0

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

Under current law, annual consideration of antlerless moose regulations requires Wildlife Conservation staff biologists to annually travel to and attend Board meetings held in other regions of the state. Under the committee substitute, such travel would no longer be necessary.

Prepared by <u>Matt Robus, Deputy Director</u>	Phone <u>465-4192</u>
Division <u>Division of Wildlife Conservation, ADF&G</u>	Date <u>04/12/00</u>
Approved by Commissioner: <u>Frank Rue</u>	Date <u>4/12/00</u>
Agency <u>Alaska Department of Fish and Game</u>	

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FISCAL NOTE

STATE OF ALASKA
2000 LEGISLATIVE SESSION

BILL NO. SCS CSHB 114 (RES)

Revision Date (Note if correction) 04/12/00 Dept. Affected: Fish and Game
 Title Repeal Prohibition Antlerless Moose BRU Boards of Fisheries and Game
 Component Boards Services
 Sponsor Rep. Masek
 Requester (S) RES Component Serial No. 0482

Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY 2001	FY 2002	FY 2003	FY 2004	FY 2005	FY 2006
Personal Services	(0.3)	(0.3)	(0.3)	(0.3)	(0.3)	(0.3)
Travel						
Contractual	(2.5)	(2.5)	(2.5)	(2.5)	(2.5)	(2.5)
Supplies	(0.1)	(0.1)	(0.1)	(0.1)	(0.1)	(0.1)
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	(2.9)	(2.9)	(2.9)	(2.9)	(2.9)	(2.9)
CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
CHANGE IN REVENUES (1024)	0.0	0.0	0.0	0.0	0.0	0.0

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other -- F&G Fund (1024)	(2.9)	(2.9)	(2.9)	(2.9)	(2.9)	(2.9)
TOTAL	(2.9)	(2.9)	(2.9)	(2.9)	(2.9)	(2.9)

Estimate of any current year (FY00) cost: 0.0

POSITIONS

Full-time	0	0	0	0	0	0
Part-time	0	0	0	0	0	0
Temporary	0	0	0	0	0	0

ANALYSIS: (Attach a separate page if necessary)

Approximately half the spending currently devoted to antlerless moose proposals would be saved under this bill, as follows: Personal Services -- overtime for staff; Contractual -- printing, postage, room rent; Supplies -- office supplies.

Prepared by Margaret Edens, Acting Executive Director Phone 465-6098
 Division Boards Support Section, Div. of Administration Date 04/12/00
 Approved by Commissioner: Frank Rue Date 4/12/00
 Agency Alaska Department of Fish and Game

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SENATE COMMITTEE REPORT

DATE: 4/12/99

FURTHER: Finance

DATE TURNED
IN TO OFFICE: 4/13/00

Resources Committee considered

HOUSE BILL NO. 114

"An Act repealing the prohibition against the taking of antlerless moose."

and recommends:

be replaced with S CS HB 114 (RES)

adopt previous _____ CS _____

attached amendment(s)

adopt Letter of Intent by _____ Committee

further referral to the _____ Committee

Senate Bill:

same title

new title

House Bill:

same title

technical title

new: SCR# _____

SIGNING DO PASS	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
<i>Lynne Green</i>	<input checked="" type="checkbox"/>	<i>[Signature]</i>	<input checked="" type="checkbox"/>		
<i>[Signature]</i>	<input checked="" type="checkbox"/>	<i>[Signature]</i>	<input checked="" type="checkbox"/>		
<i>Adrian Tompa</i>	<input checked="" type="checkbox"/>	<i>[Signature]</i>	<input checked="" type="checkbox"/>		
<i>[Signature]</i>	<input checked="" type="checkbox"/>				
CHAIR: <i>Rich Halford</i>	<input checked="" type="checkbox"/>	CHAIR:			

NEW FISCAL NOTE(S):

Department	Date	Zero	Fiscal
DF & G Wildlife Cons	4/12/00		(4.2)
DF & G Boards	4/12/00		(2.9)

PREVIOUS FISCAL NOTE(S):*

Department	Date	Zero	Fiscal

APPROPRIATION -- no fiscal note

*include fiscal notes accompanying Governor's bill

FISCAL NOTE

**STATE OF ALASKA
2000 LEGISLATIVE SESSION**

BILL NO. SCS CSHB 114(RES)

Revision Date/Time (Note if correction) 4/13/00 Dept. Affected Fish and Game
 Title Repeal prohibition antlerless moose BRU Boards of Fisheries and Game
 Component Board Services
 Sponsor Rep. Masek
 Requester Senate Res Component No. 482

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2001	FY 2002	FY 2003	FY 2004	FY 2005	FY 2006
Personal Services	(0.3)	(0.3)	(0.3)	(0.3)	(0.3)	(0.3)
Travel						
Contractual	(2.5)	(2.5)	(2.5)	(2.5)	(2.5)	(2.5)
Supplies	(0.1)	(0.1)	(0.1)	(0.1)	(0.1)	(0.1)
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	(2.9)	(2.9)	(2.9)	(2.9)	(2.9)	(2.9)

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

CHANGE IN REVENUES ()						
-------------------------------	--	--	--	--	--	--

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
1007 Interagency Receipts	(2.9)	(2.9)	(2.9)	(2.9)	(2.9)	(2.9)
TOTAL	(2.9)	(2.9)	(2.9)	(2.9)	(2.9)	(2.9)

Estimate of any current year (FY2000) cost: _____

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

Approximately half the spending currently devoted to antlerless moose proposals would be saved under this bill, as follows: personal services--overtime for staff; contractual--printing, postage, room rent; supplies--office supplies.

Prepared by: Margaret Edens, Acting Executive Director *ME* Phone 465-6098
 Division Boards Support Section, Division of Administration Date/Time 4/13/00 9:52 AM
 Approved by: Commissioner Frank Rue *Frank Rue* Date 04/13/2000
 Agency Department of Fish and Game

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HB

116

FISCAL NOTE Bill Version: CSHB 116 (RES)

BIL (H) Publish Date: 2/11/00

**STATE OF ALASKA
2000 LEGISLATIVE SESSION**

Revision Date/Time: 07-Feb-00 Dept Affected: Natural Resources
 Title: Board of Agriculture and Conservation BRU: Agricultural Develop., ARLF Prog Admin.
 Component: Agricultural Development
 Sponsor: Rep. James ARLF Prog Admin.
 Requestor: (H)RES Component No 455, and 2235

Expenditures/Revenues (Thousands of Dollars)
 Note: Amounts do not include inflation unless otherwise noted below.

	FY2001	FY2002	FY2003	FY2004	FY2005	FY2006
OPERATING EXPENDITURES						
PERSONAL SERVICES						
TRAVEL	9.0	9.0	9.0	9.0	9.0	9.0
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS & CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	9.0	9.0	9.0	9.0	9.0	9.0
CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
CHANGE IN REVENUES (fund code)	(22.1)	(29.8)	(37.0)	(43.6)	(49.4)	0.0

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
1021 ARLF	9.0	9.0	9.0	9.0	9.0	9.0
TOTAL	9.0	9.0	9.0	9.0	9.0	9.0

Estimate of any current year (FY2000) cost: \$ none

POSITIONS

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

ANALYSIS:

(Attach a separate page if necessary)

FY01 and future costs are difficult to quantify since proposed legislation creates a new level of government.

Currently the Agricultural Revolving Loan Fund Board meeting expenses are approximately \$9.0 per year for travel related meeting expenses for 8 meetings a year, the minimum set by statute. These costs can be higher depending on where a board member lives, the number of meetings held, or if all seven seats are filled during the year. There are no costs to the Division of Agriculture for the creamery corporation meetings. The new board of agriculture, it would be reasonable to assume, would need to meet initially at least twice as many times or more (16) since the proposed board has an expanded mission and operates as an independent unit. We estimate at least \$9.0 increase in meeting expenses. This \$9.0 is reflected in the fiscal note.

Prepared by: Robert Wells *[Signature]* Phone: 907-745-7200
 Division: Division of Agriculture Date: 07-Feb-00
 Approved by Commissioner: John Shively *[Signature]* Date: 2-7-00
 Agency: Natural Resources

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Until it is clarified what additional responsibilities (i.e. administer land sale contracts) we have to assume new administrative costs. It is unknown how many exempt staff the board may hire. Currently the Division of Agriculture - excluding the North Latitude Plant Materials Center has 16 full time positions and 2 part time positions. The new legislation allows for hiring of staff by a director appointed by the board. We do not know what staff this might include or the associated costs. We do not know if this staff would replace current staff or be an addition. Also, some Division of Mining, Land and Water functions are pulled into the proposed new organization.

Changes in Revenue:

Based on loans issued in FY99, each percent decline in the interest rate of the Agricultural Revolving Loan Fund loans will result in a corresponding decline in interest revenue that averages approximately \$20.0 annually over a five-year period. The revenue projections above reflect an estimated 2% reduction in interest.

Under Sec. 03.10.050 (e), the department has the authority to establish credits for persons who have a loan from the Agricultural Revolving Loan Fund and maintain good financial standing. The credits may be applied against no more than 2 percentage points a year of the interest due on Agricultural Revolving Loan Fund loans. (If a loan to a good borrower was at an interest rate of 5 percent, a 2 percent credit would set the annual interest rate for the year at 3 percent).

Interest increase and (losses) for various changes in the interest rate:

RATE	FY2001	FY2002	FY2003	FY2004	FY2005
10%	22,078.32	29,819.24	37,016.28	43,594.98	49,383.04
9%	11,039.16	14,909.62	18,508.14	21,797.49	24,691.52
8%	0.00	0.00	0.00	0.00	0.00
7%	(11,039.16)	(14,909.62)	(18,508.14)	(21,797.49)	(24,691.52)
6%	(22,078.32)	(29,819.24)	(37,016.28)	(43,594.98)	(49,383.04)
5%	(33,117.48)	(44,728.86)	(55,524.42)	(65,392.47)	(74,074.56)
4%	(44,156.64)	(59,638.48)	(74,032.56)	(87,189.96)	(98,766.08)
3%	(55,195.80)	(74,548.10)	(92,540.70)	(108,987.45)	(123,457.60)

PLEASE NOTE: These projections are based on FY99 actuals and reflect estimated increases and decreases in interest revenues.

STATE OF ALASKA
HOUSE OF REPRESENTATIVES

Representative Jeannette James



P.O. Box 56622
North Pole, AK 99701
TEL 488-1546, FAX 488-4271

State Capitol
Juneau, AK 99801
TEL 465-3743, FAX 465-2381

SPONSOR STATEMENT

House Bill 116 Board of Agriculture and Conservation

3/27/00

House Bill 116 represents a cooperative effort and years of intensive work by the agriculture industry, the Legislature, and the Administration.

HB 116 creates a new eight-member board - The Board of Agriculture and Conservation - comprised of seven people involved in grass-roots commercial production agriculture, plus the Commissioner of DNR.

The new board submits names to the Commissioner of DNR for selection of its director, and that same person will serve as the Director of the Division of Agriculture.

The bill requires that the board be consulted prior to any disposal of agricultural land.

In addition, HB 116 extends the life of the Agriculture Revolving Loan Fund (ARLF) by insuring that the new board has control over ARLF funds. It makes the ARLF interest rate competitive with other loans which are currently drawing farmers away and shortening the life and income of the ARLF. HB 116 allows flexibility for the new board to restructure loans in the event of a disaster, and it strengthens the emergency loan program.

House Bill 116 provides much-needed stability and allows long-term planning and growth for the agriculture industry in Alaska.

STATE OF ALASKA
HOUSE OF REPRESENTATIVES

Representative Jeannette James



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State Capitol
Juneau, AK 99801
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Sectional Analysis
CS HB 116 (FIN)

3/27/00

Section 1 adds an entire new chapter to Title 3 Agriculture and Animals

"CHAPTER 9. BOARD OF AGRICULTURE AND CONSERVATION."

The new Board of Agriculture and Conservation consists of the Commissioner of D.N.R. and seven members appointed by the Governor:

One with business or financial experience,
One from a statewide agriculture promotion organization,
One from Alaska Soil and Water Conservation Districts,
Four from different enterprises in commercial production agriculture.

Appointed members serve staggered three-year terms and may be removed from office by the Governor only if the governor first provides a written statement of the reasons for removal.

A person may be appointed to the Board even though that person or an immediate family member has an existing lease, permit, or loan for

which the board is responsible, but that person may not participate in any Board action that directly affects that lease, permit, or loan.

While serving on the Board, and for one year after leaving that office, a board member or an immediate family member of a board member may not obtain a new lease, permit, or loan for which the Board is responsible.

The director of agriculture shall be chosen by the Commissioner of DNR from a list of two or more names submitted by the Board. The director of agriculture shall also serve as the director of the new Board and shall be responsible for the daily operations of the agricultural revolving loan fund, as directed by the Board.

The Board may make recommendations to the Commissioner of DNR regarding identification and disposal of agricultural land.

Section 2 amends existing statute, authorizing the new board (instead of DNR) to make loans.

Section 3 amends existing statute, making the interest rate on farm development, chattel, or irrigation loans comparable to that charged by other agricultural lending institutions in the state.

Section 4 amends existing statute, authorizing the new board, instead of the ARLF Board, to extend the term of a loan for up to three years.

Section 5 amends existing statute, authorizing the new board, in place of DNR and Division of Agriculture, to assess delinquency and penalties on loans.

Section 6 amends existing statute, making the interest rate on farm product processing loans comparable to that charged by other agricultural lending institutions in the state.

Section 7 amends existing statute, making the interest rate on loans for clearing land comparable to that charged by other agricultural lending institutions in the state.

Section 8 amends existing statute, authorizing the new board, instead of the Commissioner of DNR, to adopt regulations to establish other terms and interest rates for loans.

Section 9 amends existing statute, authorizing the new board to restructure loans by reducing interest and extending terms to a borrower who has

experienced an agricultural disaster as defined by regulations adopted by the board.

Section 10 amends existing statute, authorizing the new board, rather than the ARLF Board, to approve an application for loan restructuring.

Section 11 amends existing statute, designating the new board, instead of the Commissioner of DNR, to be the recipient of out-standing balance payments.

