

ALASKA LEGISLATION COMMITTEES

12249 HOUSE RES

CONFIRMATION COMMITTEE REPORT

Action date: March 19, 2008

The Resources Committee has reviewed the qualifications of the following Governor's appointee(s) as shown on the attached Referral for Confirmation forms(s) and recommends that the name(s) be forwarded to a joint session for consideration:

This does not reflect intent by any of the members to vote for or against this individual during any further sessions for the purposes of confirmation.

Signature:	Printed Last Name
<i>Paul Seaton</i>	SEATON
<i>Annal Fairclough</i>	FAIRCLOUGH
<i>Bruce Edgmon</i>	EDGMON
<i>Bob Rose</i>	Roses
<i>John Guttenberg</i>	GUTTENBERG
Co-Chair: <i>Craig Johnson</i>	Johnson
Co-Chair: <i>Chris Gatto</i>	GATTO

Please attach appointee Referral for Confirmation form(s) and return to the Chief Clerk's office.



Official Business

Alaska State Legislature

House of Representatives

Office of the Chief Clerk

State Capitol, Room 216
Juneau, AK 99801-1182
Phone: (907) 465-3725
Fax: (907) 465-5334

REFERRAL FOR CONFIRMATION

Date Referred: March 12, 2008

Committee: Resources Committee

Board of Fisheries

Mr. William S. Brown – Juneau

Appointed: 3/11/2008

Term Expires: 6/30/2011

Action Date: 3/19/08
(Same date as on the accompanying signature page)

Note: Attach to a signature page and return to the Chief Clerk's office.



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Phone: (907) 465-3725
Fax: (907) 465-5334

REFERRAL FOR CONFIRMATION

Date Referred: March 12, 2008

Committee: Resources Committee

Board of Fisheries

Mr. John E. Jensen – Petersburg

Appointed: 1/20/2003

Reappointed: 3/11/2008

Term Expires: 6/30/2011

Action Date: 3/19/08
(Same date as on the accompanying signature page)

Note: Attach to a signature page and return to the Chief Clerk's office.



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Fax: (907) 465-5334

REFERRAL FOR CONFIRMATION

Date Referred: March 12, 2008

Committee: Resources Committee

Board of Fisheries

Mr. Melvan E. Morris – Kodiak

Appointed: 1/20/2003

Reappointed: 3/11/2008

Term Expires: 6/30/2011

Action Date: 3/19/08
(Same date as on the accompanying signature page)

Note: Attach to a signature page and return to the Chief Clerk's office.

FEB 20 2008



STATE OF ALASKA
OFFICE OF THE GOVERNOR
P.O. Box 110001, Juneau, AK 99811-0001
Phone: (907) 465-3500 Fax: (907) 465-3532

BOARDS AND COMMISSIONS APPLICATION FORM

INSTRUCTIONS

A separate application is required for each position for which you apply. Complete and specific answers will aid in rapid and accurate processing of your resume. Please type or print legibly in ink. Forward to the above address. Be sure your answers are true. A willfully false answer may result in your disqualification or removal from office if you are appointed.

Board or Commission and seat for which I am applying: Board of Fisheries
(For example, Board of Agriculture, public seat)

Please list any other State Boards or Commissions on which you currently or previously have served: —

Name: William S. Brown
Mailing Address: 9150 Skywood Lane
Residence Address: (Same)
City, State and Zip Code: Juneau, AK 99801
Home or Message Telephone: (907) 789-2448 Business Telephone: (907) 789-2448
Fax Number: — Cell Phone: —
Email address: WSBROWN@GCI.NET

AS 39-05-100 requires that a person appointed to a state board or commission be a registered voter prior to the last general election:

Are you a registered voter: YES NO Voter Registration Number (Optional): —

Social Security Number (Optional, required if appointed for travel reimbursement etc.): [REDACTED]

Have you ever been convicted of a misdemeanor within the past five years or a felony within the past ten years?

YES NO if "YES", explain the circumstances on a separate sheet of paper and attach it to this application. A conviction is not necessarily grounds for disqualification. The number of convictions, nature, recency, and relationship to the board position applied for, will be evaluated and a determination will be made after a review of all relevant facts.

CONFLICTS OF INTEREST: Certain boards and commissions require full disclosure of personal financial data under AS 39.50.010. If required for the board or commission for which you are applying, are you willing to do so?

YES NO

Could you or any member of your family be affected financially by decisions to be made by the board or commission for which you have applied? YES NO

If "YES", explain:

TRAINING AND EXPERIENCE: (If resume attached, it is not necessary to complete items A-D)

A. List any professional licenses, certifications, or registrations and dates obtained that may be used as qualifying criteria:

(See attached)

B. List both formal and informal education and training experiences: (Use additional paper if necessary).

C. List any community service, municipal government, and state positions held, and any awards received. Include both compensated and uncompensated positions (such as president of a service organization or a mayor). Include length of time serviced.

D. Employment work history - paid, unpaid or voluntary: (Use additional paper of necessary).

The Office of the Governor and the State of Alaska have an Affirmative Action Equal Employment Opportunity Program. To assist in the program, you are asked to voluntarily answer the following questions to provide the information necessary for reporting purposes. Under State and Federal law, the information you provide will not be used to illegally discriminate against you.

DATE OF BIRTH:  SEX: FEMALE _____ MALE _____

ETHNICITY:
Alaska Native _____ American Indian _____ Asian or Pacific Islander _____ Black _____ Hispanic _____ White

MILITARY SERVICE (if applicable, give dates): _____

CERTIFICATION: I swear the information I have entered on this form is true to the best of my knowledge. I understand that if I deliberately conceal or enter false information on the form my application may be rejected, I may be removed from the list of eligible candidates, or I may be removed from the position. I agree that the Office of the Governor may contact present or former employees or other persons who know me to obtain an additional information about my skills and abilities. I understand that the information on this application is public information and may be released through a legal request for such information.

Signature (In Ink): WB Bro Date: 2/19/08

Please attach a current resume with your application.



STATE OF ALASKA
OFFICE OF THE GOVERNOR

BOARDS AND COMMISSIONS

Name: William S. Brown Date: _____

(Indicate top three boards/commissions of interest by number with #1 as your preference)

Accounting Board
Aerospace Development Corporation
Aging Commission
Agriculture & Conservation
Alaska Juvenile Justice Advisory Committee
Alaska Retirement Management Board
Alaska Statehood Celebration Commission
Alaska-Alberta Bilateral Council
Alcohol/Drug Abuse
Alcoholic Beverage Control
Architects/Engineers/Land Surveyors
Arts Council
Assessment Review Board
Aviation Advisory Board
Bald Eagle Preserve
Bar Association
Barbers & Hairdressers
Bering Sea Fishery Advisory Board
Big Game Commercial Services
Boating Safety Council
Broadcasting Commission
Children's Trust Board
Chiropractic Examiners
Clemency Advisory Committee
Commemorative Coin Commission
Commercial Fisheries Entry
Commercial Fishing/Agriculture Bank
Community Service Commission
Denali Access System Advisory Committee
Dental Examiners
Disabilities/Special Education
Domestic Violence/Sexual Assault
Education & Early Development
Education Commission/States
Emergency Medical Services
Emergency Response Commission
Employment of People with Disabilities
Exxon Valdez Oil Spill Trustee
Faith-Based & Community Initiatives Council
Fire Standards Council
Fisheries

Fisherman's Fund Advisory & Appeals
Forestry
Game
Health Council
Historical Commission
Historical Records Advisory
Homeless Council
Housing Finance Corporation
Human Rights
Humanities Forum
Independent Living Council
Industrial Development/Export Authority
Interstate Oil & Gas Compact
Judicial Conduct
Judicial Council
Knik Arm Bridge
Labor Relations Agency
Libraries Advisory
Local Boundary Commission
Marine Pilots
Marine Transportation Advisory Board
Marital & Family Therapy
Medical Board
Mental Health Board
Mental Health Trust Authority
Midwives
Minerals Commission
Municipal Bond Bank
Natural Gas Authority
Natural Gas Pipeline Corporation
Natural Resources Conservation Dev
North Pacific Anadromous Fish
North Pacific Fisheries Management Council
North Pacific Research Board
Nursing
Occupational Safety
Oil & Gas Conservation Commission
Optometry
Pacific Marine Fisheries Commission
Pacific Salmon Commission-Commissioners
Pacific Salmon Commission- Northern Panel

Pacific Salmon Commission-Transboundary Panel
Parole Board
Permanent Fund
Pharmacy Board
Physical/Occupational Therapy
Pioneer's Home Advisory
Police Standards Council
Postsecondary Education
Professional Counselors
Professional Teaching Practices
Psychologist/ Psychological assoc.
Public Offices Commission
PWS Oil Spill Recovery Institute
Railroad Corporation
Real Estate Appraisers
Real Estate Commission
Regents
Regulatory Commission (RCA)
Royalty Oil & Gas Development
Safety Advisory Council
Seafood Marketing Institute
Seismic Hazards Safety Commission
Social Work Examiners
Student Loan Corporation
Subsistence Resource Commissions
Suicide Prevention Council
Telecommunications
Uniform State Laws
Veterans Advisory Council
Veterinary Examiners
Violent Crimes Compensation
Water and Wastewater Works
Western Interstate Comm/Higher Educ.
Wood-Tikchik State Park
Worker's compensation
Worker's Compensation Appeals Commission
Workforce Investment Board
Yukon River Panel

If appointed, a press release will be issued announcing your appointment pending the completion of the appointment process with the Governor's office. Please supply our office with the following information that will be included in the press release.