Section 12 amends existing statute, authorizing the legislature to appropriate money from the ARLF for costs of administering the operations of the new board.

Section 13 amends existing statute, giving the new board, instead of the commissioner of DNR, authority to administer the ARLF. A loan may not be made without the approval of a majority of the board, except that emergency loans up to \$50,000 may be approved by majority vote of a committee composed of the board chair, another board member, and the director.

Section 14 amends existing statute, exempting the new board from public meeting requirements.

Section 15 amends existing statute, allowing the new board, rather than DNR, to establish credits for loans maintained in good financial standing.

Section 16 amends existing statute, allowing the new board, rather than the Director of Agriculture, to dispose of property acquired through foreclosure or default.

Section 17 amends existing statute and adds a new subsection, specifying that the new board shall be given the opportunity to comment before disposal of any state land designated as agricultural.

Section 18 amends existing statute, specifying that the new board shall be consulted prior to conveyance of agricultural use rights.

Section 19 amends existing statute, specifying that the new board shall be consulted prior to any action to waive, postpone, or modify development requirements of a contract for sale of agricultural land.

Section 20 amends existing statute, specifying that the new board shall be consulted prior to any action to adopt regulations specifying qualifications for lottery participants involving agricultural land disposal.

Section 21 amends existing statute, specifying that the new board shall be consulted prior to any action to provide for the sale of agricultural land subject to state subdivision requirements and municipal ordinances.

Section 22 amends existing statute, specifying that the new board shall be consulted prior to any action to provide for maximum interest rates, to declare a moratorium of up to five years on payments, to certify agreements with purchasers to perform development and expenditures during a moratorium, and to assure compliance with development plans during a moratorium.

Section 23 amends existing statute, specifying that the new board shall be consulted prior to any action granting an Alaska resident first option on auctioned agricultural land.

Section 24 amends existing statute to allow payments collected under this section to be appropriated to the ARLF.

Section 25 amends existing statute, specifying that the new board shall be consulted before the Director of the Division of Mining, Land, and Water disposes of any land designated as agricultural.

Section 26 amends existing statute, allowing payments received under this section to be accounted for separately and appropriated to the ARLF.

Section 27 amends existing statute specifying that the new board shall be consulted prior to any action to dispose of homestead entry land designated as agricultural.

Section 28 adds the new board to the list of boards defined in statute.

Section 29 REPEALS existing statutes which:

Define the ARLF Board,
Define a duty of the ARLF Board,
Define limitations on ARLF Board members,
Place the ARLF Board in statute.

Section 30 outlines the transition process from existing boards to the new board.

Section 31 sets the effective date of this bill as July 1, 2000.

ALASKA STATE LEGISLATURE

REPRESENTATIVE
JEANNETTE JAMES
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North Pole, Alaska 99705
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FAX (907) 488-4271



While in Juneau
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Juneau, Alaska
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House of Representatives
House District 34

Changes included in Senate CS for CS for House Bill 116 () version F.

1. **The Commissioner of DNR**, at his own request, is no longer a member of the board.

2. **Ethics** changes:

[and for one year after leaving that office] is deleted.

Page 2, lines 9-10: the definition of a exempted family member is changed to include only "an immediate family member who does not share the same household and financial resources with the board member."

3. **Confirmation** by the Legislature:

Page 8, lines 24-25, amends existing statute which includes legislative confirmation for the ARLF board and applies it to the Board of Agriculture and Conservation.

4. **Proceeds** of agricultural land sales:

Page 11, lines 22-25 adds "Money from a sale of agricultural land shall be separately accounted for and may be appropriated to the agricultural revolving loan fund (AS 03.10.040)."

SENATE COMMITTEE REPORT

DATE: 3/29/00

FURTHER: Finance

DATE TURNED
IN TO OFFICE: 4/17/00

Resources Committee considered

CS FOR HOUSE BILL NO. 116(FIN)

"An Act relating to the Board of Agriculture and Conservation, to the director of agriculture, to the agricultural revolving loan fund and to loans from the fund, to the disposal of interests in state agricultural land; and providing for an effective date."

and recommends:

- be replaced with S CS HB 116 (RES)
- adopt previous CS ()
- attached amendment(s)
- adopt Letter of Intent by Committee
- further referral to the Committee

- Senate Bill:
same title
- new title
- House Bill:
same title
- technical title
- new: SCR#

SIGNING DO PASS	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
<i>Advis. L. Taylor</i>	✓				
<i>Sybil Tolbert</i>	✓				
<i>Patricia Kelly</i>	✓				
CHAIR:		CHAIR: <i>Rick Halford</i>	✓		

NEW FISCAL NOTE(S):

Department	Date	Zero	Fiscal

PREVIOUS FISCAL NOTE(S):*

Department	Date	Zero	Fiscal
<i>DNR</i>	<i>2/7/00</i>		✓

APPROPRIATION -- no fiscal note

*include fiscal notes accompanying Governor's bill

FISCAL NOTE

STATE OF ALASKA
2000 LEGISLATIVE SESSION

BILL NO. SCSHB'116(RES)

Revision Date/Tim 28-Mar-00
 Title: Board of Agriculture and Conservation
 Sponsor: Rep. James
 Requestor: (S) RES

Dept Affected: Natural Resources
 BRU: Agricultural Development and ARLF Admin.
 Component: Agricultural Development, and ARLF Program Admin.
 Component No 450 and 2235

Expenditures/Revenues (Thousands of Dollars)
 Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY2001	FY2002	FY2003	FY2004	FY2005	FY2006
PERSONAL SERVICES						
TRAVEL	10.0	10.0	10.0	10.0	10.0	10.0
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS & CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	10.0	10.0	10.0	10.0	10.0	10.0

CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
-----------------------------	------------	------------	------------	------------	------------	------------

CHANGE IN REVENUES (fund code)	0.0	0.0	0.0	0.0	0.0	0.0
---------------------------------------	------------	------------	------------	------------	------------	------------

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
1021 ARLF	10.0	10.0	10.0	10.0	10.0	10.0
TOTAL	10.0	10.0	10.0	10.0	10.0	10.0

Estimate of any current year (FY2000) cost: \$ none

POSITIONS

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

ANALYSIS: (Attach a separate page if necessary)

FY01 and future costs are difficult to quantify since proposed legislation creates a new level of government.

Per diem allowance language section 39.20.180 (2) is unclear as to rate of reimbursement.

Currently the Agricultural Revolving Loan Fund Board meeting expenses are approximately \$9.0 per year for travel related meeting expenses for 8 meeting a year, the minimum set by statute. These costs can be higher depending on where a board member lives, the number of meetings held, or if all seven seats are filled during the year. There are no costs to the Division of Agriculture for the creamery corporation meetings. The new board of agriculture, it would be reasonable to assume, would need to meet at least twice as many times or more (16) since the proposed board has an expanded mission. We estimate a potential \$10.0 increase in meeting expenses. This \$10.0 is reflected in the fiscal

note.
 Prepared by: Robert Wells *[Signature]* Phone: 907-745-7200
 Division: Division of Agriculture Date: 17-Apr-00
 Approved by Commissioner: John Shively *[Signature]* Date: 17-Apr-00
 Agency: Natural Resources

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Continuation of fiscal note for: SCSHB116(RES)

Based on loans issued in FY99, each percent decline in the interest rate of Agricultural Revolving Loan Fund loans will result in a corresponding decline in interest revenue that averages approximately \$20.0 annually over a five-year period.

Also the exiting portfolio could eventually participate in any offered reduction through requested loan modifications, which would further reduce interest income.

HB

194

SENATE COMMITTEE REPORT

DATE: 5/12/99

FURTHER:

DATE TURNED IN TO OFFICE: 4/14/00

Resources Committee considered

HOUSE BILL NO. 194

"An Act correcting, in the Alaska Disaster Act, a reference to the former oil and hazardous substance release response fund to describe that fund by its correct name."

and recommends:

- be replaced with _____ CS _____ (_____)
- adopt previous _____ CS _____ (_____)
- attached amendment(s)
- adopt Letter of Intent by _____ Committee
- further referral to the _____ Committee

Senate Bill:

- same title
 - new title
- House Bill:
- same title
 - technical title
 - new: SCR# _____

SIGNING DO PASS	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
<i>Adrian Taylor</i>	✓				
<i>Paul Ruyell</i>	✓				
<i>Lynda Green</i>	✓				
<i>[Signature]</i>	✓				
<i>[Signature]</i>	✓				
CHAIR: <i>Rick Halford</i>	✓	CHAIR:			

NEW FISCAL NOTE(S):

Department	Date	Zero	Fiscal
<i>[Blank]</i>			
<i>[Blank]</i>			
<i>[Blank]</i>			
<i>[Blank]</i>			
<i>[Blank]</i>			

PREVIOUS FISCAL NOTE(S):*

Department	Date	Zero	Fiscal
<i>DWH & V</i>	<i>4/19/99</i>	✓	
<i>DEC</i>	<i>4/20/99</i>	✓	
<i>[Blank]</i>			
<i>[Blank]</i>			
<i>[Blank]</i>			

APPROPRIATION -- no fiscal note

*include fiscal notes accompanying Governor's bill

FISCAL NOTE

No: 1

STATE OF ALASKA
1999 LEGISLATIVE SESSION

Bill Number: HB 194
 (H) Publish Date: 4/23/99

Revision Date/Time (Note if correction) _____ Dept. Affected Environmental Conservation
 Title An Act correcting a reference to the former oil and BRU Spill Prevention and Response
hazardous substance release response fund Component Prevention and Emergency Response
 Sponsor Rep. Whitaker
 Requester House Oil & Gas Component Serial No. 2064

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2000	FY 2001	FY 2002	FY 2003	FY 2004	FY 2005
Personal Services	0.0	0.0	0.0	0.0	0.0	0.0
Travel	0.0	0.0	0.0	0.0	0.0	0.0
Contractual	0.0	0.0	0.0	0.0	0.0	0.0
Supplies	0.0	0.0	0.0	0.0	0.0	0.0
Equipment	0.0	0.0	0.0	0.0	0.0	0.0
Land & Structures	0.0	0.0	0.0	0.0	0.0	0.0
Grants & Claims	0.0	0.0	0.0	0.0	0.0	0.0
Miscellaneous	0.0	0.0	0.0	0.0	0.0	0.0
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
-----------------------------	------------	------------	------------	------------	------------	------------

CHANGE IN REVENUES ()	0.0	0.0	0.0	0.0	0.0	0.0
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FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts	0.0	0.0	0.0	0.0	0.0	0.0
1003 GF Match	0.0	0.0	0.0	0.0	0.0	0.0
1004 GF	0.0	0.0	0.0	0.0	0.0	0.0
1005 GF/Program Receipts	0.0	0.0	0.0	0.0	0.0	0.0
1037 GF/Mental Health	0.0	0.0	0.0	0.0	0.0	0.0
Other (Specify Type)	0.0	0.0	0.0	0.0	0.0	0.0
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY99) cost: 0.0

POSITIONS

Full-time	0.0	0.0	0.0	0.0	0.0	0.0
Part-time	0.0	0.0	0.0	0.0	0.0	0.0
Temporary	0.0	0.0	0.0	0.0	0.0	0.0

ANALYSIS: (Attach a separate page if necessary)

This bill will have no fiscal impacts.

Prepared by Larry Dietrick, Director Phone 465-5255
 Division Spill Prevention and Response Date/Time 4/20/99 8:44 AM
 Approved by Commissioner Michele Brown Date 4/20/99
 Agency Department of Environmental Conservation

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(Rev 10/98) 99inform.xls/OMB

FISCAL NOTE

Bill Version: HB 194

BI (H) Publish Date: 4/23/99

STATE OF ALASKA 1999 LEGISLATIVE SESSION

Revision Date: _____ Dept Affected: Military & Veterans Affairs
 Title: An Act correcting, in the Alaska Disaster Act, BRU: Disaster Planning & Control
a reference to the former oil and hazardous substance... Component: Disaster Planning & Control
 Sponsor: Rep. Whitaker
 Requestor: (H)O&G Component Serial No. #1808

Expenditures/Revenues (inflation not included unless otherwise noted below)

(Thousands of Dollars)

OPERATING EXPENDITURES	FY2000	FY2001	FY2002	FY2003	FY2004	FY2005
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
-----------------------------	-----	-----	-----	-----	-----	-----

CHANGE IN REVENUES (fund code)	0.0	0.0	0.0	0.0	0.0	0.0
---------------------------------------	-----	-----	-----	-----	-----	-----

FUND SOURCE

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY99) cost: \$ none

POSITIONS

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

ANALYSIS:

(Attach a separate page if necessary)

This bill corrects language that references the former oil and hazardous substance release response fund, and describes it correctly as the oil and hazardous substance release prevention and response fund.

There is no fiscal impact to the Division of Emergency Services as a result of implementation of this legislation.

Prepared by: Carol Carroll, Director Phone: 465-4730
 Division: Administrative Services Date: 19-Apr-99
 Approved by Commission: [Signature] Date: 4-19-99
 Agency: Military & Veterans Affairs

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Mail Stop 3101


130 Seward Street, Suite 409
Juneau, Alaska 99801-2105

MEMORANDUM

March 24, 1999

SUBJECT: Apparent Error in AS 26.23.050

TO: Representative Jim Whitaker, Chair
Oil & Gas Committee

FROM: James P. Crawford 
Assistant Revisor of Statutes

I wanted to point out what appears to be an error in AS 26.23.050(b). This section relates to financing efforts to cope with "disaster emergencies." In subsection (b), there is a reference to the "oil and hazardous substance release response fund":

Whenever, and to the extent that, money is needed to cope with a disaster, the first recourse shall be to money regularly appropriated to state and local agencies. The second recourse shall be to money available in the disaster relief fund or, for oil or hazardous substances discharges, the oil and hazardous substance release response fund, as the governor determines appropriate. If money available from these sources is insufficient, and if the governor finds that other sources of money to cope with the disaster are not available or are insufficient, the governor may, notwithstanding the limitations imposed by AS 37.07.080(e),

- (1) transfer and spend money appropriated for other purposes; or
- (2) borrow money for a term not to exceed two years.