(Name): William S. Bragg (Age): [REDACTED] of (Hometown): JUNEAU
is (Job title/Place of employment): OWNER / OPERATOR TAKU REEL REPAIR
(Name) holds (Listing of earned degrees like bachelor's, master's, etc.): PH.D. ECONOMICS

(Or list relevant experience to the position you are being appointed to)

Examples:

John A. Doe, 38 of Soldotna, is Director of T-Shirts & Co. Doe holds a bachelor's degree in business administration from X University and a master's degree in communications from X University.

John A. Doe, 38 of Palmer, is the owner and operator of Doe and Associates, Inc. Doe previously served as division manager at X, Inc. Doe is a certified personnel consultant.

Training and Experience

Education:

BA (economics and mathematics), Texas Christian University, 1971

MA (economics), Texas Christian University, 1972

Ph.D. (economics), University of Colorado, 1977

Employment History:

Assistant Professor of Economics, University of Wisconsin-Oshkosh, 1977 - 1982.

Associate Professor of Economics, Metropolitan State College, Denver, 1982 - 1985

Associate Professor of Economics, Rollins College, Winter Park, FL, 1985 - 1987.

Associate Professor of Economics, University Puget Sound, 1987 - 1991.

Professor of Economics, University of Alaska-Southeast in Juneau, 1991 - 2000.

Owner-Operator, Taku Reel Repair, Juneau, AK 2000 - present.

Selected Publications:

Principles of Economics. West Publishing Co., 1995. Also published as two paperback volumes, *Principles of Microeconomics* and *Principles of Macroeconomics*.

Introducing Econometrics. West Publishing Co., 1991.

Macroeconomics. Prentice-Hall, Inc. North American and English international editions published in 1988. Estonian translation, 1991.

"Diversifying the Alaskan Economy: Cultural and Economic Constraints." *Journal of Economic Issues*. June 1996. Co-author: Clive S. Thomas.

"The Alaska Permanent Fund: Good Sense or Political Expediency?" *Challenge Magazine*. September/October 1994. Co-author: Clive S. Thomas.

"Deindustrialization and Industrial Structure." *Journal of Economic Issues*. June 1988.

Relevant experience:

My academic background will make me a valuable asset to the Board of Fisheries. One of my teaching fields, Resource and Environmental Economics, is directly applicable to the work of the Board. Just as importantly, my training as an economist forces me to see the costs and benefits of any action and to see the tradeoffs involved in any decision.

I have also been an avid fisherman my entire life. My father first took me fishing when I was 4 years old -- I still remember my first fish! -- and have become only more passionate about fishing in my later years. I have been traveling to Mexico almost every year since 1980 to fish for marlin. For my 50th birthday, I took a trip to Mongolia to fish for *taimen*, the largest salmonoid in the world. And to celebrate my victory over prostate cancer, I went to Egypt to fish for Nile perch in 2007.

My passion for fish and fishing is why I want to serve on the Alaska Board of Fisheries. I will have one interest while serving on the Board: To protect the fisheries resource. Managed correctly, our children and grandchildren will enjoy the same fishing opportunities I have, and Alaska will do its job to provide excellent quality fish for the tables of the world. But if we are not careful, we'll see the Alaskan fisheries go the way of Atlantic salmon and Atlantic halibut.

William S. Brown
9150 Skywood Lane
Juneau, AK 99801



State of Alaska
Office of the Governor
P. O. Box 110001
Juneau, AK 99811-0001

RECEIVED

JAN - 5 2005

OFFICE OF THE GOVERNOR

1/1/05

Original
10116
BAC

Honorable Frank Murkowski
Governor, State of Alaska
P.O. Box 110001
Juneau, Ak. 99811

Dear Governor Murkowski,

Please consider my request for reappointment to the Alaska Board of Fisheries. I am currently serving on the Board of Fisheries; however, my term expires in June, 2005. I was appointed to my first term in January, 2003. As I noted in my first request, I have been involved in Alaska's fisheries for over 45 years. My experience includes all commercial and sport species throughout Alaska. My involvement has been as a biologist, production manager, business owner, salesman and commercial fisherman.

I am currently on the Joint Protocol Committee that meets with our counterparts on the North Pacific Fisheries Management Council, the Gulf of Alaska Groundfish Rationalization Committee, the Crab Rationalization Committee and chair the Prince William Sound Allocation Committee. I believe that my continued service on the Board and the committees can help provide continuity to process and goals of the Board of Fisheries.

I look forward to representing Alaska's resources and the fisheries stakeholders for another three years.

Sincerely,

Melvan E. Morris Jr.
Melvan E. Morris Jr.

cc: Jim Clark, Chief of Staff
Loraine Derr, Director, Boards and Commissions

Melvan E. Morris, Jr.
917 Mill Bay Rd.
Kodiak, AK 99615

Personal

Born: Kamiah, Idaho [REDACTED] Alaska Resident: 45+ years
Married, Two Children

Employment

Marketing Seafood Sales Consultant, President M&M Marketing	2000-Present Kodiak, Alaska
Vice-President, Operations Cook Inlet Processing	1991-2000 Kodiak, Alaska
General Manager All Alaska Seafoods	1982-1991 Kodiak, Alaska
President Alyeska Seafoods, Inc.	1980-82 Akutan, Alaska
General Manager Transpacific Industries	1978-1980 Seattle, Washington
General Superintendent, Operations Wakefield Seafoods	1974-1980 Seattle, Washington
Director, Quality Control, Research & Development Assistant General Superintendent Wakefield Seafoods	1968-74 Port Lions, Alaska
Assistant Area Biologist, Westward Region Alaska Department of Fish & Game	1965-68 Kodiak, Alaska
1 st Lieutenant U.S. Army	1963-65
Assistant Area Biologist, Yukon/Kuskokwim Alaska Department of Fish & Game	1961-1963 Anchorage, Alaska
Assistant Biologist Alaska Department of Fish & Game	1960-61 Anchorage, Alaska
Assistant Biologist, Territory of Alaska	1957-58 Kodiak, Alaska

Public Service

President Pioneers of Alaska, Igloo 18	2002 Kodiak, Alaska
Committee Member Future of Groundfish Committee, NPFMC	1989
President Kodiak Reduction, Inc.	1987-1990 Kodiak, Alaska
Technical Committee Member National Fisheries Institute	1974-78
President Pacific Fisheries Technologists	1974-75
Committee Member Alaska King Crab Quality Control Board	1974

Education

Bachelor of Science University of Alaska	1962 Fairbanks, Alaska
Diploma Kodiak Naval Station High School	1956 Kodiak, Alaska

References

Alvin Burch, Executive Director
Alaska Driggers Association
907-486-3910

Tim Blott, President
Kodiak Processors Association
907-486-5791

John Garner, President
North Pacific Crab Association
206-789-8522



UNITED FISHERMEN OF ALASKA

211 Fourth Street, Suite 110
Juneau, Alaska 99801-1172
(907) 586-2820
(907) 463-2545 Fax
E-Mail: ufa@ufa-fish.org
www.ufa-fish.org

March 14, 2008

Representative Craig Johnson, Co-Chair
House Resources Committee
Alaska State Legislature
State Capitol (Mail stop 3100)
Juneau, AK 99801

Dear Representative Johnson and Committee Members,

The United Fishermen of Alaska (UFA) supports the confirmation of Mel Morris and John Jensen for reappointment to the Board of Fisheries. Mr. Morris and Mr. Jensen provide experience with the Board of Fisheries process and knowledge of the State's fisheries.

UFA is Alaska's largest statewide commercial fishing trade association, representing thirty-seven Alaska commercial fishing organizations from fisheries throughout the state and its offshore waters.

We appreciate your consideration on this important matter.

Sincerely,

Mark Vinsel
Executive Director

999/Fish /037

December 28, 2004

John E. Jensen
P.O. Box 681
Petersburg, AK 99833
907-772-4635
omasou@gci.net

OFFICE OF THE GOVERNOR
Frank Murkowski, Governor
Boards and Commissions
P.O. Box 110001
Juneau, AK 99811-0001

The Honorable Frank Murkowski,

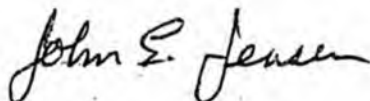
I would like to take this opportunity to thank you for my appointment to the Board of Fisheries for this past term of service; June 2002-June 2005. With this letter, I am seeking reappointment to the Alaska State Board of Fisheries for the upcoming term, June 2005-June 2008.

I feel that my first three-year term was a very valuable introduction towards my participation with the entire Board of Fish process. I have learned a great deal about the procedure and the very diverse and complex issues of the fisheries of Alaska. I believe that with this indoctrination behind me, I am better prepared and would like to continue to work on the many issues that come before the Board of Fish. I have seen the current board work well together and we have had a positive and productive three years.

My primary goal is to maintain sustainable fisheries throughout Alaska. We must continue to provide for reliable tools for the ADF&G to best manage the fisheries and provide for opportunities to optimize the product and promote harvesting efficiencies for the fisherman (sport & commercial) and the processors. Balance must be maintained between all user groups.

I thank you for this opportunity to request reappointment and appreciate your consideration for a seat on the AK Board of Fisheries.

Respectfully submitted,



John E. Jensen

BOARDS & COMMISSIONS

JAN 03 2005



STATE OF ALASKA
 OFFICE OF THE GOVERNOR
 P.O. Box 110001, Juneau, AK 99811-0001
 Phone: (907) 465-3500 Fax: (907) 465-3532

BOARDS AND COMMISSIONS APPLICATION FORM

INSTRUCTIONS

A separate application is required for each position for which you apply. Complete and specific answers will aid in rapid and accurate processing of your resume. Please type or print legibly in ink. Forward to the above address. Be sure your answers are true. A willfully false answer may result in your disqualification or removal from office if you are appointed.

Board or Commission and seat for which I am applying: BOARD OF FISHERIES
 (For example, Board of Agriculture, public seat)

Please list any other State Boards or Commissions on which you currently or previously have served:
BOARD OF FISHERIES

Name: JOHN E. JENSEN
 Mailing Address: PO BOX 681 PETERSBURG ALASKA 99833
 Residence Address: 714 SANDY BEACH RD. PETERSBURG, AK
 City, State and Zip Code: PETERSBURG ALASKA 99833
 Home or Message Telephone: 907-772-4635 Business Telephone: SAME
 Fax Number: 907-772-4635 Cell Phone: 209-3867
 Email address: omasou@gci.net

AS 39-05-100 requires that a person appointed to a state board or commission be a registered voter prior to the last general election:

Are you a registered voter: YES NO Voter Registration Number (Optional): _____

Social Security Number (Optional, required if appointed for travel reimbursement etc.): _____

Have you ever been convicted of a misdemeanor within the past five years or a felony within the past ten years?
 YES _____ NO if "YES", explain the circumstances on a separate sheet of paper and attach it to this application. A conviction is not necessarily grounds for disqualification. The number of convictions, nature, recentness, and relationship to the board position applied for, will be evaluated and a determination will be made after a review of all relevant facts.

CONFLICTS OF INTEREST: Certain boards and commissions require full disclosure of personal financial data under AS 39.50.010. If required for the board or commission for which you are applying, are you will to do so?
 YES NO _____

Could you or any member of your family be affected financially by decisions to be made by the board or commission for which you have applied? YES NO _____

If "YES", explain: members of my family are involved in ALASKA commercial fisheries.

TRAINING AND EXPERIENCE: (If resume attached, it is not necessary to complete items A-D)

- A. List any professional licenses, certifications, or registrations and dates obtained that may be used as qualifying criteria:

ATTACHED

- B. List both formal and informal education and training experiences: (Use additional paper if necessary).

ATTACHED

- C. List any community service, municipal government, and state positions held, and any awards received. Include both compensated and uncompensated positions (such as president of a service organization or a mayor). Include length of time serviced.

Petersburg Advisory Committee - for Fish + game 10 years

- D. Employment work history - paid, unpaid or voluntary: (Use additional paper of necessary).

ATTACHED

The Office of the Governor and the State of Alaska have an Affirmative Action Equal Employment Opportunity Program. To assist in the program, you are asked to voluntarily answer the following questions to provide the information necessary for reporting purposes. Under State and Federal law, the information you provide will no be used to illegally discriminate against you.

DATE OF BIRTH: [REDACTED] SEX: FEMALE _____ MALE

ETHNICITY:
Alaska Native _____ American Indian _____ Asian or Pacific Islander _____ Black _____ Hispanic _____ White

MILITARY SERVICE (if applicable, give dates): _____

CERTIFICATION: I swear the information I have entered on this form is true to the best of my knowledge. I understand that if I deliberately conceal or enter false information on the form my application may be rejected, I may be removed from the list of eligible candidates, or I may be removed from the position. I agree that the Office of the Governor may contact present or former employees or other persons who know me to obtain an additional information about my skills and abilities. I understand that the information on this application is public information and may be released through a legal request for such information.

Signature (in ink):

John E. Jones

Date:

Jan 13 2005

Please attach a current resume with your application.

John E. Jensen
P.O. Box 681
Petersburg, AK 99833
907-772-4635
omasou@aci.net

RESUME

Background: I was born in Petersburg, AK, [REDACTED]. I am a lifetime resident of Petersburg. I graduated from Petersburg High School in 1969. I attended Yakima Valley College for 1 year before purchasing my first fishing vessel and beginning my fishing career. I am a third generation Alaska fisherman. I have fished commercially since 1965. I have owned and operated five fishing vessels from 1972-2005. I have participated in fisheries in SE Alaska, Bristol Bay, Gulf of Alaska, Bering Sea/Aleutians, Alaska Peninsula, Cook Inlet, Prince William Sound, and Western Alaska. I attended Merchant Marine Training Services in Seattle, WA and acquired my Master 100 GT and Assistance Towing license.

Other Interests:

Personal: Hunting and sport fishing, camping, woodworking, reading, Alaskan history and my family and travel.

Membership:

Petersburg Lutheran Church

Public Service:

Petersburg Planning and Zoning Commission - member
Alaska State Board of Fisheries – member

Professional and Service Organizations:

United Fishermen of Alaska
Petersburg Vessel Owners Association
Southeast Alaska Fishermen's Alliance
King and Tanner Task Force – BOF liaison
Salmon Restructuring Panel – BOF member

Family: I have been married to Pamela R. (Meeks) of Petersburg, AK. Since 1972. We have two sons, Jeremy and Samuel.

Work Experience: Listed separately.

January 12, 2005

John E. Jensen
P.O. Box 681
Petersburg, Alaska 99833
907-772-4635
omasou@eci.net

RESUME COMMERCIAL FISHING HISTORY

FISHERIES

1965: This was the first year I was a paid commercial fisherman, I crewed during the halibut fishery in the summer.

1966-1967: SE AK—crew for salmon seine.
Gulf of AK—halibut crew.

1968: SE AK—salmon seine as crew.

1969-1971: Gulf of Alaska—halibut and seined salmon in
SE AK—crew for salmon seine.
Bering Sea/Aleutians—red crab crew.

1972: SE AK—salmon gillnet, I purchased my first commercial fishing boat, the F/V High Voltage; salmon seining.
Gulf of AK—crew halibut.

1973-1976: SE AK—salmon gillnet.
Gulf of AK—crew for halibut.

1977: SE AK—salmon gillnet.
Gulf of AK—crew for halibut.
Bering Sea/Aleutians—crew for red king crab.

1978-79: SE AK—salmon gillnet.
Gulf of AK—crew for halibut, tanner crab.

1980: SE AK—salmon gillnet.
Gulf of AK—crewed for halibut.

For two months I participated in the building of my boat, F/V Summer Breeze in Puyallup, WA.

1981: SE AK—salmon gillnet, halibut, experimental fishery for octopus pot fishing, Dungeness crab, tanner crab and herring gillnet.

1982: SE AK—halibut, tanner /red crab, salmon gillnet, herring gillnet, herring seining as crew.

Bristol Bay—salmon gillnet, herring gillnet.

1983: SE AK—halibut, tanner/red crab, salmon gillnet, herring gillnet, octopus pot fishing.

Bristol Bay—herring gillnet, salmon gillnet

1984: SE AK—halibut, tanner/red crab, Dungeness, salmon gillnet, herring gillnet.

Bristol Bay—salmon gillnet, herring gillnet.

Togiak/Security Cove/Goodnews Bay—herring gillnet, roe on kelp.

1985: SE AK—halibut, tanner, salmon gillnet, herring gillnet.

Bristol Bay—herring seine, salmon gillnet.

Norton Sound—herring gillnet as crew.

1986: SE AK—halibut, tanner crab, Dungeness crab.

Bristol Bay—herring seining/salmon gillnet.

SE AK—skipper for salmon tendering

1987-1989: SE AK—tanner crab, halibut.

1987: Prince William Sound—tendered for herring with a 58' vessel as skipper.

Alaska Peninsula—salmon drift gillnet.

1990-1993 SE AK—tanner crab, halibut, salmon gillnet. I skippered a 96' king crab/tender for salmon tendering.

1991: Dungeness crab.

1992: Blackcod.

1993-1995: SE AK—tanner/red/Dungeness crab, halibut and some salmon gillnetting.

1996-1998: SE Alaska—tanners/red crab, Dungeness crab.