However, that fund was renamed in 1994 as the "oil and hazardous substance release prevention and response fund." Section 21, ch. 128, SLA 1994. Consequently, the reference in AS 26.23.050(b) appears to be obsolete.

Ordinarily, this is the sort of problem that could easily be remedied in a revisor's bill, and I initially thought to include such a correction in this year's bill. However, in this case, when the fund was renamed, two different accounts within the fund were created: (1) the oil and hazardous substance release prevention account; and (2) the oil and hazardous substance release response account. Although the titles of the accounts might provide some clue, there is no definitive way to tell whether the 1994 legislature wanted recourse under AS 26.23.050(b) limited only to one particular account or, alternately, whether recourse could be had with respect to both accounts, at least under some circumstances.


BACKGROUND

Representative Jim Whitaker

March 24, 1999

Page 2

Because of this uncertainty, I do not think the correction should be made in a revisor's bill. However, given that it involves oil spills, at least in part, I did want to bring the issue to your attention in case you wanted to address the issue in a substantive bill sponsored by the Oil & Gas Committee.

JPC:pl

99-040.plm

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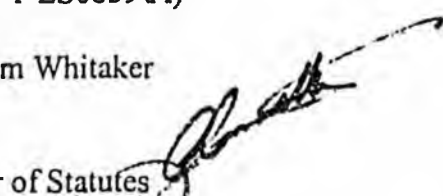
MEMORANDUM

April 9, 1999

SUBJECT: Correcting a reference to the former oil and hazardous substance release response fund in the Alaska Disaster Act (Work Order No. 1-LS0839\A)

TO: Representative Jim Whitaker

FROM: Jack Chenoweth
Assistant Revisor of Statutes



This memo accompanies a bill draft.

The oil and hazardous substance release prevention and response fund is composed of two accounts. One of the accounts, the response account, is intended to provide money "readily available to the commissioner [of environmental conservation] for the payment of the expenses incurred by the Department of Environmental Conservation during a response to a release or threatened release of oil or hazardous substances when authorized by AS 46.08.045 and for related purposes intended to address those releases." AS 46.08.005(1).

The balance of the second account, the prevention account, is available for the state to use "during a response to a release of oil or a hazardous substance, other than one described in [AS 46.08.005(1)], and to a threatened release of oil or a hazardous substance, to pay the expenses of making preparations for the possibility of a release or threatened release of oil or hazardous substances, to reduce the amount, degree, or intensity of a release or threatened release, and for other related purposes identified in law." AS 46.08.005(2).

Though the bill, as drafted, does not limit the source of disaster relief by reference to a specific account, another statute, AS 26.23.020(g)(11), indicates which account is to serve as the source:

(g) In addition to any other powers conferred upon the governor by law, the governor may, under AS 26.23.010 - 26.23.220,

(11) use money from the oil and hazardous substance release *response* account in the oil and hazardous substance release prevention and response fund, established by AS 46.08.010, to respond to a declared disaster emergency related to an oil or hazardous substance discharge.

JBC:lmb
99-053.lmb
Enclosure

Commission under AS 26.23.077. (§ 3 ch 104 SLA 1977; am §§ 3, 4 ch 178 SLA 1990; am §§ 1 — 4 ch 32 SLA 1994)

Effect of amendments. — The 1990 amendment, in subsection (a), made stylistic changes in paragraph (5), deleted former paragraph (8) relating to preparation and distribution of catalogs or extracts listing assistance programs, and redesignated former paragraphs (9) through (12) as present paragraphs (8) through (11); and in subsection (e), deleted former paragraph (5) relating to provision for mobile support units, deleted former paragraph (7) relating to surveys, deleted former paragraph (10) relating to registration of certain equipment and housing, redesignated former paragraphs (6), (8), (9), and (11) through (14) as present paragraphs (5) through (11), and deleted "and public information" following "training" in present paragraph (5).

The 1994 amendment, effective August 6, 1994, in subsection (b), substituted "representatives of interjurisdictional disaster planning and service areas" for "interjurisdictional planning and disaster agencies" in the second sentence; in subsection (c), substituted "disaster planners" for "agencies" in the second sentence; in subsection (e), substituted "representatives of interjurisdictional disaster planning and service areas" for "interjurisdictional disaster agencies" in paragraph (5), added paragraph (12), and made a related stylistic change; and added subsection (f).

Sec. 26.23.045. Response corps; depots. (a) The department may establish a response corps. The corps consists of volunteers who register with the department and agree to be trained in techniques for emergency and disaster response and to be available on short notice to carry out responsibilities of the corps under an applicable incident command system. Members of the corps are entitled to per diem and expenses as determined by the department for training and for days spent in service to the state.

(b) The department may maintain emergency response depots in areas of the state identified for that purpose in the state emergency plan developed under AS 26.23.040. The depots shall be equipped in a manner that enables prompt response to emergencies and disasters. (§ 5 ch 32 SLA 1994)

Effective dates. — Section 5, ch. 32, SLA 1994, which enacted this section, took effect on August 6, 1994.

Sec. 26.23.050. Financing. (a) It is the intent of the legislature, and declared to be the policy of the state, that funds to meet disaster emergencies will always be available.

(b) Whenever, and to the extent that, money is needed to cope with a disaster, the first recourse shall be to money regularly appropriated to state and local agencies. The second recourse shall be to money available in the disaster relief fund or, for oil or hazardous substances discharges, the oil and hazardous substance release response fund, as the governor determines appropriate. If money available from these sources is insufficient, and if the governor finds that other sources of money to cope with the disaster are not available or are insufficient, the governor may, notwithstanding the limitations imposed by AS 37.07.080(e),

- (1) transfer and spend money appropriated for other purposes; or
- (2) borrow money for a term not to exceed two years.

(c) Nothing in this section limits the governor's authority to apply for, receive, administer, and spend grants, gifts, or payments from any source, to aid in disaster prevention, preparedness, response, or recovery. (§ 3 ch 104 SLA 1977; am § 3 ch 39 SLA 1986; am § 5 ch 178 SLA 1990; am § 2 ch 190 SLA 1990)

Effect of amendments. — The first 1990 amendment, in subsection (b), substituted "money" for "funds" in the first and second sentences and substituted the language beginning "the limitations imposed" for "any limitation imposed by AS 37.07.080(e), transfer and spend money appropriated for other purposes or, in situations involving natural disasters,

borrow from the United States government or other public or private sources for a term not to exceed two years" at the end of the third sentence.

The second 1990 amendment, in the second sentence of subsection (b), inserted ", for oil or hazardous substances discharges," and "the governor determines".

maximum extent feasible, utilize the facilities of appropriate public agencies in the administration of the provisions of this chapter. (§ 1 ch 186 SLA 1970)

Sec. 46.07.080. Definitions. In this chapter

(1) "commissioner" means the commissioner of environmental conservation:

(2) "village" means an unincorporated community that has between 25 and 600 people residing within a two-mile radius, a second class city, or a first class city with not more than 600 residents. (§ 1 ch 186 SLA 1970; am § 6 ch 104 SLA 1971; am § 53 ch 53 SLA 1973; am § 28 ch 208 SLA 1975; am § 1 ch 72 SLA 1992)

Effect of amendments. — The 1992 amendment, effective September 14, 1992, in paragraph (2), added ", or a first class city with not more than 600 residents" to the end and made stylistic changes.

Chapter 08. Oil and Hazardous Substance Releases.

Article

1. Release Prevention and Response Fund; Reimbursement; Liens (§§ 46.08.005 — 46.08.060)
2. Oil and Hazardous Substance Response Office (§§ 46.08.100 — 46.08.190)
3. General Provisions (§ 46.08.900)

Cross references. — For other provisions related to oil pollution control, see AS 46.04; for other provisions related to hazardous substance release control, see AS 46.09; for authority of municipalities to implement this chapter, see AS 46.09.060(b).

Article 1. Release Prevention and Response Fund; Reimbursement; Liens.

Section

05. Purpose of fund; description of accounts
10. Fund established
20. Financing of the oil and hazardous substance release prevention account; prevention mitigation account
25. Financing of the oil and hazardous substance release response account; release mitigation account
30. Intent concerning the abatement of oil or hazardous substance releases

Section

40. Uses of the fund
45. Use of the response account; declared disasters
50. Records of the fund
60. Report
70. Reimbursement for containment and cleanup
75. Liens against property as security for state expenditures
80. Regulations

Sec. 46.08.005. Purpose of fund; description of accounts. The legislature finds and declares that the release of oil or hazardous substances into the environment presents a real and substantial threat to the public health and welfare, to the environment, and to the economy of the state. The legislature therefore concludes that it is in the best interest of the state and its citizens to provide a fund containing two accounts. Within the fund,

(1) one account consists of money readily available to the commissioner for the payment of the expenses incurred by the Department of Environmental Conservation during a response to a release or threatened release of oil or hazardous substances when authorized by AS 46.08.045 and for related purposes intended to address those releases;

(2) the other account consists of money that the state may use during a response to a release of oil or a hazardous substance, other than one described in (1) of this subsection, and to a threatened release of oil or a hazardous substance, to pay the expenses of making preparations for the possibility of a release or threatened release of oil or hazardous substances, to reduce the amount, degree, or intensity of a release or threatened release,

and for other related purposes identified in law. (§ 1 ch 59 SLA 1986; am § 2 ch 48 SLA 1991; am § 20 ch 128 SLA 1994)

Effect of amendments. — The 1991 amendment, effective September 13, 1991, inserted "and the Department of Transportation and Public Facilities" in the second sentence.

The 1994 amendment, effective October 2, 1994, in the introductory language, substituted "a fund con-

taining two accounts" for "a readily available fund" at the end of the second sentence and added "Within the fund," at the end; added the paragraph (1) designation and rewrote the provisions therein; and added paragraph (2).

Sec. 46.08.010. Fund established. (a) There is established in the state general fund the oil and hazardous substance release prevention and response fund. The fund shall be administered by the commissioner. The fund is composed of two accounts,

- (1) the oil and hazardous substance release prevention account;
- (2) the oil and hazardous substance release response account.

(b) Money from an appropriation made to an account in the fund remaining in that account at the end of a fiscal year does not lapse and remains available for expenditure in successive fiscal years.

(c) The fund shall be used for actual expenses incurred under AS 46.08.040. Except as provided in AS 46.08.040(a)(2)(D) for the acquisition, repair, or improvement of assets as preparedness measures, the fund may not be used for capital improvements. (§ 1 ch 59 SLA 1986; am § 3 ch 48 SLA 1991; am §§ 21 — 23 ch 128 SLA 1994)

Effect of amendments. — The 1991 amendment, effective September 13, 1991, in subsection (c), added "Except as provided in AS 46.08.040(d)(2), the" to the beginning of the second sentence.

The 1994 amendment, effective October 2, 1994, in subsection (a), in the introductory language, inserted "prevention and" in the first sentence and added "The

fund is composed of two accounts," at the end and added paragraphs (1) and (2); in subsection (b), inserted "an account in," substituted "that account" for "the fund," and inserted "does not lapse and"; and, in subsection (c), substituted "in AS 46.08.040(a)(2)(D) for the acquisition, repair, or improvement of assets as preparedness measures" for "in AS 46.08.040(d)(2)."

NOTES TO DECISIONS

Funds validly appropriated. — Because the legislature has made the entire balance of the oil and hazardous substance release response fund available for expenditure, the amounts deposited into the fund

are already validly appropriated and therefore no longer available for appropriation. *Hickel v. Cowper*, 874 P.2d 922 (Alaska 1994).

Sec. 46.08.020. Financing of the oil and hazardous substance release prevention account; prevention mitigation account. (a) The legislature may appropriate from the following sources to the prevention account in the fund:

(1) the annual estimated balance of the account maintained under AS 37.05.142 for deposits into the general fund of the proceeds of the oil conservation surcharge levied by AS 43.55.300;

(2) money received from other state sources, from federal or other sources, or from a private donor;

(3) money recovered or otherwise received from parties responsible for the containment and cleanup of oil or a hazardous substance at a specific site, but excluding money

(A) from performance bonds and other forms of financial responsibility held in escrow pending satisfactory performance of a privately financed response action; and

(B) described in AS 46.08.025(a)(3);

(4) fines, penalties, or damages recovered under AS 46.08.005 — 46.08.080 or other law for costs incurred by the state as a result of the release or threatened release of oil or a hazardous substance; and

(5) the interest earned on the balance of the accounts maintained under AS 37.05.142 for deposits into the general fund from the proceeds of the surcharges levied under AS 43.55.201 and 43.55.300.

Alaska State Legislature

Representative Jim Whitaker
House Special Committee on Oil and Gas, Chairman
House Resources Committee
House Health, Education, and Social Services
Committee
House State Affairs Committee
House Special Committee on Fisheries



House of Representatives
District 31

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State Capitol, Room 13
Juneau, Alaska 99801-1182
Phone: (907) 465-3004
Fax: (907) 465-2070

Interim:
119 N. Cushman St. Suite 213
Fairbanks, Alaska 99701
Phone: (907) 452-1088
Fax: (907) 452-1146

Sponsor Statement

House Bill 194 – Disaster Assistance

House Bill 194 makes a technical statutory change as suggested by Legislative Legal Services. The Oil and Hazardous Substance Release Response Fund, under the administration of the Department of Environmental Conservation, was established to provide relief in the event of oil or hazardous substance discharges. In 1994, the name of this fund was changed to the Oil and Hazardous Substance Release *Prevention and* Response Fund, in order to establish an account intended to pay the expenses of making preparations for the possibility of a threatened release of oil or hazardous substances. All statutory references relating to the fund were amended to reflect the new name with the exception of AS 26.23.050(b). House Bill 194 corrects this oversight and brings the section into conformity with AS 46.08.010(a).