1997-2005: SE Alaska: tanners/ red crab(when there was a season)/brown crab, Dungeness crab. F/V Logan T, F/V Coral, F/V Mariner II

Gulf of AK/SE: F/V Westerly—crew for halibut/blackcod

2002

SE Alaska: F/V Westerly—Skipper for salmon tendering

2003

SE Alaska: F/V Westerly—Skipper for salmon tendering

John E. Jensen
P.O. Box 681
Petersburg, AK 99833

Resume

FISHING VESSELS: Owned and Operated

1972-1979	F/V High Voltage	33' Fiberglass Gillnet/Longline
1980-1991	F/V Summer Breeze	36' Aluminum Gillnet/Crab/Longline
1982-1989	F/V Pamela Rae	32' Aluminum Bristol Bay Gillnet/Seine
1989-1993	F/V Perseverance	46' Fiberglass Seine/Crab
2003-05	F/V Mariner II	32' Fiberglass Gillnet/Crab/Longline

OTHER FISHING VESSELS:

F/V Symphony
F/V Westerly (old)
F/V Johnny L
F/V Chichagof
F/V Viking Queen
F/V Adventure
F/V Tani Rae
F/V Westerly (new)
F/V Coral
F/V Theresa Marie
F/V Logan T
F/V Galatea



UNITED FISHERMEN OF ALASKA

211 Fourth Street, Suite 110
Juneau, Alaska 99801-1172
(907) 586-2820
(907) 483-2545 Fax
E-Mail: ufa@ufa-fish.org
www.ufa-fish.org

March 14, 2008

Representative Craig Johnson, Co-Chair
House Resources Committee
Alaska State Legislature
State Capitol (Mail stop 3100)
Juneau, AK 99801

Dear Representative Johnson and Committee Members,

The United Fishermen of Alaska (UFA) supports the confirmation of Mel Morris and John Jensen for reappointment to the Board of Fisheries. Mr. Morris and Mr. Jensen provide experience with the Board of Fisheries process and knowledge of the State's fisheries.

UFA is Alaska's largest statewide commercial fishing trade association, representing thirty-seven Alaska commercial fishing organizations from fisheries throughout the state and its offshore waters.

We appreciate your consideration on this important matter.

Sincerely,

Mark Vinsel
Executive Director



March 16, 2008

Senate Resources Co-Chairs Craig Johnson and Carl Gatto
Alaska State Capitol,
Juneau, Alaska 99801

Chairmen

SEAS has been working on the enhancement, protection and the betterment of our salmon resource since 1968. That's 6 years before UFA was founded.

The board of fisheries is one of our most important groups and venues for our constituents, which include 137 current members, representing nearly 700 fishermen including crews, along with 59 businesses which provide transportation, supplies and maintenance for our fleet.

We have thought long and hard about the direction that the current administration has taken regarding commercial fishing as well as the relationship to the sport, charter, personal use and subsistence community. We are of the opinion that the current administration is on the right course.

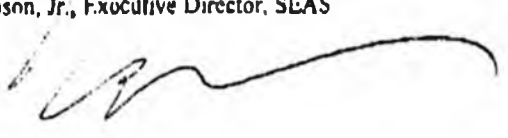
We support the appointments of Board of Fisheries Chairman Mel Morris, Vice-Chair John Jensen and new member Bill Brown.

We understand the frustration with the growing salmon resource issues occurring in the upper Cook Inlet region. The situation is a complex one at best. We don't pretend to have the answers there but certainly the rest of the state needs a functioning, multifaceted, diverse board of fisheries and that's what we have here.

Thanks for your consideration of our request that your committee pass these names on to the joint legislative bodies for confirmation.

Sincerely


Dan Castle, President of Southeast Alaska Seiners Association (SEAS)


Bob Thorstenson, Jr., Executive Director, SEAS

Southeast Alaska Fishermen's Alliance

9369 North Douglas Highway

Juneau, AK 99801

Phone 907-586-6652

Fax 907-523-1168

Website: <http://www.seafa.org>E-mail: seafa@gci.net

March 16, 2008

House Resources**Representative Carl Gatto, Co-Chair****Representative Craig Johnson, Co-Chair****Alaska State Legislature****State Capitol, Room 126****Juneau, AK 99801****RE: Board of Fish Appointments**

Southeast Alaska Fishermen's Alliance (SEAFSA) supports the re-appointment of Mel Morris and John Jensen. We have previously worked with these two board members during the last Southeast cycle and found them to be accessible to all members of the public, and responsible in their duties as a board of fish member for the protection of the resource. We also believe that it is important to retain some historical knowledge on the board of fish from cycle to cycle regarding actions previously taken by the Board. Both of these members have participated previously during the Southeast Board of Fish cycle and have knowledge of Southeast issues such as the Pacific Salmon Treaty, the new directed king salmon fisheries that were negotiated and established last Board of Fish cycle.

Southeast Alaska Fishermen's Alliance is a non-profit, membership based organization that represents our members involved in the commercial salmon, crab, shrimp and longline fisheries of Southeast Alaska.

Sincerely,

A handwritten signature in black ink that reads "Kathy Hansen" with a horizontal line extending to the right.

Kathy Hansen
Executive Director



UNITED FISHERMEN OF ALASKA

211 Fourth Street, Suite 110
Juneau, Alaska 99801-1172
(907) 586-2820
(907) 463-2545 Fax
E-Mail: ufa@ufa-fish.org
www.ufa-fish.org

March 28, 2008

Representative Craig W. Johnson
Alaska State Legislature
State Capitol (Mail Stop 3100)
Juneau, AK 99801

Dear Representative Johnson,

United Fishermen of Alaska (UFA) supports the reappointment of Mel Morris and John Jensen to the Alaska Board of Fisheries. During their two terms of service on the Board, Mr. Morris and Mr. Jensen have shown fairness in listening to the public, the ability to analyze complicated issues, and the dedication to public service that is required on the Board.

UFA is Alaska's largest statewide commercial fishing trade association, representing thirty-seven Alaska commercial fishing organizations from fisheries throughout the state and its offshore waters.

We ask that you support Mel Morris and John Jensen in the legislative confirmation process.

Sincerely,

Joe Childers
President

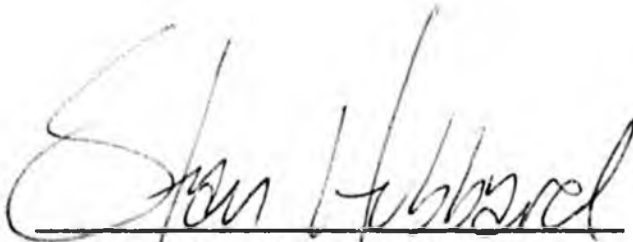
Mark Vinsel
Executive Director



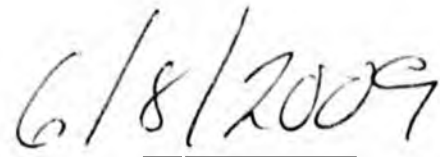
RECORDS CERTIFICATION



I, the undersigned, an employee of the State of Alaska, do hereby certify that the microfilm images on this microform are accurate reproductions of the original records of the State of Alaska as accumulated during the regular course of business, and that it is the established policy and practice of this State to microfilm its records and to dispose of the original documents after microfilm reproductions have been made.



Signature of Camera Operator



Date

EX.

ORDER

114

COMMITTEE REPORT

Date: 2/29/08

Mr. Speaker:


The Resources Committee considered:

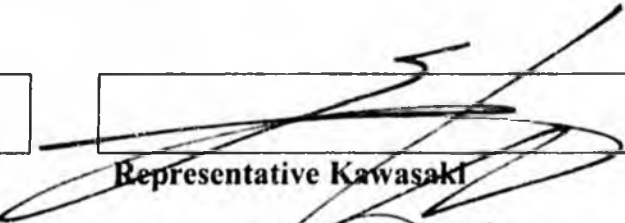
EXECUTIVE ORDER NO. 114

Transferring back certain functions relating to the protection of fish habitat in rivers, lakes, and streams of the state, and related functions regarding fish and game protection, from the deputy commissioner of the Department of Natural Resources to the Department of Fish and Game and making other related transfers of functions from the Department of Natural Resources to the Department of Fish and Game.


and recommends

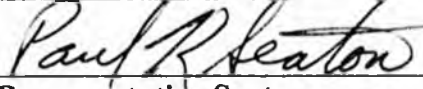
- Approval
- Disapproval
- Attach a House Special Concurrent Resolution



Representative Fairclough


Representative Kawasaki

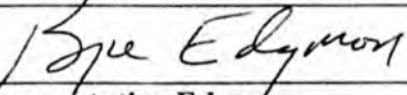

Representative Roses

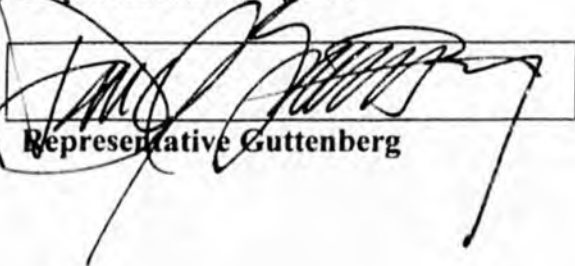

Representative Gatto, Co-Chair


Representative Seaton


Representative Johnson, Co-Chair


Representative Wilson


Representative Edgmon


Representative Guttenberg



Official Business

Alaska State Legislature

House of Representatives

Office of the Chief Clerk

State Capitol, Room 216
Juneau, AK 99801-1132
Phone: (907) 465-3725
Fax: (907) 465-5334

February 13, 2008

MEMORANDUM

TO: Resources Committee

FROM: Suzi Lowell, Chief Clerk, *SL*

SUBJECT: Executive Order No. 114

The Speaker referred Executive Order No. 114 to the Resources Committee. Unless disapproved by a special concurrent resolution, the order becomes effective in 60 days (Article III, Section 23 of the Alaska Constitution). The 60th day is April 12, 2008.