FISCAL NOTE

STATE OF ALASKA
2000 LEGISLATIVE SESSION

BILL NO. HB 194

Revision Date/Time (Note if correction) _____ Dept. Affected Environmental Conservation
 Title An Act correcting a reference to the former oil and hazardous release response fund BRU Spill Prevention and Response
 Component Prevention and emergency response
 Sponsor Rep. Whitaker
 Requester Senate Resources Component No. 2064

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2001	FY 2002	FY 2003	FY 2004	FY 2005	FY 2006
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0
CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
CHANGE IN REVENUES ()	0.0	0.0	0.0	0.0	0.0	0.0

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2000) cost: 0.0

POSITIONS

Full-time	0	0	0	0	0	0
Part-time	0	0	0	0	0	0
Temporary	0	0	0	0	0	0

ANALYSIS: (Attach a separate page if necessary)

This bill will have no fiscal impact

Prepared by: Larry Dietrick, Director Phone 465-5255
 Division Spill Prevention and Response Date/Time 4/14/00 5:37 PM
 Approved by Commissioner [Signature] Date 4-14-00
 Agency Department of Environmental Conservation

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FISCAL NOTE

STATE OF ALASKA
2000 LEGISLATIVE SESSION

BILL NO. HB194

Revision Date: 17-Apr-00 Dept Affected: Military & Veterans Affairs
 Title: An Act correcting, in the Alaska Disaster Act, BRU: Disaster Planning & Control
a reference to the former oil and hazardous substance... Component: Disaster Planning & Control
 Sponsor: Rep. Whitaker
 Requestor: (S) Calendar 4/17/00 Component Serial No. #1808

Expenditures/Revenues (Inflation not included unless otherwise noted below) (Thousands of Dollars)

OPERATING EXPENDITURES	FY2001	FY2002	FY2003	FY2004	FY2005	FY2006
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

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

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY99) cost: \$ none

POSITIONS

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

ANALYSIS: (Attach a separate page if necessary)

This bill corrects language that references the former oil and hazardous substance release response fund, and describes it correctly as the oil and hazardous substance release prevention and response fund.

There is no fiscal impact to the Division of Emergency Services as a result of implementation of this legislation.

Prepared by: Carol Carroll, Director *Carol Carroll* Phone: 465-4730
 Division: Administrative Services Date: 17-Apr-00
 Approved by Commissioner: Phillip Oates *Phillip Oates* Date: 17-Apr-00
 Agency: Military & Veterans Affairs

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HB

204

SENATE COMMITTEE REPORT

DATE: 3/24/00

FURTHER: Finance

DATE TURNED IN TO OFFICE: 4/12/00

Resources Committee considered

CS FOR HOUSE BILL NO. 204(RES)

"An Act relating to elk farming."

and recommends:

- be replaced with _____ CS _____ (_____)
- adopt previous _____ CS _____ (_____)
- attached amendment(s)
- adopt Letter of intent by _____ Committee
- further referral to the _____ Committee

Senate Bill:

- same title
- new title
- House Bill:
- same title
- technical title
- new: SCR# _____

SIGNING DO PASS	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
<i>[Signature]</i>	✓				
<i>[Signature]</i>	✓				
<i>[Signature]</i>	✓				
<i>[Signature]</i>	✓				
<i>[Signature]</i>	✓				
CHAIR: <i>[Signature]</i>	✓	CHAIR:			

NEW FISCAL NOTE(S):

Department	Date	Zero	Fiscal
DF & G	3/28/00		(1.3)

PREVIOUS FISCAL NOTE(S):*

Department	Date	Zero	Fiscal
DF & G	4/1/00	 	(1.5)
DNR	3/16/00		1.5
DEC	3/3/00	✓	

APPROPRIATION -- no fiscal note

*include fiscal notes accompanying Governor's bill



ALASKA STATE LEGISLATURE
REPRESENTATIVE JOHN HARRIS
STATE CAPITOL 110, JUNEAU, ALASKA 99801-1182 (907) 465-4859

Sponsor Statement

HB 204

"An Act relating to elk farming."

There is great potential for farming elk in Alaska, and more ranchers would get involved in this endeavor if regulation of elk farming can be transferred to the division of agriculture from ADF&G.

Currently, ADF&G regulates elk as a game animal, and the department's adaptation of game management regimes to domesticated, privately-owned elk creates unnecessary burdens and roadblocks for elk farmers.

HB 204 seeks to remedy this problem by transferring the oversight responsibilities for domestic elk breeding and farming from ADF&G to the division of agriculture. This will lower the risk of health problems and animal escape concerns, as well as enhance the opportunities for commercial success.

This change makes sense in that elk are currently allowed to be raised and bred as domestic stock for commercial purposes under fish and game statutes. The division of agriculture has the authority and mission to administer domestic animal programs, while ADF&G's authority is limited to public wildlife management. In fact, the responsibilities for ADF&G to license and approve fencing plans for elk farms lack regulatory authority. Licensing is administered under provisions intended for game mammals, while fencing standards are not administered under any existing regulation. The division of agriculture, on the other hand, has authority in both of these areas, and would continue to refer changes in such policies to ADF&G for its review and comment.

Alaska's climate and location are ideal for the propagation of elk, which produce a lean, mild meat for which there is a growing demand on world markets. The statutory changes proposed in HB 204 would help to enable the elk farming business to grow to its potential in Alaska.

CORRECTION

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



Rev. 6/98

Central Microfilm Services
Department of Education & Early Development
State of Alaska



ALASKA STATE LEGISLATURE
REPRESENTATIVE JOHN HARRIS
STATE CAPITOL 110, JUNEAU, ALASKA 99801-1182 (907) 465-4859

Sponsor Statement

HB 204

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Alaska's climate and location are ideal for the propagation of elk, which produce a lean, mild meat for which there is a growing demand on world markets. The statutory changes proposed in HB 204 would help to enable the elk farming business to grow to its potential in Alaska.

FISCAL NOTE

STATE OF ALASKA
1999 LEGISLATIVE SESSION

BILL NO. CSHB 204 (RES)

Revision Date (Note if correction) 3/24/00 correction Dept. Affected: Fish and Game
 Title Elk Farming BRU Wildlife Conservation
 Component Wildlife Conservation
 Sponsor Representative Harris
 Requester (H) Resources Component Serial No. 473

Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY 00	FY 01	FY 02	FY 03	FY 04	FY 05
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
CHANGE IN REVENUES (1024)	(1.3)	(1.3)	(1.3)	(1.3)	(1.3)	(1.3)

FUND SOURCE (Thousands of Dollars)

FUND SOURCE	FY 00	FY 01	FY 02	FY 03	FY 04	FY 05
1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other -- F&G Fund (1024)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY99) cost: 0.0

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

The department currently sells 5 biennial elk farming licenses annually and deposits the money in the Fish and Game Fund. If HB 204 becomes law, this funding will no longer be available to the department. For the purposes of this bill analysis, we assume that no General Fund monies will be appropriated to compensate for the revenue lost to the Fish and Game Fund.

Note: Although the department would no longer issue elk farming licenses or inspect elk farms, these functions were performed incidentally by staff whose primary duties involve other functions. Those staff will continue to perform their primary duties, and there will be no reduction in expenditures. This is reflected in the fiscal note by no identification of reductions in department expenses.

Prepared by Phil Koehl, Wildlife Biologist *PK* Phone 465-6198
 Division Wildlife Conservation Date 03/24/00
 Approved by Frank Rue, Commissioner *Frank Rue* Date 3/28/00
 Agency Alaska Department of Fish and Game

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FISCAL NOTE

Bill Version: CSHB 204 (RES)

Bill (H) Publish Date: 3/20/00

**STATE OF ALASKA
2000 LEGISLATIVE SESSION**

Revision Date: 16-Mar-00 Dept Affected: Natural Resources
 Title: An Act relating to elk farming. BRU: Agricultural Development
 Component: Agricultural Development
 Sponsor: Rep. Harris
 Requestor: (H)RES Component Serial No. #455

Expenditures/Revenues (Inflation not included unless otherwise noted below)

(Thousands of Dollars)

OPERATING EXPENDITURES	FY2001	FY2002	FY2003	FY2004	FY2005	FY2006
PERSONAL SERVICES	1.0	1.0	1.0	1.0	1.0	1.0
TRAVEL	0.5	0.5	0.5	0.5	0.5	0.5
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	1.5	1.5	1.5	1.5	1.5	1.5

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

FUND SOURCE

(Thousands of Dollars)

FUND SOURCE	FY2001	FY2002	FY2003	FY2004	FY2005	FY2006
1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts	1.5	1.5	1.5	1.5	1.5	1.5
1037 GF/Mental Health						
Other (Specify Type)						
TOTAL	1.5	1.5	1.5	1.5	1.5	1.5

Estimate of any current year (FY00) cost: \$ none

POSITIONS

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS:

(Attach a separate page if necessary)

Nine elk farms have permits currently. Travel for inspections would be incorporated into other staff functions to minimize costs. Modest growth is expected in permit issuance.

\$1,500.00 in FY2001 (receipts from license fees) should cover the additional inspection costs.

Prepared by: Robert Wells *[Signature]* Phone: 745-7200
 Division: Agriculture Date: 16-Mar-00
 Approved by Commissioner: John Shively *[Signature]* Date: _____
 Agency: Natural Resources

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FISCAL NOTE

No: 1

B. Version: CSHB 204 (RES)

(H) Publish Date: 3/8/00

**STATE OF ALASKA
2000 LEGISLATIVE SESSION**

Revision Date/Time (Note if correction) _____	Dept. Affected <u>Environmental Conservation</u>
Title <u>Elk Farming</u>	BRU <u>Environmental Health</u>
	Component <u>Food Safety and Sanitation</u>
Sponsor <u>Harris</u>	
Requester <u>House Resources</u>	Component No. <u>2343</u>

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2001	FY 2002	FY 2003	FY 2004	FY 2005	FY 2006
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0
CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
CHANGE IN REVENUES ()	0.0	0.0	0.0	0.0	0.0	0.0

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2000) cost: 0.0

POSITIONS

Full-time	0	0	0	0	0	0
Part-time	0	0	0	0	0	0
Temporary	0	0	0	0	0	0

ANALYSIS: (Attach a separate page if necessary)

This bill has no fiscal impact on the Department.

Prepared by: <u>Janice Adair, Director</u>	Phone <u>269-7644</u>
Division <u>Environmental Health</u>	Date/Time <u>3/3/00 11:41 AM</u>
Approved by Commissioner <u><i>K. S. Tedesco</i></u>	Date _____
Agency <u>Department of Environmental Conservation</u>	

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STATE OF ALASKA

TONY KNOWLES, GOVERNOR

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<http://www.state.ak.us/dec>

DIVISION OF ENVIRONMENTAL HEALTH ANIMAL INDUSTRIES

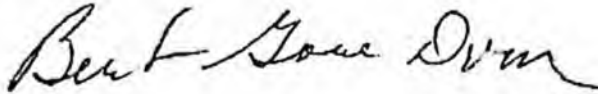
February 9, 2000

Mr. Bill Ward
PO Box 1087
Delta Junction, AK 99737

Dear Mr. Ward:

I have reviewed HB# 204 and have no problem with it's content. Currently, three state agencies are involved with elk farming. This bill will leave the animal health regulations in DEC and move all other functions to DNR. Excluding Kodiak Island, all existing elk farms are on the road systems and inspections of new and existing facilities could be accomplished concurrently with other agricultural inspections.

Sincerely,



Bert Gore
State Veterinarian

BG/da(EH\eh-a\ah-dairy\corres\hwrd28001tr)

STATE OF ALASKA

DEPARTMENT OF FISH AND GAME

DIVISION OF WILDLIFE CONSERVATION

TONY KNOWLES, GOVERNOR

P.O. BOX 25526
JUNEAU, ALASKA 99802-5526
PHONE: (907) 485-4190
FAX: (907) 465-6142

February 9, 2000

The Honorable John Harris
Alaska State Legislature
State Capitol, Room 110
Juneau, AK 99801-1182

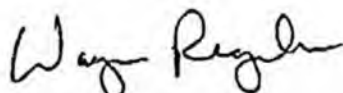
Dear Representative Harris:

Pete Fellman recently provided us with a copy of the proposed committee substitute for HB 204, which incorporated language we proposed regarding inspections of elk farming facilities.

Thank you for amending your bill to address our concerns. The Division of Wildlife Conservation is comfortable supporting the elk farming bill (CSHB 204 (RES)) as currently written.

Please let me know, if I can provide further assistance with this matter.

Sincerely,



Wayne Regelin
Director

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NOT FILM LEGIBLY BECAUSE OF
THE POOR QUALITY OF THE ORIGINAL**

STATE OF ALASKA

TONY KNOWLES, GOVERNOR

DEPARTMENT OF FISH AND GAME
DIVISION OF WILDLIFE CONSERVATION

P.O. BOX 25526
JUNEAU, AK 99802-5526
PHONE: (907) 465-4190
FAX: (907) 465-6142

MEMORANDUM

TO: Pete Fellman
Legislative Assistant
Office of Rep. Harris

FROM: Wayne Regelin *wregelin*
Director

DATE: January 26, 2000

SUBJECT: Elk Farming (HB 204)

Thanks for faxing the current copy of Representative Harris' legislation on elk farming.

Because of our department's responsibility for protecting wildlife populations from potential problems that could result from interactions with livestock, our primary concern with this bill is that the requirement for "facilities for maintaining elk under positive control" be adequate and enforced.

Years ago, the regulation of fur farms was transferred from our department to DNR. In the mid-1980s, however, due to a lack of financial resources, the commissioner instructed the state veterinarian to stop inspecting and permitting fur farms. We don't question DNR's competence or resolution to comply with all the provisions of HB 204. We are concerned, however, that circumstances might force that agency to give up its responsibilities to periodically inspect elk farm fencing for the same reasons they no longer inspect or permit fur farms.

To help prevent such an occurrence, we suggest the following amendment to Representative Harris' bill. On page 2, line 6, after the word "amended" add the following sentence: "Before an elk farming license may be issued or renewed, a representative of the department will physically inspect the elk farming facilities of the applicant to ensure that they are in good repair and meet or exceed the fencing standards established by the commissioner for maintaining elk under positive control." We believe that this amendment will force inspections by prohibiting permit renewals without them. Because the Department of Fish and Game has area offices throughout the state, we would be happy to cooperate with the DNR and act as that agency's representative for inspecting facilities whenever DNR staff are unable to visit a facility in person.