Please return all pertinent information to the Chief Clerk's Office on or before that date.

Alaska State Legislature: UNIFORM RULES

Rule 49. Resolutions.

(a) The only type of instrument other than a bill or citation authorized under these Uniform Rules is a resolution. The types and uses of resolutions are as follows:

(1) A simple resolution is a formalized motion passed by one house only and bearing the heading "House Resolution" or "Senate Resolution". It may be used to express the will, wish, view, opinion, sympathy, or request of the house adopting it. The simple resolution shall be used to establish a special committee. It does not require committee referral, three readings, or a roll call vote. Approval of a simple resolution requires a majority vote of the full membership of the house.

(2) A special resolution headed "House Special Resolution" or "Senate Special Resolution" is used only for the purpose of expelling a member under provisions of Sec. 12, Art. II, of the State Constitution. The special resolution requires a referral to the Rules Committee, three readings, and a two-thirds vote of the full membership of the house for approval.

(3) A concurrent resolution is similar to the simple resolution but reflects the will, wish, view or decision of both houses speaking concurrently. It is used particularly to handle the internal business of the legislature, e.g., adjournment of the legislature, suspension and amendment of the Uniform Rules, requesting action of executive agencies and interim committees, and fixing the time and place for joint assemblies. This resolution is also used for establishing joint committees. This resolution does not require committee referral, three readings, or anything other than approval of a majority vote of the full membership of each house unless otherwise required by the rules.

(4) A special concurrent resolution is employed to consider disapproval of an executive order of the governor laid before the legislature under provisions of Sec. 23, Art. III, of the State Constitution. This resolution must be considered by a standing committee of each house and may be adopted by a majority vote of the full membership of the legislature in joint session without recourse to three readings.

SARAH PALIN
GOVERNOR

GOVERNOR@GOV.STATE.AK.US

P.O. Box 110001
JUNEAU, ALASKA 99811-0001
(907) 465-3500
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STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

February 12, 2008

The Honorable John Harris
Speaker of the House
Alaska State Legislature
State Capitol, Room 208
Juneau, AK 99801-1182

Dear Speaker Harris:

Under the authority of art. III, sec. 23, of the Alaska Constitution, I am transmitting an Executive Order transferring back certain functions relating to the protection of fish habitat in rivers, lakes, and streams of the state, and related functions regarding fish and game protection, from the deputy commissioner of the Department of Natural Resources to the Department of Fish and Game and making other related transfers of functions from the Department of Natural Resources to the Department of Fish and Game.

This Executive Order essentially reverses the effects of Executive Order 107, by restoring the functions of the Department of Natural Resources with respect to habitat management and permitting to the Department of Fish and Game, where they had always resided before 2003. The mission and functions of habitat permitting are better aligned with the overall mission and structure of ADF&G. Locating habitat within ADF&G will be more efficient, improve communications and avoid duplication of efforts while allowing habitat permitting to operate in the same manner it has at the Department of Natural Resources to encourage responsible development and protect Alaska's resources. This Order also reassigns duties under the Forest Resources and Practices Act from the state forester back to the commissioner of the Department of Natural Resources, restoring the pre-2003 balance resulting from having separate agency heads focusing on stream preservation and forest stewardship.

The Honorable John Harris
February 12, 2008
Page 2

Section 1 of the Order contains the formal findings underlying this action, which are summarized above.

Sections 2 and 3 of the Order take most of the functions of the Department of Natural Resources with respect to habitat management and permitting, and restore those functions to the Department of Fish and Game under the Fish and Game Code (AS 16.05), including statutes setting fishway and hatchery requirements, protecting fish and game habitat in anadromous streams, requiring construction and use permits for anadromous streams, and setting out exemptions and penalties.

Sections 4 and 5 of the Order delete references to AS 41.14 from the general provisions of the Fish and Game Code (AS 16.05), and restore references to sections newly restored to the Fish and Game Code by secs. 2 and 3 of the Order.

Section 6 of the Order deletes references in AS 16.20.070 to sections removed from Title 41, and replaces the deleted references with references to the newly restored sections in the Fish and Game Code (AS 16.05).

Sections 7 - 35 of the Order restore, to their pre-2003 balance, the separate functions of the Department of Fish and Game and the Department of Natural Resources under the Forest Resources and Practices Act (AS 41.17). These sections delete references to a deputy commissioner of the Department of Natural Resources and restore the functions of that position to the Department of Fish and Game. In these same sections, functions that had been delegated down to the state forester in Executive Order 107 are restored to the commissioner of the Department of Natural Resources. Also, references to sections removed from Title 41 are deleted, and replaced with references to the newly restored sections in the Fish and Game Code (AS 16.05).

Sections 36 and 37 of the Order delete references to AS 41.14 from AS 44.62.330 and AS 46.15.020, replace the deleted references with references to the newly restored sections in the Fish and Game Code (AS 16.05), and make conforming changes to reflect changes made by secs. 2 - 5 of the Order.

Section 38 of the Order repeals all of the sections in Titles 41 and 44 that had been created under Executive Order 107, as all such functions are now restored to the Department of Fish and Game under the Fish and Game Code (AS 16.05).

Section 39 of the Order adds a section to the uncodified laws of the State of Alaska to protect the retirement status of certain former Department of Fish and Game employees who were transferred by Executive Order 107 to the Department of Natural

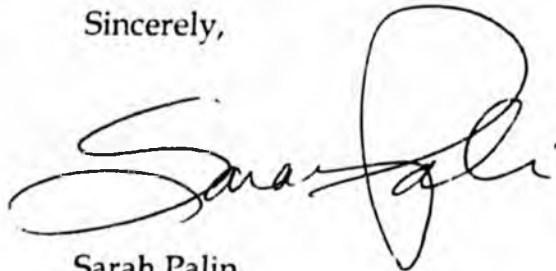
The Honorable John Harris
February 12, 2008
Page 3

Resources, and who may now be transferred back to the Alaska Department of Fish and Game.

Section 40 of the Order adds a transition provision to the uncodified laws of the State of Alaska, providing that litigation, hearings, investigations, and other proceedings, as well as regulations and contract rights, liabilities, and obligations will not be adversely affected by the transfers of duties embodied in this Order.

Section 41 of the Order sets the effective date for the Order of July 1, 2008.

Sincerely,

A handwritten signature in black ink, appearing to read "Sarah Palin". The signature is fluid and cursive, with a large loop at the end of the last name.

Sarah Palin
Governor

Enclosure

Introduced in the House: 2/13/08
 Referred: Resources

Introduced in the Senate: 2/13/08
 Referred: Resources

EXECUTIVE ORDER NO. 114

1 Under the authority of art. III, sec. 23, of the Alaska Constitution, I order the following:

2 * **Section 1.** The uncodified law of the State of Alaska is amended by adding a new
 3 section to read:

4 FINDINGS. As governor, I find that the transfer back of certain functions relating to
 5 the protection of fish habitat in rivers, lakes, and streams of the state, and related functions
 6 regarding fish and game protection, from a deputy commissioner of natural resources to the
 7 Department of Fish and Game, would be in the best interests of efficient administration. To
 8 restore the statutory balance between stream preservation and forest stewardship, the role
 9 currently assigned to the state forester in the division of forestry, Department of Natural
 10 Resources, is transferred back to the commissioner of natural resources under AS 41.17
 11 (Forest Resources and Practices Act).

12 * **Sec. 2.** AS 16.05 is amended by adding new sections to read:

13 **Sec. 16.05.841. Fishway required.** If the commissioner considers it
 14 necessary, every dam or other obstruction built by any person across a stream
 15 frequented by salmon or other fish shall be provided by that person with a durable
 16 and efficient fishway and a device for efficient passage for downstream migrants.
 17 The fishway or device or both shall be maintained in a practical and effective manner
 18 in the place, form, and capacity the commissioner approves for which plans and
 19 specifications shall be approved by the department upon application. The fishway or
 20 device shall be kept open, unobstructed, and supplied with a sufficient quantity of
 21 water to admit freely the passage of fish through it.

22 **Sec. 16.05.851. Hatchery required.** If a fishway over a dam or obstruction is
 23 considered impracticable by the commissioner because of cost, the owner of the dam

1 or obstruction, in order to compensate for the loss resulting from the dam or
2 obstruction shall, at the owner's option

3 (1) pay a lump sum acceptable to the commissioner to the state fish
4 and game fund:

5 (2) convey to the state a site of a size satisfactory to the
6 commissioner at a place mutually satisfactory to both parties, and erect on it a fish
7 hatchery, rearing ponds, necessary buildings, and other facilities according to plans
8 and specifications furnished by the commissioner, and give a good and sufficient
9 bond to furnish water, lights, and necessary money to operate and maintain the
10 hatchery and rearing ponds; or

11 (3) enter into an agreement with the commissioner, secured by good
12 and sufficient bond, to pay to the fish and game fund the initial amount of money and
13 annual payments thereafter that the commissioner considers necessary to expand,
14 maintain, and operate additional facilities at existing hatcheries within a reasonable
15 distance of the dam or obstruction.