If this amendment is added, the department will feel comfortable supporting HB 204.

Please give me a call, if you want to discuss this matter.

House Bill 204
"An Act relating to elk farming"

Fact Sheet

Elk in private ownership are clearly defined by statute as domestic stock and elk farming does not conflict or interact with the public management of wildlife by ADF&G.
Ref: AS 16.05.331(A) Elk may be raised and bred as domestic stock for commercial purposes....."

The DNR-Division of Agriculture has the proper statute and regulatory authority to administer elk farming. Department of Fish & Game's authority is limited to public wildlife management.

Ref: AS Title 3 - Agriculture & Animals - AS03.05.010(6) regulate the farming of elk in a manner similar to the manner in which the commissioner regulated domestic animals and livestock.."

The duties for licensing and fencing of elk farms presently assigned to DF&G lacks regulatory authority. Elk farms are being licensed under a ADF&G game mammal license which is intended for wildlife animals, not domestic agriculture animals. The fencing standards are administered by "policy" because F&G has no regulations to govern fencing. The DNR, Division of Agriculture has authority to provide for both licensing and fencing requirements of elk farming.

Ref: AS 03.30 Agriculture & Animals - Fencing

There is a greater opportunity for commercial success and a lower risk of health problems or animal escape concerns when the administration of elk farming is maintained by an agriculture agency. It is a matter of record that most states and Canadian provinces are delegating administrative authority for elk farming to their agriculture departments.

Ref: USDA, AgCanada, & NAEBA joint state & province review -1997.

The USDA is modifying their Uniform Standards to include privately owned elk as livestock subject to their inspection process. Elk will be subject to interstate shipment standards and slaughter inspection similar to other agriculture livestock.

Prior to this legislative initiative, a joint meeting occurred between the Director of Agriculture, Director of F&G Wildlife Conservation, State Veterinarian, and industry members to consider the actions proposed by this legislation. There was a concurrence of all parties that it would be appropriate for the administration of elk farming to be held by the DNR, Division of Agriculture.

This legislation will have no cost impact to the state and should carry no fiscal note. The existing fees for administering the license and fencing inspection are being transferred to the Division of Agriculture.

Ref: HB 204\G page 2, line 2

The requests of ADF&G have been incorporated into HB 204. The licensing and fencing standards will continue to be referred to the F&G for their review.

Ref: HB204\G page 1, line 14 & 15 - page 2, line 3-6



The Alaska Farm Bureau

P O Box 2410 • Palmer, AK 99645
Fax 745-2727



January 18, 2000

Representative John Harris
Alaska Legislature
State Capitol Bldg, 110
Juneau, Ak. 99801

Re: HB 204

Dear Representative Harris,

House Bill 204, "An Act relating to elk farming" is a good piece of legislation worthy of support and passage. This legislation will consolidate the administration of elk farming under a single agency, the Division of Agriculture. It will help the farmers to have one agency to work with and at the same time make administration efficient and help lower the cost of state government.

On a federal level, the U.S. Department of Agriculture has been consolidating offices nationwide to create the "one stop" approach for farmers to deal with USDA agencies. It has been demonstrated that there is a greater level of compliance to regulations and more of a cooperative relationship when farmers work with fewer offices of government. I believe that the same approach will work with state government, be it for elk farmers and other agriculture enterprises or for Alaska business in general.

The resolution platform adopted by the general membership of the Alaska Farm Bureau states in part that administration of elk farming should belong within the statute authority (AS03) of DNR. This legislation helps bring the administrative oversight for elk farming under one agency and this will help agriculture to contribute to the Alaskan economy. I request your support for HB 204.

Sincerely,

Robert Franklin - pres.

STATE OF ALASKA

DEPARTMENT OF NATURAL RESOURCES

DIVISION OF AGRICULTURE

TONY KNOWLES, GOVERNOR

CENTRAL OFFICE
1800 GLENN HIGHWAY, SUITE 12
PALMER, ALASKA 99645-6736
PHONE: (907) 745-7200
FAX: (907) 745-7112

NORTHERN REGION OFFICE
3700 AIRPORT WAY
FAIRBANKS, ALASKA 99709-4699
PHONE: (907) 451-2780
FAX: (907) 451-2751

PLANT MATERIALS CENTER
HCO4 BOX 7440
PALMER, ALASKA 99645-9706
PHONE: (907) 745-4469
FAX: (907) 746-1568

April 5, 1999

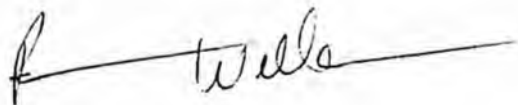
Representative John Harris
State Capitol, Room 110
Mailstop 3100
Juneau, AK 99801-1182

Dear Representative Harris:

I understand that you have been working with the elk ranching community to draft legislation that would shift inspection duties from Department of Fish and Game to Department of Natural Resources, Division of Agriculture.

It is also my understanding that you have incorporated Department of Fish and Game's concerns into the draft of the bill, as well as our request for receipt authority for the fees that would result from these inspections. With these issues addressed, the division has no objection to the concept. I look forward to reviewing the final version. Please contact me if I can be of assistance.

Sincerely,



Robert Wells
Director

RW/ss

Misty Mountain Farm

HC 60 Box 4140

Delta Junction, AK 99737

Phone (907) 895-6208/5022

January 19, 2000

To: Members of the Legislature

Re: HB 204 "An act relating to elk farming"

I would like to voice my support of HB 204. Our family has been farming in the Delta area since 1981 and raising cattle has been the main enterprise of our operation. In the fall of 1997 we expanded into the elk farming business. We have found elk to be a very good fit to this climate and are very excited about the future potential this "alternative livestock" offers Alaskan agriculture. Elk require much less feed and management than do beef cattle and the economic returns look much better also.

I would like to see the licensing authority and fencing oversight transferred to DNR, Division of Agriculture, as HB 204 would do. Being specifically involved in agricultural issues and promotion, it seems a logical agency to foster commercial success of the industry. I would appreciate your support and passage of HB 204.

Sincerely,

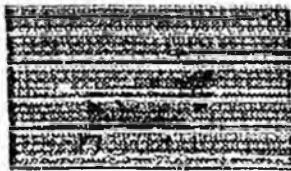


Scott R. Miller

HC 60 Box 4140

Delta Jct., AK 99737

(907) 895-6208/5022



Ward Farms

P.O. Box 1087 - Delta Junction, Alaska 99737 - Phone (907) 895-5415 Fax 895-5416

January 18, 2000

To: Members of the Legislature

Re: HB 204 "An Act relating to elk farming"

I would request your review and approval of HB 204. Elk farming was authorized in 1989 and since then the industry has expanded to ten elk farms in Alaska. The owners of these farms are increasing their herd sizes and contributing to the rural Alaska economy by selling meat, live animals, tourism, and velvet antler. The "alternative livestock" industry is being viewed as one of the bright spots in agriculture and the raising of naturally adapted species, like elk, is considered a logical choice for an arctic environment like Alaska.

House Bill 204 does not change the basics of elk farming in Alaska. It simply transfers the licensing authority and fencing oversight from ADF&G to DNR, Div. of Agriculture. It is intended as housekeeping legislation to streamline government and to facilitate the growth of a private industry subject to agency oversight.

When this legislation was originally passed, administration was given to both Agriculture and Fish & Game because elk were considered wildlife at the time even though there was a clear definition in statute of privately and lawfully owned elk being domestic livestock. This occurred in other states as well but there were problems caused either by the wildlife agencies lack of an understanding of agriculture or a prejudice against the private ownership of elk. Authority has been transferred solely to agriculture in most states and it has been demonstrated that the potential problems of disease control, animal escaping, and poaching was reduced by this action. There is a greater level of trust and interaction resulting in fewer problems when an industry is governed by an informed and advocacy agency.

While we have not had significant problems in Alaska by joint administration, both the Director of F&G, Wildlife Conservation, Wayne Regelin and the Director of Agriculture, Rob Wells recognize the advantages of single administration and support the intent of this action. There should be no cost impact to the state since the fees to cover the administrative cost of licensing and fencing inspection are being transferred from F&G to Agriculture.

I would appreciate your support and passage of HB 204.

Sincerely,

Bill D. Ward

HB

206



ALASKA STATE LEGISLATURE
REPRESENTATIVE JOHN HARRIS
STATE CAPITOL 110, JUNEAU, ALASKA 99801-1182 (907) 465-4859

HB 206 – Fish & game clean-up bill

In Summary, CSHB 206 is a general housekeeping bill for the dept. of Fish and Game.

Specifically, CSHB 206(Fin):

- changes "waterfowl" to "migratory game bird" Sec 1, 2, 7, 8, 18, 19
- allows disabled vets and \$5 license holders to register in the national migratory bird harvest program by 1 of 2 methods Sec 3
- creates a new combination 7 day nonresident hunting/fishing license Sec 4
- sets fees for special nonresident military small game license Sec 5
- allows Yukon residents to obtain sport fish license and king salmon tag at Alaska resident rate, which provision will require reciprocity by Yukon Territory before taking effect Sec 6, 20, 21
- replaces a requirement to swear oaths when obtaining licenses with a notice regarding unsworn falsification Sec 9, 10
- adds "registration" in several instances to conform with change in section 3 Sec 11-16
- authorizes Fish and Game to issue replacement licenses to crew members for a \$5 fee Sec 17

FISCAL NOTE

STATE OF ALASKA
2000 LEGISLATIVE SESSION

BILL NO. CSHB 206(Fin)

Revision Date/Time (Note if correction) _____ Dept. Affected Fish and Game
 Title FISH AND GAME LICENSES & TAGS BRU Administration
 Component Administration
 Sponsor Representative Harris
 Requester House Finance Component No. 479

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2001	FY 2002	FY 2003	FY 2004	FY 2005	FY 2006
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

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

CHANGE IN REVENUES ()		(25.7)	(25.7)	(25.7)	(25.7)	(25.7)
-------------------------------	--	---------------	---------------	---------------	---------------	---------------

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other 1024 Fish and Game Fund		(25.7)	(25.7)	(25.7)	(25.7)	(25.7)
TOTAL	0.0	(25.7)	(25.7)	(25.7)	(25.7)	(25.7)

Estimate of any current year (FY2000) cost: _____

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

See attached spreadsheet detailing revenues received of license sales to Yukon Territory residents in 1999, 1997 (before nonresident sport fishing license fee increase), and projected revenue if Yukon Territory residents receive a resident sport fishing license.

Assumption: The number of licenses sold will revert back to 1997 sales figures.

Fish and Game Fund: Based on numbers of licenses and tags projected to be sold at the resident rate, a \$25.7 decrease in revenues is anticipated.

Prepared by: Kevin Brooks
 Division: Administration
 Approved by: Commissioner Frank Rus
 Agency: Department of Fish and Game

Phone 465-5999
 Date/Time 3/1/00 11:20 AM
 Date 3/1/00

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ALASKA STATE LEGISLATURE
REPRESENTATIVE JOHN HARRIS
STATE CAPITOL 110, JUNEAU, ALASKA 99801-1182 (907) 465-4859

Sectional Analysis of CSHB 206(FIN)

Section 1 changes the name of the *waterfowl conservation tag* to *migratory game bird conservation tag* to conform to section 3 of the bill.

Section 2 changes *waterfowl conservation tag* wherever it appears in AS 16.05.i30(b) to *migratory game bird conservation tag* to conform to section 3 of the bill.

Section 3 changes the *waterfowl conservation tag* to the *migratory game bird conservation tag*. This extends the tag requirement to snipe hunters and crane hunters in Alaska. This will enable the department to gather harvest information on all migratory game birds. Proof of registration in the migratory game bird harvest information program is added as an alternative to possession of the migratory game bird conservation tag when hunting migratory game birds. The \$5 fee for registration in the migratory bird harvest information is waived for disabled veterans and for persons qualifying for the \$5 hunting license.

Section 4 establishes a combination nonresident seven-day sport fishing and annual hunting license. Combination licenses are popular with individuals who plan to both hunt and fish while in Alaska. The fee for the combination license is the same as that for separate hunting and fishing licenses.

Section 5 sets the fee for special nonresident military small game hunting licenses at the lower of the rates paid by residents for general hunting licenses or the rate paid by nonresidents for small game hunting and fishing licenses. Currently nonresident military pay \$25 for small game hunting licenses and nonresidents pay \$20. There is no resident small game hunting license. Resident hunting licenses cost \$25 and enable residents to hunt both small and big game. Nonresident military will continue to be able to purchase resident sport fishing licenses at \$15, instead of the \$100 nonresidents pay.

Section 6 authorizes residents of the Yukon Territory, Canada to purchase Alaska resident annual sport fishing license and king salmon tag.

Section 7 substitutes *migratory game bird* for *waterfowl* in the list of licenses and tags that may have a different expiration date than December 31. Adds migratory bird harvest information program registration to this list.

Section 8 substitutes *migratory game bird* for *waterfowl* in the statute that specifies the expiration date of the tag. Adds migratory bird harvest information program registration to this list.

Section 9 authorizes the commissioner to issue a registration and designate the form of that registration. This section also removes the requirement that each applicant for a registration, hunting, or fishing license swear under oath before a notary as to his or her residency and citizenship. Substitutes the requirement that each license or registration application contain a notice that a false statement or material omission by the applicant when applying for a hunting or fishing license is a violation of the law.

Section 10 adds registrations to the list of items that the commissioner may appoint agents to issue. This section also removes the provision that each person authorized to sell registrations, hunting, and fishing licenses administer oaths on applications for licenses, permits, and tags.

Section 11 entitles vendors who sell registrations to receive compensation from the department.

Section 12 requires vendors who sell registrations to transmit the proceeds, except that amount they are authorized to retain, to the department.

Section 13 adds registrations to the list of items for which a vendor may receive additional compensation.

Section 14 states that a state employee is not entitled to compensation for selling registrations.

Section 15 requires that the proceeds and reports of vendor sales of registrations be transmitted to the department by the last day of the month following the month in which the registrations were sold.