16 **Sec. 16.05.861. Penalty for violating fishway and hatchery requirements.**

17 (a) The owner of a dam or obstruction who fails to comply with AS 16.05.841 or
18 16.05.851 or a regulation adopted under AS 16.05.841 or 16.05.851 within a
19 reasonable time specified by written notice from the commissioner is guilty of a
20 misdemeanor, and is punishable by a fine of not more than \$1,000. Each day the
21 owner fails to comply constitutes a separate offense.

22 (b) In addition to the fine, the dam or other obstruction managed, controlled,
23 or owned by a person violating AS 16.05.841 or 16.05.851 or a regulation adopted
24 under AS 16.05.841 or 16.05.851 is a public nuisance and is subject to abatement.

25 * **Sec. 3.** AS 16.05 is amended by adding new sections to read:

26 **Sec. 16.05.871. Protection of fish and game.** (a) The commissioner shall, in
27 accordance with AS 44.62 (Administrative Procedure Act), specify the various
28 rivers, lakes, and streams or parts of them that are important for the spawning,
29 rearing, or migration of anadromous fish.

30 (b) If a person or governmental agency desires to construct a hydraulic
31 project, or use, divert, obstruct, pollute, or change the natural flow or bed of a

1 specified river, lake, or stream, or to use wheeled, tracked, or excavating equipment
 2 or log-dragging equipment in the bed of a specified river, lake, or stream, the person
 3 or governmental agency shall notify the commissioner of this intention before the
 4 beginning of the construction or use.

5 (c) The commissioner shall acknowledge receiving the notice by return first
 6 class mail. If the commissioner determines that the following information is required,
 7 the letter of acknowledgement shall require the person or governmental agency to
 8 submit to the commissioner:

9 (1) full plans and specifications of the proposed construction or work;

10 (2) complete plans and specifications for the proper protection of fish
 11 and game in connection with the construction or work, or in connection with the use;
 12 and

13 (3) the approximate date the construction, work, or use will begin.

14 (d) The commissioner shall approve the proposed construction, work, or use
 15 in writing unless the commissioner finds the plans and specifications insufficient for
 16 the proper protection of fish and game. Upon a finding that the plans and
 17 specifications are insufficient for the proper protection of fish and game, the
 18 commissioner shall notify the person or governmental agency that submitted the
 19 plans and specifications of that finding by first class mail. The person or
 20 governmental agency may, within 90 days of receiving the notice, initiate a hearing
 21 under AS 44.62.370. The hearing is subject to AS 44.62.330 - 44.62.630.

22 **Sec. 16.05.881. Construction without approval prohibited.** If a person or
 23 governmental agency begins construction on a work or project or use for which
 24 notice is required by AS 16.05.871 without first providing plans and specifications
 25 subject to the approval of the commissioner for the proper protection of fish and
 26 game, and without first having obtained written approval of the commissioner as to
 27 the adequacy of the plans and specifications submitted for the protection of fish and
 28 game, the person or agency is guilty of a misdemeanor. If a person or governmental
 29 agency is convicted of violating AS 16.05.871 - 16.05.896 or continues a use, work,
 30 or project without fully complying with AS 16.05.871 - 16.05.896, the use, work, or
 31 project is a public nuisance and is subject to abatement. The cost of restoring a

1 specified river, lake, or stream to its original condition shall be borne by the violator
2 and shall be in addition to the penalty imposed by the court.

3 **Sec. 16.05.891. Exemption for emergency situations.** In an emergency
4 arising from weather or stream flow conditions, the commissioner, through
5 authorized representatives, shall issue oral permits to a riparian owner for removing
6 obstructions or for repairing existing structures without the necessity of submitting
7 prepared plans and specifications as required by AS 16.05.871.

8 **Sec. 16.05.896. Penalty for causing material damage.** If a person or
9 governmental agency fails to notify the commissioner of any construction or use that
10 causes material damage to the spawning beds or prevents or interferes with the
11 migration of anadromous fish, or by neglect or noncompliance with plans and
12 specifications required and approved by the commissioner causes material damage to
13 the spawning beds or prevents or interferes with the migration of anadromous fish,
14 the person or governmental agency shall be guilty of a misdemeanor.

15 **Sec. 16.05.901. Penalty for violations of AS 16.05.871 - 16.05.896.** (a) A
16 person who violates AS 16.05.871 - 16.05.896 is guilty of a class A misdemeanor.

17 (b) The court shall transmit the proceeds of all fines to the proper state
18 officer for deposit in the general fund of the state.

19 * **Sec. 4.** AS 16.05.920(a) is amended to read:

20 (a) Unless permitted by AS 16.05 - AS 16.40 [, BY AS 41.14,] or by
21 regulation adopted under AS 16.05 - AS 16.40 [OR AS 41.14], a person may not
22 take, possess, transport, sell, offer to sell, purchase, or offer to purchase fish, game,
23 or marine aquatic plants, or any part of fish, game, or aquatic plants, or a nest or egg
24 of fish or game.

25 * **Sec. 5.** AS 16.05.925(a) is amended to read:

26 (a) Except as provided in AS 16.05.430, 16.05.665, 16.05.722, 16.05.723,
27 16.05.783, 16.05.831, 16.05.861, and 16.05.905, [AND AS 41.14.860,] a person
28 who violates AS 16.05.920 or 16.05.921, or a regulation adopted under this chapter
29 or AS 16.20, is guilty of a class A misdemeanor.

30 * **Sec. 6.** AS 16.20.070 is amended to read:

31 **Sec. 16.20.070. Relationship to other laws.** AS 16.20.050 and 16.05.060 do

1 not affect AS 16.05.871 - 16.05.891 [AS 41.14.870 - 41.14.890].

2 * Sec. 7. AS 41.17.010 is amended to read:

3 **Sec. 41.17.010. Declaration of intent.** The legislature declares that

4 (1) the forest resources of Alaska are among the most valuable
5 natural resources of the state, and furnish timber and wood products, fish and
6 wildlife, tourism, outdoor recreation, water, soil, air, minerals, and general health
7 and welfare;

8 (2) economic enterprises and other activities and pursuits derived
9 from forest resources warrant the continuing recognition and support of the state;

10 (3) the state has a fundamental obligation to ensure that management
11 of forest resources guarantees perpetual supplies of renewable resources, provides
12 nonrenewable resources in a manner consistent with that obligation, and serves the
13 needs of all Alaska for the many products, benefits, and services obtained from them;

14 (4) government administration of forest resources should combine
15 professional management services, regulatory measures, and economic incentives in
16 a complementary fashion, and should draw upon the expertise of professional
17 foresters in conjunction with other disciplines;

18 (5) under the leadership of the Department of Environmental
19 Conservation as lead agency, the state should exercise its full responsibility and
20 authority for control of nonpoint source pollution with respect to the Federal Water
21 Pollution Control Act, as amended;

22 (6) subject to AS 41.17.098(c), the provisions of this chapter, and
23 regulations adopted under this chapter, with the approval of the Department of
24 Environmental Conservation, establish the nonpoint source pollution requirements
25 under state law and sec. 319 of the Clean Water Act for activities subject to this
26 chapter;

27 (7) except for activities subject to AS 16.05.841 or 16.05.871
28 [AS 41.14.840 OR 41.14.870] and regulations authorized by those sections, this
29 chapter and regulations adopted under this chapter establish the fish habitat
30 protection standards, policies, and review processes under state law.

31 * Sec. 8. AS 41.17.041(e) is amended to read:

1 (e) The division shall serve as staff to the board. The department, the
2 Department of Fish and Game [DEPUTY COMMISSIONER], and the Department
3 of Environmental Conservation shall provide technical staffing and information as
4 needed by the board.

5 * Sec. 9. AS 41.17.047(c) is amended to read:

6 (c) The board, working with the department [DIVISION], the Department
7 of Environmental Conservation, the Department of Fish and Game [DEPUTY
8 COMMISSIONER], other affected agencies and parties, and the forest-dependent
9 industries, shall conduct an annual survey of research needs related to forest
10 practices. The board shall review research proposals and shall make
11 recommendations to promote research projects that would address these needs to the
12 governor and the legislature.

13 * Sec. 10. AS 41.17.047(d) is amended to read:

14 (d) The board shall coordinate the monitoring of the implementation and
15 effectiveness of this chapter, the regulations, and best management practices adopted
16 under this chapter in meeting state water quality standards, fish and wildlife habitat
17 requirements, and other forestry objectives. The board shall report annually to the
18 governor on the effectiveness of this chapter and regulations adopted under it, with
19 its recommendations for changes and for needed research and monitoring. The board
20 shall notify the legislature that the annual report is available. The state forester, the
21 Department of Fish and Game [DEPUTY COMMISSIONER], and the Department
22 of Environmental Conservation shall each present an annual report, independently, to
23 the board on the effectiveness of this chapter, the regulations, and best management
24 practices adopted under this chapter that protect the resources for which they have
25 statutory responsibility, and shall make recommendations for changes to correct
26 procedural or substantive problems. The board shall include the reports as part of its
27 annual report. The board shall hold hearings at least once annually in southeast,
28 southcentral, and interior Alaska for purposes of taking public testimony on the
29 subjects.

30 * Sec. 11. AS 41.17.055 is amended to read:

31 Sec. 41.17.055. Powers and duties of the commissioner [STATE

1 **FORESTER]**. (a) The commissioner [STATE FORESTER] may designate and
2 operate experimental and research forests on state land consistent with the limitations
3 of AS 38.05.300. Laboratories and other facilities may be employed in conjunction
4 with those forests.

5 (b) The comr-issioner [STATE FORESTER] may establish and maintain
6 forest vegetation nurseries and greenhouses for planting stock to be made available,
7 with or without charge, to organizations, institutions, government agencies,
8 individuals, and businesses for reforestation, afforestation, and related purposes.

9 (c) The commissioner [STATE FORESTER] is authorized to undertake
10 cooperative forestry programs, extension services, and education programs, and to
11 otherwise offer a full range of professional management services to the interested
12 public. When the commissioner [STATE FORESTER] considers it beneficial, the
13 commissioner [STATE FORESTER] may participate in federal assistance programs
14 by accepting assistance in whatever form offered.

15 (d) The commissioner [STATE FORESTER] may develop regulations
16 under this chapter as part of the state program for control of nonpoint source
17 pollution under the Federal Water Pollution Control Act, as amended. However, the
18 Department of Environmental Conservation is the lead agency for water quality and
19 control of nonpoint source pollution under that Act, and the regulations are therefore
20 subject to the approval of the commissioner of environmental conservation.

21 (e) In the administration of this chapter, the commissioner [STATE
22 FORESTER] shall consult with and draw upon the expertise of interested
23 organizations, enterprises, individuals, government agencies, educational institutions,
24 and landowners. The commissioner [STATE FORESTER] may enter into
25 cooperative agreements and contracts with them to carry out this chapter.

26 (f) The commissioner [STATE FORESTER] shall locate department
27 personnel with forestry expertise throughout the state to facilitate public access to
28 professional management services and other forest resources programs.

29 (g) The commissioner [STATE FORESTER] may take other actions
30 necessary and proper for the administration of this chapter, including the adoption of
31 regulations under AS 44.62 (Administrative Procedure Act) and AS 41.17.047.

1 * **Sec. 12.** AS 41.17.070(a) is amended to read:

2 (a) The commissioner [STATE FORESTER] shall develop and continually
3 maintain a long-range plan for the administration of this chapter that demonstrates
4 that the provisions of AS 41.17.010 are being recognized and that the standards of
5 AS 41.17.060 are being met. The commissioner [STATE FORESTER] shall
6 maintain a current inventory or assessment of timber on forest land to assist in
7 meeting the requirements of this section.

8 * **Sec. 13.** AS 41.17.070(b) is amended to read:

9 (b) To maintain a record of division decision making for public and agency
10 review, the commissioner [STATE FORESTER] shall compile and index each
11 decision made under this chapter regarding directives, stop work orders, waivers
12 from requirements, decisions of hearing officers, and decisions on appeals. The
13 commissioner [STATE FORESTER] shall submit a summary of this record
14 annually to the board.

15 * **Sec. 14.** AS 41.17.080 is amended to read:

16 **Sec. 41.17.080. Regulations.** (a) The commissioner [STATE FORESTER]
17 may adopt regulations necessary to accomplish the purposes of this chapter under
18 AS 44.62 (Administrative Procedure Act) regarding forest practices such as

19 (1) road construction and maintenance, including

20 (A) road location, construction, maintenance, and post-
21 operation management or removal;

22 (B) landing location and construction;

23 (C) drainage structures;

24 (D) material sources and spoil disposal sites;

25 (2) timber harvesting, including

26 (A) timber harvest unit planning and design;

27 (B) felling and bucking;

28 (C) cable yarding, shovel, tractor, and wheeled skidder
29 systems;

30 (D) landing clean-up;

31 (E) slash disposal;

1 (3) log transfer, sort yards, and storage facilities, including

2 (A) location, design, and construction;

3 (B) maintenance;

4 (C) closure;

5 (D) log storage, rafting, and identification;

6 (4) reforestation, including

7 (A) site preparation and rehabilitation;

8 (B) prescribed burning;

9 (C) exemptions from reforestation requirements;

10 (5) prevention and suppression of forest insects and diseases;

11 (6) salvage logging;

12 (7) vegetative management; and

13 (8) fire and flood hazard management.

14 (b) The commissioner [STATE FORESTER] shall adopt regulations
15 specifying the information to be submitted under AS 41.17.090(c) in the detailed
16 plan of operations to enable the division to determine whether the activities comply
17 with the requirements of this chapter.

18 (c) The commissioner [STATE FORESTER] may establish regions,
19 districts, or other subdivisions of forest land in the state in which different
20 regulations apply to reflect varying conditions in the state or to facilitate
21 administration. In adopting regulations, the commissioner [STATE FORESTER]
22 shall make appropriate distinctions between public and private land.

23 (d) The commissioner [STATE FORESTER] shall adopt only those
24 regulations necessary to accomplish the purposes of this chapter and shall avoid
25 regulations that increase operating costs without yielding significant benefits to
26 public resources.

27 * Sec. 15. AS 41.17.087(b) is amended to read:

28 (b) The commissioner [STATE FORESTER] shall adopt regulations that
29 specify the standards under which a variation will be granted for harvesting timber
30 within the riparian area of

31 (1) a low gradient Type I-A water body with a width of five feet or

1 less: and

2 (2) other appropriate water body types.

3 * Sec. 16. AS 41.17.087(c) is amended to read:

4 (c) A determination by the state forester under (a) of this section and
5 regulations by the commissioner [STATE FORESTER] under (b) of this section
6 shall give due deference under AS 41.17.098.

7 * Sec. 17. AS 41.17.090(b) is amended to read:

8 (b) A forest landowner, timber owner, or operator may provide to the
9 commissioner [STATE FORESTER] a voluntary plan of operations that describes
10 the long-term plans for timber harvesting. The purpose of a voluntary plan is to give
11 the division and the public an early opportunity to review plans, to identify areas of
12 concern, and to allow the agencies and the public to provide local knowledge and
13 early notice of potential problems to the forest landowner, timber owner, or operator.

14 * Sec. 18. AS 41.17.090(d) is amended to read:

15 (d) Within five days after receipt of a detailed plan of operations under (c) of
16 this section, the state forester shall distribute the information received under (c) of
17 this section to [THE DEPUTY COMMISSIONER,] affected state agencies[,] and
18 coastal districts, and shall distribute the information received under (c)(1) of this
19 section to each member of the public who has asked to receive copies of notifications
20 for the affected area.

21 * Sec. 19. AS 41.17.090(e) is amended to read:

22 (e) Within 30 days after receipt of a detailed plan of operations, the state
23 forester shall review the plan to determine if the operations are consistent with this
24 chapter and regulations adopted under this chapter. Operations may begin under the
25 plan upon the expiration of the 30-day period or upon notice from the state forester
26 that the review has been completed, whichever occurs first, unless the division has
27 issued a stop work order for a particular portion of the plan or has notified the
28 operator that a one-time, 10-day extension is necessary for agency review under
29 AS 41.17.098(f). The operator may proceed with operations not covered by the stop
30 work order, notice of field inspection, or the agency review. During the review of a
31 detailed plan of operations, if a question arises concerning the proper classification

1 of water body type for purposes of the standards in AS 41.17.116(a), the
2 Department of Fish and Game [DEPUTY COMMISSIONER] may resolve the
3 question.

4 * Sec. 20. AS 41.17.098(a) is amended to read:

5 (a) In administering this chapter, the commissioner [STATE FORESTER]
6 shall coordinate with other agencies [, THE DEPUTY COMMISSIONER,] and
7 affected coastal districts that have jurisdiction over activities subject to regulation
8 under this chapter.

9 * Sec. 21. AS 41.17.098(b) is amended to read:

10 (b) In a review or implementation of a detailed plan of operations under
11 AS 41.17.090 and in a decision on a proposed variation from requirements under
12 AS 41.17.087, the commissioner [STATE FORESTER] shall consider the
13 comments of [THE DEPUTY COMMISSIONER,] each affected state agency and,
14 where applicable, coastal districts.

15 * Sec. 22. AS 41.17.098(c) is amended to read:

16 (c) The commissioner [STATE FORESTER] shall give due deference to the
17 Department of Environmental Conservation in decisions concerning water quality.
18 The commissioner of environmental conservation retains the authority to adopt
19 nonpoint source pollution regulations for activities subject to this chapter to the
20 extent that regulations are not adopted by the commissioner of natural resources
21 [STATE FORESTER] and approved by the commissioner of environmental
22 conservation under this chapter. The commissioner of environmental conservation
23 may withdraw approval of regulations adopted by the commissioner of natural
24 resources [STATE FORESTER] under this chapter by following the procedure for
25 the adoption, amendment, and repeal of regulations under AS 44.62.180 - 44.62.290.