Section 16 makes a false statement or omission of material fact on the application for a registration a violation of law and voids the registration. A person who knowingly provides false information is guilty of a class A misdemeanor. Otherwise, the fine is not more than \$300. This section also prohibits the alteration of a registration or its use by another person than the one to whom the registration was issued.

Section 17 authorizes the issuance of a duplicate commercial crewmember license and charges \$5 for this service.

Section 18 changes *waterfowl* to *migratory game bird* in AS 16.05.826(a), which authorizes the production and sale of stamps and limited edition prints, to conform to similar changes elsewhere in the bill.

Section 19 substitutes *migratory game bird* for *waterfowl* in AS 16.05.826(b). This statute authorizes the department to provide a means for the selection of a design for an annual migratory game bird conservation tag.

Section 20 requires the commissioner of fish and game to inform the revisor of statutes when residents of Alaska are allowed to sport fish in the Yukon Territory of Canada at the same cost as Yukon residents.

Section 21 makes the effective date of section 6, which allows Yukon residents to purchase sport fishing licenses and king salmon tags at the same rates as Alaska residents, after the Yukon Territory, Canada provides reciprocal sport fishing benefits for Alaskan residents.

Sport Fishing License Sales to Yukon Territory Residents

Fishing Licenses Sold in 1999							
Class	Number of Licenses Sold	Fee for License	Total License Revenue	Number of King Salmon Stamps Sold*	Fee for King Salmon Stamp	Total King Salmon Stamp Revenue	Total Revenue
07	206	\$100.00	\$20,600.00	103	\$100.00	\$10,300.00	\$30,900.00
09	1	\$100.00 **	\$100.00	1	\$100.00	\$50.00	\$150.00
6A	16	\$50.00	\$800.00	8	\$50.00	\$400.00	\$1,200.00
6B	655	\$20.00	\$13,100.00	328	\$20.00	\$6,550.00	\$19,650.00
6C	567	\$10.00	\$5,670.00	284	\$10.00	\$2,835.00	\$8,505.00
6D	144	\$30.00	\$4,320.00	72	\$30.00	\$2,160.00	\$6,480.00
Total	1589		\$44,590.00	795		\$22,295.00	\$66,885.00
Fishing Licenses Sold in 1997							
Class	Number of Licenses Sold	Fee for License	Total License Revenue	Number of King Salmon Stamps Sold*	Fee for King Salmon Stamp	Total King Salmon Stamp Revenue	Total Revenue
07	500	\$50.00	\$25,000.00	250	\$35.00	\$8,750.00	\$33,750.00
6A	100	\$30.00	\$3,000.00	50	\$35.00	\$1,750.00	\$4,750.00
6B	915	\$15.00	\$13,725.00	458	\$15.00	\$6,862.50	\$20,587.50
6C	546	\$10.00	\$5,460.00	273	\$10.00	\$2,730.00	\$8,190.00
	2061		\$47,185.00			\$20,092.50	\$67,277.50
Fishing Revenues of CSHB 206							
Class	Number of Licenses Sold	Fee for License	Total License Revenue	Number of King Salmon Stamps Sold*	Fee for King Salmon Stamp	Total King Salmon Stamp Revenue	Total Revenue
01	2061	\$15.00	\$30,915.00	1031	\$10.00	\$10,305.00	\$41,220.00
Total	2061		\$30,915.00			\$10,305.00	\$41,220.00
*King Salmon Stamp sales are not tracked by licensee. The Department is assuming that 50% of the licensees are purchasing a king salmon stamp.							
**Sport fishing portion of license is \$100.00. Total license cost includes hunting license of \$85.00 for a total license cost of \$185.00							

MIGRATORY BIRD HARVEST INFORMATION PROGRAM
 U.S. Fish and Wildlife Service, Alaska Department of Fish and Game



Migratory Bird Hunters "Get HIP"

If you hunt ducks, geese, brant, swans, coots, gallinules, woodcock, rails, snipe, sandhill cranes, doves or band-tailed pigeons in the United States, you are now required to participate in the Migratory Bird Harvest Information Program ("HIP").

What is HIP?

HIP is a new method by which the U.S. Fish and Wildlife Service (Service), the Alaska Department of Fish and Game (ADFG), and other state agencies are developing more reliable estimates of the number of migratory birds harvested throughout the country. These estimates will give biologists the information they need to make sound decisions concerning hunting seasons, bag limits, and population management.

How does HIP work?

HIP is based on a voluntary survey of selected migratory bird hunters in the United States. In simplest terms, the Service randomly selects a sample of hunters and asks them to provide information on the kind and number of migratory birds they harvest during the hunting season. This information is then used to develop reliable estimates of the total harvest of all migratory birds in each state and throughout the country.

What does HIP require of hunters?

First, to comply with HIP, all migratory bird hunters must identify themselves by providing their name, address, and date of birth at the time you purchase your license and Alaska State Duck Stamp – something most hunters do already. Starting in 1998, Alaska hunters can buy a duck stamp and enroll in HIP either at the usual license vendor locations, or by calling 1-800-WETLAND toll-free and using a credit card. Some hunters are exempt from state stamp and HIP enrollment requirements: (1) hunters who hunt *only snipe or sandhill cranes*; (2) hunters under age 16 or over age 59; and (3) hunters that qualify for low-income or disabled veteran licenses. Those hunters can voluntarily enroll in HIP by buying a state duck stamp.

Second, you must have proof of your participation in HIP with you whenever you hunt migratory birds. In Alaska, this will be either your State Duck Stamp or a unique telephone registration number. You will *not* have to carry any special forms or permits for HIP enrollment, nor will there be any additional licensing cost to hunters.

When you sign up in HIP, you will be asked to voluntarily answer several questions about your hunting experience during *last year's season* (see example form, below). Your answers to these questions are *not* used to compile harvest estimates, but are simply used to *identify how actively you hunt various kinds of birds*. This allows the harvest survey to be directed to appropriate samples of hunters. For example, questions about sea duck harvest would be asked of hunters who hunted sea ducks last year.

PLEASE FILL IN APPROPRIATE CIRCLES COMPLETELY USING A BLACK INK PEN. Indicate which birds you hunted and the number you bagged (shot and retrieved) *during last season*.

If your name is one of the few selected for the national harvest survey, you'll be asked by U.S. Fish and Wildlife Service to voluntarily complete a more detailed survey about your harvest during *this year's* hunting season. You will receive a hunting record form and will be asked to write down the number of migratory birds taken on each hunt. This is the information used to estimate harvests.

Did you hunt?	Bagged: None	1-10	More than 10
<input type="radio"/> Ducks	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
<input type="radio"/> Geese	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
<input type="radio"/> Brant	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
<input type="radio"/> Sea ducks	EXAMPLE		
<input type="radio"/> Snipe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
<input type="radio"/> Cranes	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

You will be given an addressed, postage-paid envelope to return your hunting form at the end of the season. Responses from hunters who choose to participate will be kept strictly confidential and will not be used for any other purpose. As soon as the survey is completed, the Service will destroy all hunter names and address records. Harvest data from the follow-up survey are compiled at regional, state and national levels and published. Basically, that's all that HIP involves.

Don't we already have migratory bird surveys?

The Service has conducted waterfowl harvest surveys since 1952, and ADFG has intermittently conducted a mail survey since 1976. These surveys provide some of the information currently used to set waterfowl hunting regulations. Although this information has been very useful, there are problems with the techniques, which must be corrected to improve the scope and quality of the information.

Previous federal waterfowl surveys were based on a sample of hunters who bought federal duck stamps at Post Offices. In addition to questions about the harvest of ducks, geese, and swans, the survey also included questions about non-waterfowl migratory birds. However, there are about two million people who hunt *only* non-waterfowl species such as doves and snipe. Because they are not required to buy federal stamps, these hunters were never included in the harvest survey. Information from the waterfowl harvest survey has been useful but not very accurate in the past. Now we need to improve on accuracy of harvest estimates and include *all* migratory bird hunters to meet the management challenges of the next century.

What about state surveys?

Responsible migratory bird management often requires determining harvest estimates for varying geographical areas, including flyway, regional, and species-specific management units. Many individual states conduct their own migratory bird harvest surveys, but because they use differing methods for conducting the survey, results are simply not comparable among states. In addition, some states conduct surveys every year, other states only every few years; still others do not conduct surveys at all. Several groups of experts have tried to overcome the problems associated with making state surveys compatible – so that they could be combined into a national survey – but they finally agreed that the idea was not feasible. A national harvest survey that provides reliable harvest estimates at the state, flyway, and management unit level was judged to be the best approach to ensure the proper management of migratory bird resources. 1998 is the last year of a phase-in, when Alaska and all other states will be using HIP.

What do hunters gain from HIP?

Hunters were concerned about wildlife conservation long before it was trendy to do so. They have a long history of taxing themselves, paying license fees, and buying stamps to ensure the health and vigor of both hunted and non-hunted wildlife populations alike. HIP is just another page in that history. It is simply good conservation. Lonnie



Williamson, professional conservationist and writer for Outdoor Life and American Hunter magazines has this to say about HIP: "There is no question that the new harvest survey program is absolutely essential, not only to conserve the migratory bird resource, but also to answer future challenges to hunting programs. It will take hunters only few moments to give wildlife managers the information they need. Those few moments could make a world of difference for the future of migratory bird hunting."

As the concern for migratory bird populations and their habitats continue to mount, it is essential to gather the best information possible about the factors affecting these populations. It is in the hunter's best interest to have wildlife management decisions based on scientific evidence, not on opinions, philosophies, or politics. The Migratory Bird Harvest Information Program, through the cooperation of hunters, will provide wildlife biologists with much of the facts they need to ensure that our migratory bird resources – and hunting traditions – will be around for future generations to enjoy.

Summary

- ◆ Migratory bird hunters collect not only game birds for the freezer, but also valuable harvest data that we can use both for long-term conservation of bird populations, and to protect hunting traditions.
- ◆ Hunters in Alaska will begin participating in HIP in 1998. Hunters can enroll in HIP either at the usual vendor locations or by toll-free phone call to 1-800-WETLAND (with a credit card).
- ◆ HIP registration will add only 1 minute or less to the purchase of a state duck stamp under the current system. Telephone registration will take about 7 minutes.
- ◆ Proof of enrollment will be either a state duck stamp or telephone registration number. There are no additional license fees.
- ◆ Hunters' names and other information will be kept strictly confidential and destroyed after the survey.

If you would like more information please contact ADFG at 1-800-478-7468, (907) 267-2205, or (907) 267-2206.

submissions would be in addition to and not a substitute for the formal filing requirements addressed above. Parties submitting diskettes should submit them to Sunil Daluoy of the Cable Services Bureau, 2033 M Street N.W., Room 7001, Washington, D.C. 20554. Such a submission should be on a 3.5 inch diskette formatted in an IBM compatible form using MS DOS 5.0 and WordPerfect 5.1 software. The diskette should be submitted in "read only" mode. The diskette should be clearly labeled with the party's name, proceeding, type of pleading (comments or reply comments), and date of submission. The diskette should be accompanied by a cover letter.

Federal Communications Commission,
Magalie Roman Salas,
Secretary.

[FR Doc. 98-13168 Filed 5-18-98; 8:45 am]

FILING CODE 6712-01-M

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

50 CFR Part 20

RIN 1018-AE96

Migratory Bird Harvest Information Program; Participating States for the 1998-99 Season

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Proposed rule.

SUMMARY: The Fish and Wildlife Service (Service) herein proposes to amend the Migratory Bird Harvest Information Program (Program) regulations. The Service plans to require all States except Hawaii to participate in the Program annually, beginning with the 1998-99 hunting season. This regulatory action will continue to require all licensed hunters who hunt migratory game birds in participating States to register as migratory game bird hunters and provide their name, address, and date of birth to the State licensing authority. Hunters will be required to have evidence of current participation in the Program on their person while hunting migratory game birds in participating States. The quality and extent of information about harvests of migratory game birds must be improved in order to better manage these populations. Hunters' names and addresses are necessary to provide a sample frame for voluntary hunter surveys to improve harvest estimates for all migratory game birds. States will gather migratory bird hunters' names and addresses and the

Service will conduct the harvest surveys.

DATES: The comment period for the proposed rule will end on July 20, 1998.

ADDRESSES: Written comments should be sent to the Chief, Office of Migratory Bird Management (MBMO), U.S. Fish and Wildlife Service, 10815 Loblolly Pine Drive, Laurel, MD 20708-4028. The public may inspect comments during normal business hours in Building 158, 10815 Loblolly Pine Drive (Gate 4, Patuxent Wildlife Research Center), Laurel, MD 20708.

FOR FURTHER INFORMATION CONTACT: Paul I. Padding, MBMO, (301)497-5980.

SUPPLEMENTARY INFORMATION: The purpose of this rule is to expand the Program to include all States except Hawaii, beginning in the 1998-99 hunting season.

Background

The purpose of this cooperative Program is to annually obtain a nationwide sample frame of migratory bird hunters, from which representative samples of hunters will be selected and asked to participate in voluntary harvest surveys. State wildlife agencies will provide the sample frame by annually collecting the name, address, and date of birth of each licensed migratory bird hunter in the State. To reduce survey costs and to identify hunters who hunt less commonly-hunted species, States will also request that each migratory bird hunter answer a series of questions to provide a brief summary of his or her migratory bird hunting activity for the previous year. States are required to ask each licensed migratory bird hunter approximately how many ducks (0, 1-10, or more than 10), geese (0, 1-10, or more than 10), doves (0, 1-30, or more than 30), and woodcock (0, 1-30, or more than 30) he or she bagged the previous year, and whether he or she hunted coots, snipe, rails, and/or gallinules the previous year. States that have band-tailed pigeon hunting seasons are also required to ask migratory bird hunters whether they intend to hunt band-tailed pigeons during the current year. States are not required to ask questions about species that are not hunted in the State (for example, Maine does not allow dove hunting, therefore, the State of Maine is not required to ask migratory bird hunters how many doves they bagged the previous year). States will send this information to the Service, and the Service will sample hunters and conduct national hunter activity and harvest surveys.

A notice of intent to establish the Program was published on June 24,

1991 (56 FR 28812). A final rule establishing the Program and initiating a 2-year pilot phase in three volunteer States (California, Missouri, and South Dakota) was published on March 19, 1993 (58 FR 15093). The pilot phase was completed following the 1993-94 migratory bird hunting seasons in California, Missouri, and South Dakota. A State/Federal technical group was formed to evaluate Program requirements, the different approaches used by the pilot States, and the Service's survey procedures during the pilot phase. Changes incorporated into the Program as a result of the technical group's evaluation were specified in an October 21, 1994 final rule (59 FR 53334), that initiated the implementation phase of the Program. Implementation of the Program began with the addition of one State in 1994, three States in 1995 (60 FR 43318), seven States in 1996 (61 FR 46350), and five States in 1997 (62 FR 45706). Final implementation of the Program will be accomplished with the addition of 27 States (all except Hawaii) in this proposed rule.

Currently, all licensed hunters who hunt migratory game birds in participating States are required to have a Program validation, indicating that they have identified themselves as migratory bird hunters and have provided the required information to the State wildlife agency. Hunters must provide the required information to each State in which they hunt migratory birds. Validations are printed on, written on, or attached to the annual State hunting license or on a State-specific supplementary permit. The State may charge hunters a handling fee to compensate hunting-license agents and to cover the State's administrative costs. The Service's survey design calls for hunting-record forms to be distributed to hunters selected for the survey before they forget the details of their hunts. Because of this design requirement, States have only a short time to obtain hunter names and addresses from license vendors and to provide those names and addresses to the Service. Currently, participating States must send the required information to the Service within 30 calendar days of issuance of the migratory bird hunting authorization.

The Service has requested the cooperation of participating States to facilitate obtaining harvest estimates for hunters who are exempted from a permit requirement and those that are also exempted from State licensing requirements. This includes several categories of hunters such as junior hunters, senior hunters, landowners,

List of Subjects in 50 CFR Part 20

Exports, Hunting, Imports, Reporting and Recordkeeping requirements, Transportation, Wildlife.

For the reasons set out in the preamble, the Service proposes to amend 50 CFR part 20 as set forth below.

PART 20—MIGRATORY BIRD HUNTING

1. The authority citation for part 20 continues to read as follows:

Authority: 16 U.S.C. 703-711, 16 U.S.C. 712, and 16 U.S.C. 742 a-j.

2. Amend § 20.20 by revising paragraphs (a), (b), and (e) to read as follows:

§ 20.20 Migratory Bird Harvest Information Program.

(a) Information collection requirements. The collections of information contained in § 20.20 have been approved by the Office of Management and Budget under 44 U.S.C. 3501 *et seq.* and assigned clearance number 1018-0015. The information will be used to provide a sampling frame for the national Migratory Bird Harvest Survey. Response is required from licensed hunters to obtain the benefit of hunting migratory game birds. Public reporting burden for this information is estimated to average 2 minutes per response for 3,300,000 respondents, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Thus the total annual reporting and record-keeping burden for this collection is estimated to be 112,000 hours. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the burden, to the Service Information Collection Clearance Officer, ms-224 ARLSQ, Fish and Wildlife Service, Washington, DC 20240, or the Office of Management and Budget, Paperwork Reduction Project 1018-0015, Washington, DC 20503. (b) General provisions. Each person hunting migratory game birds in any State except Hawaii must have identified himself or herself as a migratory bird hunter and given his or her name, address, and date of birth to the respective State hunting licensing authority and must have on his or her person evidence, provided by that State, of compliance with this requirement.

(e) State responsibilities. The State hunting licensing authority will ask

each licensed migratory bird hunter in the respective State to report approximately how many ducks, geese, doves, and woodcock he or she bagged the previous year, whether he or she hunted coots, snipe, rails, and/or gallinules the previous year, and, in States that have band-tailed pigeon hunting seasons, whether he or she intends to hunt band-tailed pigeons during the current year.

Dated: April 7, 1998.

Donald J. Barry,

Acting Assistant Secretary for Fish and Wildlife and Parks.

[FR Doc. 98-13209 Filed 5-18-98; 8:45 am]

BILLING CODE 4310-65-P

DEPARTMENT OF COMMERCE**National Oceanic and Atmospheric Administration****50 CFR Part 648**

[Docket No. 980414095-8095-01; I.D. 040798C]

RIN 0648-AJ37

Fisheries of the Northeastern United States; Dealer Reporting Requirements

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Proposed rule; request for comments.

SUMMARY: NMFS proposes to amend the regulations which require dealers of summer flounder, scup, black sea bass, Atlantic sea scallops, Northeast (NE) multispecies, Atlantic mackerel, squid, and butterfish to report their fish purchases to NMFS. This action would improve weekly monitoring of landings, by species, by requiring dealers to use a call-in Interactive Voice Response (IVR) system to report their purchases to NMFS. The rule would also modify the schedule for the submission by federally permitted dealers of comprehensive written reports. Reporting requirements for party and charter vessels holding a federal summer flounder or scup permit, other than a moratorium permit, would be modified to make them consistent with reporting requirements in other fisheries.

DATES: Comments must be received on or before June 18, 1998.

ADDRESSES: Comments on the proposed rule or proposed IVR system should be sent to Andrew A. Rosenberg, Ph.D., Administrator, Northeast Region, NMFS, One Blackburn Drive,

Gloucester, MA 01930. Mark the outside of the envelope, "Comments on Proposed Rule for Dealer Reporting."

Comments on the burden hour estimates for collection-of-information requirements contained in this proposed rule should be sent to Andrew A. Rosenberg, Ph.D., and to the Office of Information and Regulatory Affairs, Attention: NOAA Desk Officer, Office of Management and Budget, Washington, DC 20503.

FOR FURTHER INFORMATION CONTACT: Kelley McGrath, (978) 281-9307 or Gregory Power, (978) 281-9304.

SUPPLEMENTARY INFORMATION:

Regulations implementing the fishery management plans for the summer flounder, scup, black sea bass, Atlantic sea scallops, NE multispecies, and Atlantic mackerel, squid, and butterfish fisheries are found at 50 CFR part 648. These fishery management plans were prepared under the authority of the Magnuson-Stevens Fishery Conservation and Management Act. All dealers of summer flounder, scup, black sea bass, Atlantic sea scallops, NE multispecies, Atlantic mackerel, *Illex* or *Lolligo* squid or butterfish must have been issued and have in their possession a Federal dealer permit in order to purchase such species from fishing vessels. All dealers issued a Federal dealer permit are required to submit weekly reports of all fish purchases to the Administrator, Northeast Region, NMFS (Regional Administrator). To make it easier for federally permitted dealers to comply with weekly reporting requirements and to improve the monitoring of commercial landings, NMFS proposes to modify the dealer reporting requirements.

Several species are now being managed using domestic annual harvest limits, such as annual or seasonal quotas and target or actual total allowable catch (TAC) limits. For example, summer flounder and scup are managed through annual commercial quotas, while the regulated NE multispecies are managed through annual target TACs. Regulated multispecies are defined as a subset of the NE multispecies that includes cod, haddock, pollock, redfish, white hake, yellowtail flounder, witch flounder, windowpane flounder, winter flounder, and American plaice. In order to manage these fisheries effectively, accurate and timely monitoring of landings is required. For the purposes of this proposed rule, species managed by quotas or TACs are referred to as "quota-managed species."

5) Scolopacidae (woodcock and pe).

A list of migratory birds protected by International conventions and the Migratory Bird Treaty Act appears in § 13.1 subchapter.

b) *Open season* means the days on which migratory game birds may lawfully be taken. Each period prescribed as an open season shall be construed to include the first and last days thereof.

2) *Closed season* means the days on which migratory game birds shall not be taken.

3) *Bag limits*—(1) *Aggregate bag limit* means a condition of taking in which two or more usually similar species may be bagged (reduced to possession) by the hunter in predetermined or predetermined quantities to satisfy a maximum take limit.

2) *Daily bag limit* means the maximum number of migratory game birds of a single species or combination (aggregate) of species permitted to be taken by one person in any one day during the open season in any one specified geographic area for which a daily bag limit is prescribed.

3) *Aggregate daily bag limit* means the maximum number of migratory game birds permitted to be taken by one person in any one day during the open season when such person hunts in more than one specified geographic area and/or more than one species for which a daily bag limit is prescribed. The aggregate daily bag limit shall not exceed the greatest daily bag limit prescribed for one species or for any one specified geographic area in which taking occurs.

4) *Possession limit* means the maximum number of migratory game birds of a single species or a combination of species permitted to be possessed by one person when lawfully taken in the United States in any one specified geographic area for which a possession limit is prescribed.

5) *Aggregate possession limit* means the maximum number of migratory game birds of a single species or combination of species taken in the United States permitted to be possessed by

any one person when taking and possession occurs in more than one specified geographic area for which a possession limit is prescribed. The aggregate possession limit is equal to, but shall not exceed, the largest possession limit prescribed for any one of the species or specified geographic areas in which taking and possession occurs.

(d) *Personal abode* means one's principal or ordinary home or dwelling place, as distinguished from one's temporary or transient place of abode or dwelling such as a hunting club, or any club house, cabin, tent or trailer house used as a hunting club, or any hotel, motel or rooming house used during a hunting, pleasure or business trip.

(e) *Migratory bird preservation facility* means:

(1) Any person who, at their residence or place of business and for hire or other consideration; or

(2) Any taxidermist, cold-storage facility or locker plant which, for hire or other consideration; or

(3) Any hunting club which, in the normal course of operations; receives, possesses, or has in custody any migratory game birds belonging to another person for purposes of picking, cleaning, freezing, processing, storage or shipment.

(f) *Paraplegic* means an individual afflicted with paralysis of the lower half of the body with involvement of both legs, usually due to disease of or injury to the spinal cord.

[53 FR 24290, June 28, 1988]

Subpart C—Taking

§ 20.20 Migratory Bird Harvest Information Program.

(a) *Information collection requirements.* The collections of information contained in § 20.20 have been approved by the Office of Management and Budget under 44 U.S.C. 3501 *et seq.* and assigned clearance number 1018-0015. An agency may not conduct or sponsor, and a person is not required to respond to a collection of information unless it displays a currently valid OMB control number. The information will be used to provide a sampling frame for the national Migratory Bird Harvest Survey. Response is required from licensed hunters to obtain the benefit of hunt-

ing migratory game birds. Public reporting burden for this information is estimated to average 2 minutes per response for 3,300,000 respondents, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Thus the total annual reporting and record-keeping burden for this collection is estimated to be 112,000 hours. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the burden, to the Service Information Collection Clearance Officer, MS-224 ARLSQ, Fish and Wildlife Service, Washington, DC 20240, or the Office of Management and Budget, Paperwork Reduction Project 1018-0015, Washington, DC 20503.

(b) *General provisions.* Each person hunting migratory game birds in any State except Hawaii must have identified himself or herself as a migratory bird hunter and given his or her name, address, and date of birth to the respective State hunting licensing authority and must have on his or her person evidence, provided by that State, of compliance with this requirement.

(c) *Tribal exemptions.* Nothing in paragraph (b) of this section shall apply to tribal members on Federal Indian Reservations or to tribal members hunting on ceded lands.

(d) *State exemptions.* Nothing in paragraph (b) of this section shall apply to those hunters who are exempt from State-licensing requirements in the State in which they are hunting.

(e) *State responsibilities.* The State hunting licensing authority will ask each licensed migratory bird hunter in the respective State to report approximately how many ducks, geese, doves, and woodcock he or she bagged the previous year, whether he or she hunted coots, snipe, rails, and/or gallinules the previous year, and, in States that have band-tailed pigeon hunting seasons, whether he or she intends to hunt band-tailed pigeons during the current year.

[58 FR 15098, Mar. 19, 1993, as amended at 59 FR 53336, Oct. 21, 1994; 61 FR 46352, Aug. 30, 1996; 62 FR 45708, Aug. 28, 1997; 63 FR 46401, Sept. 1, 1998]

STATE OF ALASKA

TONY KNOWLES, GOVERNOR

DEPARTMENT OF FISH AND GAME

DIVISION OF ADMINISTRATION

P.O. BOX 25526
JUNEAU, AK 99802-5526

PHONE: (907) 465-6091
FAX: (907) 465-2440

INTERNET: KrisW@FishGame.State.AK.US

December 4, 1998

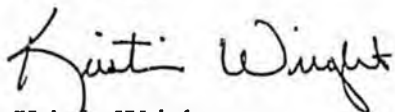
Mr. David Watsjold
Assistant Regional Director
US Fish and Wildlife Service
1011 E. Tudor Road
Anchorage, AK 99503

Dear David:

Enclosed is the summary report for grant number W-1-HIP. The report summarizes the progress made on the Harvest Information Program through November 30, 1998, and lists the expenditures made to meet the grant requirements.

If you have any questions, please give me a call.

Sincerely,



Kristin Wright
Finance/Licensing Supervisor

Enclosures

cc: Steve Peterson ✓
Tom Rothe

Grant No: W-1-HIP

Grant Title: Implementation of the Migratory Bird Harvest Information Program (HIP) in Alaska

State Grant No: 41049

Segment Period: May 15, 1998 – January 31, 2000

Reporting Period: May 15, 1998 – November 30, 1998

Alaska Department of Fish and Game

Divisions of Administration and Wildlife Conservation

Prepared by: Kristin Wright, Finance/Licensing Supervisor

Need/Problem:

There have been long-standing problems with traditional state and federal surveys for harvests of migratory birds, including inadequate sampling of migratory bird hunters, lack of information on non-waterfowl species (e.g. snip, sandhill cranes, doves), lack of information on less frequently hunted species (e.g. sea ducks, brant), and poor accuracy of harvest estimates. The Alaska Department of Fish and Game, other state wildlife agencies, and the U.S. Fish and Wildlife Service have recognized the need to develop a more complete sampling frame for migratory bird hunters and hunted migratory birds. The International Association of Fish and Wildlife Agencies (IAFWA) worked with the Service and states to reach consensus on a better harvest survey system and supported implementation of regulations to require hunters and states to participate in the new system. Thus, the national Harvest Information Program was established, and phase-in implementation was begun in 1994. In accordance with federal regulations (50 CFR 20, 20.20) HIP must be implemented in all states, including Alaska, for the 1998-99 migratory bird seasons.

Approach:

HIP was implemented cooperatively by the ADFG, which administers the hunting license program, and the Service, which is responsible for managing the harvest survey. During May/June, ADF&G and the Service concurred how the ADFG would collect names, addresses, and other required information of licensed migratory bird hunters in the state. The Service agreed that they would conduct the harvest survey, compile the results, and share requested registration and harvest data with the ADFG.

Methods:

The Board of Game required licensed migratory bird hunters to register for HIP. The State implemented this program by using the following registration processes:

1. Fill out a printed form at state license vendor locations (see Attachment 1). The forms were mailed by the vendors to ADFG Licensing Section in Juneau for data entry input and electronic file transfer to the Service.
2. Completing an interactive telephone registration interview (see Attachment 2). The ADFG contracted with a private contractor, NEXTLINK, to provide HIP telephone registration. Data files were transmitted directly from NEXTLINK to the Service.

Hunters in both applications were asked questions about their active pursuit of species/groups and numerical harvest categories for the previous year's hunts on the following birds: (a) ducks – dabblers and divers; (b) geese – Canada, white-fronted, and snow; (c) brant; (d) sea ducks – eiders, scoters, oldsquaw, harlequin, and mergansers; (e) common snipe; and (f) sandhill cranes.

Hunters had to show proof of registration by either: (a) having a serial numbered Alaska Waterfowl Conservation Stamp signed across the face of the stamp on their hunting license or (b) a personalized registration number given to hunters upon successful completion of the telephone registration. State duck stamps and HIP registration numbers are valid for the entire regulatory season (typically September 1 through the following January 22).

1-800 Telephone Contract Success:

During the first month of on-line activation, August, NEXTLINK received 216 calls, during September 103 calls, and during November 20 calls. This amount of activity is not as high as we had hoped but we know that it will take hunters a few years to get comfortable with the new system and to realize it is available for their use.

Costs:

Division of Administration:

Personnel Costs (data entry, supervision)	\$ 7754.87
Internet Server	8,663.00
Telephone Service Contract	5,600.00
Customer Service – HIP announcement	<u>83.50</u>
Total Division of Administration Costs	\$22,101.37

Division of Wildlife Conservation:

Printing of HIP forms in stamp booklets	\$ 5,000.00
Public Information/Media	<u>4,855.10</u>
Total Division of Wildlife Conservation Costs	\$ 9,855.10
Total Costs:	\$31,986.47

VENDORS: Every waterfowl hunter must complete a HIP form before you sell them a state stamp. Give the hunter the stamp with the serial number that matches this:

1998 HIP Serial No.: 000259

(perf)



**1998 Migratory Bird
Harvest Information Program**

0 3

HIP No. 0 0 0 2 5 9 Vendor No. _____

In addition to a hunting license and duck stamps, migratory bird hunters in Alaska must participate in the Harvest Information Program (HIP). Your Alaska Duck Stamp must be carried while hunting as proof of registration in HIP. The purpose of HIP is to help establish sound harvest regulations, assuring the future of migratory bird hunting. If you have questions on migratory bird hunting regulations or HIP, call (800) 478-7468. Thank you and good hunting.

Print characters using **CAPITAL LETTERS ONLY** as shown: **ABCD...WXYZ 1234567890**

First Name Mr. Ms. M.I.

Last Name

Jr., Sr., etc. _____ Date of Birth
MONTH DAY YEAR

Address

City

State Zip Code Date of Issue
MONTH DAY YEAR

PLEASE FILL IN APPROPRIATE CIRCLES COMPLETELY USING A BLACK INK PEN
Indicate which migratory birds you hunted *last season* and the number you bagged

Birds Hunted: Bagged: None 1-10 more than 10

-  Ducks
- Geese
- Snipe
- Cranes
- Brant
- Sea ducks

Is this a replacement for a lost registration? Yes No

(cut)

Alaska DFG

1-800-WETLAND Script

App. ID#: 0745

ANI/Route Greeting	
745631 <i>Front-end ANI Greeting</i>	Welcome to the Alaska Department of Fish and Game's migratory game bird Harvest Information Program.
745632 <i>Front-end ANI message</i>	If you need to complete a HIP registration in the State of Alaska, you will need to register with the Alaska Department of Fish and Game using this system, or you can register at your local license vendor.
745633 <i>Front-end ANI selection</i>	To register in Alaska, press 1. To register in another state, press 2.
General WETLAND Greeting	
35410900 <i>General greeting</i>	Welcome to 1-800-WETLAND. Using this automated service you will be able to report your migratory bird harvest information.
35410901 <i>State selection</i>	Please enter the two letter abbreviation of the state where you wish to report your migratory bird harvest. These abbreviations are found in the front of your phone book. When spelling, use "1" for "z".
35410904 <i>State not found</i>	We're sorry, but you have selected a state that is currently not participating in the 1-800-WETLAND migratory bird harvest information program.
35410905 <i>Re-select</i>	To select another state, press 1. To hear which state's are participating in the 1-800-WETLAND system, press 2.
35410906 <i>State list</i>	The following states are currently participating in the 1-800-WETLAND migratory bird harvest information program: Alaska, Arizona, Colorado, Delaware, Illinois, Indiana, Iowa, Massachusetts, Nebraska, Nevada, New Jersey, New York, Ohio, Utah and Virginia.
35410907	For Alabama, press 1.
35410908	For Alaska, press 2.
35410909	For Arizona, press 1.
35410910	For Arkansas, press 1.
35410911	For California, press 1.
35410912	For Colorado, press 1.
35410913	For Connecticut, press 1.
35410914	For Delaware, press 1.
35410915	For Florida, press 1.
35410916	For Georgia, press 1.
35410917	For Hawaii, press 1.

Alaska HIP

745601
Information

Welcome to the Alaska Department of Fish and Game's automated migratory game bird Harvest Information Program, commonly known as HIP. The information you'll provide will allow Alaska and the U.S. Fish and Wildlife Service to conduct harvest surveys.

745602
Info?

You must complete the following HIP questions to obtain your HIP registration number if you plan on hunting ducks, geese, common snipe, sandhill cranes, brant, sea ducks, or swans. In the State of Alaska. The charge for your 1998 - 1999 HIP number is \$5.00. Please have a Visa or Mastercard ready.

If you do not have a credit card, you may purchase your HIP registration number from your local Fish and Game vendor.

745603
Need HIP #?

To begin registration, please tell us if you plan to hunt ducks, geese, common snipe, sandhill crane, brant, sea ducks or swans in Alaska this season.

If you do, please press 1 to continue with this program.
If you do not, you do not need to register with HIP and may hang up now.

745604
Information

All hunters must carry proof of their HIP registration while they are hunting migratory birds except Alaska residents under the age of 16; residents who are over the age of 60 and have an Alaskan Permanent Hunting ID card; residents who have purchased a low income license, or have a Permanent Disabled Veterans License.

We will be taking your information in two parts. First, we will ask that you for your credit card information, and your name and address. Then we will ask you to answer questions by pressing the buttons on your phone

745605

We now want to ask you questions about your last year's hunting season in Alaska. Please answer the following questions by pressing the correct number on your touch-tone phone.

Harvest Survey

745606
Duck

If you did not hunt ducks last year, press 1 now.
If you hunted ducks, but did not bag any, press 2 now.
If you bagged between 1 and 10 ducks, press 3 now.
If you bagged 11 or more ducks, press 4 now.
If you would like these choices repeated, press the 5 key now

745607
Geese

If you did not hunt canada, white-fronted or snow geese last year, press 1 now.
If you hunted geese, but did not bag any, press 2 now.
If you bagged between 1 and 10 geese, press 3 now.
If you bagged 11 or more geese, press 4 now.
If you would like these choices repeated, press the 5 key now.

745608
Common Snipe

Did you hunt for common snipe last season?
If you did not, press 1.
If you did, press 2.

745803 <i>Street Address</i>	Please confirm your mailing address. To preserve your privacy, we will only ask you to verify the numbers of your address. Your mailing address contains the numbers...
745804 <i>Correct/ Not Correct</i>	If this is correct, press 1. If this is not correct, press 2.
745804 <i>Correct/ Not Correct</i>	If this is correct, press 1. If this is not correct, press 2.
745804 <i>Correct/ Not Correct</i>	If this is correct, press 1. If this is not correct, press 2.
745805 <i>Name</i>	At the tone, please tell us your full name. Spell any words that might be difficult to understand. When you are finished, press the # key.
745806 <i>Canadian Leaveword</i>	We did not find an address associated with your phone number. At the tone please leave you name and mailing address, including apartment number, city, province, and postal code. When you are finished, press the pound key.
745807 <i>U.S. Leaveword</i>	We did not find an address associated with your phone number. At the tone, please tell us your name and mailing address, including apartment number, city, state and zip. When you are finished, please press the pound key.
745990 <i>Credit card entry</i>	To begin registration, we will need you to enter your Visa or Mastercard card number. Using the buttons on your phone, please enter all the numbers of your credit card. Do not enter the expiration date at this time. Please enter the number now, then press the # key.
745991	You told us that your credit card number is. . . .
745992 <i>Exp. Date entry</i>	Now, please enter your card's four-digit expiration date. For example, January 1999 would be 0-1-9-9. Please enter the four-digit expiration date now, then press the # sign.
745993	The expiration date you told us is. . .
745994 <i>Valid card</i>	Thank you. Your credit card will be charged \$5.00 upon completion of this survey.

35411035	For New Hampshire, say 2 at the tone.
35411036	For New Jersey, say 1 at the tone.
35411037	For New Mexico, say 3 at the tone.
35411038	For New York, say 1 at the tone.
35411039	For North Carolina, say 2 at the tone.
35411040	For North Dakota, say 4 at the tone.
35411041	For Ohio, say 3 at the tone.
35411042	For Oklahoma, say 2 at the tone.
35411043	For Oregon, say 2 at the tone.
35411044	For Pennsylvania, say 1 at the tone.
35411045	For Rhode Island, say 1 at the tone.
35411046	For South Carolina, say 2 at the tone.
35411047	For South Dakota, say 1 at the tone.
35411048	For Tennessee, say 1 at the tone.
35411049	For Texas, say 1 at the tone.
35411050	For Utah, say 1 at the tone.
35411051	For Vermont, say 2 at the tone.
35411052	For Virginia, say 1 at the tone.
35411053	For Washington, say 1 at the tone.
35411054	For West Virginia, say 1 at the tone.
35411055	For Wisconsin, say 1 at the tone.
35411056	For Wyoming, say 1 at the tone.
35411057	For another state, say 2.
35411058	For another state, say 3.
35411059	For another state, say 4.
35411060	For another state, say 5.
Alaska Voice Recognition Program	
745700 <i>Instruction</i>	Welcome to the Alaska Department of Fish and Game's automated migratory game bird Harvest Information Program, commonly known as HIP. The information you'll provide will allow Alaska and the U.S. Fish and Wildlife Service to conduct harvest surveys.
745701 <i>VR hunt</i>	You must complete the following HIP questions to obtain your HIP registration number if you plan on hunting ducks, geese, common snipe, sandhill cranes, brant, sea ducks, or swans. in the State of Alaska . The charge for your 1998 - 1999 HIP number is \$5.00. Please have a Visa or MasterCard ready. If you do not have a credit card, you may purchase your HIP registration number from your local Fish and Game vendor.
745702	To begin registration, please tell us if you plan to hunt ducks, geese, common snipe, sandhill crane, brant, sea ducks or swans in Alaska this season. If you do, please say "1" to continue with this program. If you do not, you do not need to register with HIP and may hang up now.

745907 <i>US Leaveword</i>	We did not find an address associated with your phone number. At the tone, please tell us your name, mailing address, including apartment number, city, state and zip. When you are finished, please stay on the line.
745722 <i>VR DOB LW</i>	Please tell us the 8-digits of your date of birth. Speak the two digits of the month, two digits of the day and four digits of the year of your birth. For example, if you were born on May 9, 1958, you would say "zero-five zero-nine one-nine-five-eight." Please remember to wait for the tone after each digit you speak. Please say your date of birth and then stay on the line.
745494 <i>Valid card</i>	Thank you. Your credit card will be charged \$5.00 upon completion of this survey.
VR Game Survey	
745703 <i>VR</i>	We now want to ask you questions about your last year's hunting season in Alaska. Please answer the following questions by speaking the correct number into the phone after each tone.
745704 <i>VR Ducks</i>	If you did not hunt ducks last year, say 1 at the tone. If you hunted ducks, but did not bag any, say 2. If you bagged between 1 and 10 ducks, say 3. If you bagged 11 or more ducks, say 4. If you would like these choices to be repeated, say 5.
745705 <i>VR Geese</i>	If you did not hunt canada, white-front or snow geese last year, say 1 at the tone. If you hunted geese, but did not bag any, say 2. If you bagged between 1 and 10 geese, say 3. If you bagged 11 or more geese, say 4. If you would like these choices to be repeated, say 5.
745706 <i>VR Snipe</i>	Did you hunt for common snipe last season? If you did not, say 1 at the tone. If you did, say 2 at the tone.
745707 <i>VR Sea Ducks</i>	Did you hunt for sea duck, eiders, scoter, old squaw, harlequin ducks or mergansers last season? If you did not, say 1 at the tone. If you did, say 2 at the tone.
745708 <i>VR Cranes</i>	Will you hunt for sandhill cranes last season? If you will not, say 1 at the tone. If you will, say 2 at the tone.
745709 <i>Brant</i>	Will you hunt brant in Alaska this season? If you will not, say 1 at the tone. If you will, say 2 at the tone.
745710 <i>HIP #</i>	You will now be given your HIP registration number. Remember, your HIP registration number is proof that you have registered with HIP, and you must have your HIP number while hunting migratory game birds. If you should lose your HIP number, please contact Fish and Game Licensing at 907/465-2376. Please write the following 10-digit HIP registration on your Alaska state hunting license. Your HIP number is good through January 31, 1999. Your Alaska HIP registration number is. . .