26 * Sec. 23. AS 41.17.098(d) is amended to read:

27 (d) The commissioner [STATE FORESTER] shall recognize the expertise
28 of the Department of Fish and Game [DEPUTY COMMISSIONER] with regard to
29 fish and wildlife habitat. On private land the commissioner [STATE FORESTER]
30 shall give due deference to the Department of Fish and Game [DEPUTY
31 COMMISSIONER] regarding effects on fish habitat from timber operations

1 including variations to riparian standards, designation of alternative site-specific
2 riparian protection plans, and road location decisions within riparian areas. On public
3 land, the commissioner [STATE FORESTER] shall give due deference to the
4 Department of Fish and Game [DEPUTY COMMISSIONER] regarding effects on
5 fish and wildlife habitat from timber operations including timber harvest in riparian
6 areas, variations to riparian standards, and road location decisions within riparian
7 areas. In making decisions under AS 41.17.087, the commissioner [STATE
8 FORESTER] shall recognize fish habitat as the primary value in riparian areas.

9 * Sec. 24. AS 41.17.098(e) is amended to read:

10 (e) In this section, "due deference" means that deference that is appropriate
11 in the context of the agency's [OR DEPUTY COMMISSIONER'S] expertise and
12 area of responsibility and all the evidence available to support a factual assertion.
13 Where due deference is given, if the commissioner [STATE FORESTER] does not
14 agree with a commenting agency [OR THE DEPUTY COMMISSIONER], the
15 commissioner [STATE FORESTER] shall prepare a written statement of the
16 reasons for the disagreement.

17 * Sec. 25. AS 41.17.110 is amended to read:

18 **Sec. 41.17.110. Conversion of forest land to other uses.** An intention to
19 convert forest land to other uses after timber harvesting may be stated in the
20 notification submitted under AS 41.17.090. In that event, reforestation requirements
21 adopted under this chapter do not apply, except that conversion shall be completed
22 during the time set by regulation for minimum reforestation of the land, and other
23 requirements for revegetation may be imposed to the extent permitted by law. If the
24 commissioner [STATE FORESTER] finds at any time that the responsible party has
25 failed to conform to the intent to convert as stated in the notification, the
26 commissioner [STATE FORESTER] shall revoke approval of the conversion and
27 require full compliance with reforestation requirements.

28 * Sec. 26. AS 41.17.115 is amended to read:

29 **Sec. 41.17.115. Management of riparian areas; regulations.** (a) The
30 commissioner [STATE FORESTER] shall protect riparian areas from the significant
31 adverse effects of timber harvest activities on fish habitat and water quality. The

1 management intent for riparian areas is the adequate preservation of fish habitat by
 2 maintaining a short- and long-term source of large woody debris, stream bank
 3 stability, channel morphology, water temperatures, stream flows, water quality,
 4 adequate nutrient cycling, food sources, clean spawning gravels, and sunlight.

5 (b) The commissioner [STATE FORESTER] shall adopt regulations for the
 6 protection of riparian areas; the regulations may include higher standards of
 7 protection for fish and other public resources on land managed by the department
 8 than on other public land or private land. The regulations may vary by region of the
 9 state and must take into consideration reasonable classification of water bodies and
 10 the economic feasibility of timber operations.

11 * Sec. 27. AS 41.17.116(c) is amended to read:

12 (c) Private forest land adjacent to the following types of waters and located
 13 in Region III is subject to the riparian protection standards established in this
 14 subsection:

15 (1) along a Type III-A water body, harvest of timber may not be
 16 undertaken within 66 feet of the water body;

17 (2) along a Type III-B water body, harvest of timber may not be
 18 undertaken within 33 feet of the water body; between 33 and 66 feet from the water
 19 body, up to 50 percent of standing white spruce trees having at least a nine-inch
 20 diameter at breast height may be harvested without requiring a variation;

21 (3) along a Type III-C water body, harvest of timber within 100 feet
 22 of the water body must be located and designed primarily to protect fish habitat and
 23 surface water quality as determined by the commissioner [STATE FORESTER]
 24 with due deference to the Department of Fish and Game [DEPUTY
 25 COMMISSIONER].

26 * Sec. 28. AS 41.17.118 is amended to read:

27 **Sec. 41.17.118. Riparian standards for state land.** (a) The riparian
 28 standards for state land are as follows:

29 (1) on state forest land managed by the department that is in Region
 30 I,

31 (A) harvest of timber may not be undertaken within 100 feet

1 immediately adjacent to an anadromous or high value resident fish water
2 body;

3 (B) between 100 and 300 feet from the water body, harvest of
4 timber may occur but must be consistent with the maintenance of important
5 fish and wildlife habitat as determined by the commissioner [STATE
6 FORESTER] with due deference to the Department of Fish and Game
7 [DEPUTY COMMISSIONER];

8 (2) on state forest land managed by the department that is in Region

9 II,

10 (A) along a Type II-A water body, harvest of timber may not
11 be undertaken within 150 feet of the water body; additionally, harvest of
12 timber may not be undertaken along outer bends subject to erosion within
13 225 feet of the water body or to the terrace top break, whichever is smaller;

14 (B) along a Type II-B water body, harvest of timber may not
15 be undertaken within 150 feet of the water body; additionally, harvest of
16 timber may not be undertaken along outer bends subject to erosion within
17 325 feet of the water body or to the terrace top break, whichever is smaller;

18 (C) along a Type II-C water body, harvest of timber may not
19 be undertaken within 100 feet of the water body;

20 (D) along a Type II-D water body, there is a 100-foot riparian
21 area; harvest of timber may not be undertaken within 50 feet of the water
22 body;

23 (E) the length of the augmented buffer along an outer bend
24 subject to erosion in (A) or (B) of this paragraph must be equal to a distance
25 eight times the stream width measured on a reach between bends at a point
26 not widened by a point bar or channel movement; the augmented buffer must
27 be located so that three stream widths are upstream and five stream widths
28 are downstream of the point opposite the apex of the point bar;

29 (F) where an estuarine area is adjacent to an anadromous or
30 high value resident fish water body, the riparian retention area for the
31 adjacent water body applies to the estuarine area;

1 (G) along Type II-A, II-B, II-C, and II-D water bodies,
2 harvest of timber may occur between the landward extent of the riparian
3 retention area and 300 feet from the water body, consistent with the
4 maintenance or enhancement of important wildlife habitat as determined by
5 the commissioner [STATE FORESTER] with due deference to the
6 Department of Fish and Game [DEPUTY COMMISSIONER];

7 (3) on state forest land managed by the department that is in Region

8 III,

9 (A) along a Type III-A water body, harvest of timber may not
10 be undertaken within 100 feet of the water body; however, between 66 feet
11 and 100 feet from the water body, harvest of timber may be undertaken
12 where consistent with the maintenance of important fish and wildlife habitat
13 as determined by the commissioner [STATE FORESTER] with the
14 concurrence of the Department of Fish and Game [DEPUTY
15 COMMISSIONER];

16 (B) along a Type III-B water body, harvest of timber may not
17 be undertaken within 50 feet of the water body; between 50 feet and 100 feet
18 from the water body, up to 50 percent of standing white spruce trees having
19 at least a nine-inch diameter at breast height may be harvested;

20 (C) along a Type III-C water body, harvest of timber within
21 100 feet of the water body must be consistent with the maintenance of
22 important fish and wildlife habitat as determined by the commissioner
23 [STATE FORESTER] with due deference to the Department of Fish and
24 Game [DEPUTY COMMISSIONER].

25 (b) The commissioner [DEPARTMENT] may impose additional riparian
26 protection standards for timber harvest operations through the adoption of land use
27 plans under AS 38.04.065. Within a state forest established under AS 41.17.200 -
28 41.17.230, riparian standards adopted by the commissioner under this subsection
29 may not exceed the standards established under (a) of this section unless the
30 commissioner makes a finding of compelling state interest.

31 (c) In the absence of a site-specific determination by the Department of

1 Fish and Game [DEPUTY COMMISSIONER], the commissioner [STATE
2 FORESTER] shall presume for planning purposes that a stream is anadromous if it is
3 connected to anadromous waters that are without Department of Fish and Game
4 [DEPARTMENT] documentation of a physical blockage and has a stream gradient
5 of 8 percent or less.

6 * Sec. 29. AS 41.17.120 is amended to read:

7 **Sec. 41.17.120. Inspections and investigations.** The commissioner [STATE
8 FORESTER] may inspect and investigate forest land and activities on it and may
9 enter upon it in conjunction with any operations as necessary to ensure compliance
10 with applicable regulations and requirements and to otherwise enforce the provisions
11 of this chapter. Other state agencies [AND THE DEPUTY COMMISSIONER] have
12 this same authority to the extent necessary to enforce their own laws and regulations
13 on forest land. Those agencies [, THE DEPUTY COMMISSIONER,] and the
14 commissioner [STATE FORESTER] shall coordinate their actions under this
15 section.

16 * Sec. 30. AS 41.17.900(c) is amended to read:

17 (c) The commissioner [STATE FORESTER] shall exempt by regulation
18 from the provisions of this chapter

19 (1) minor, small scale, or incidental commercial operations of little
20 significance with respect to the purposes of this chapter; and

21 (2) operations for primarily noncommercial purposes, including but
22 not limited to the harvesting of timber for personal use.

23 * Sec. 31. AS 41.17.900(d) is amended to read:

24 (d) Notwithstanding any other provision of this chapter, the [STATE
25 FORESTER AND THE] commissioner may not employ the authority vested by this
26 chapter so as to duplicate or preempt the statutory authority of other state agencies to
27 adopt regulations or undertake other administrative actions governing resources,
28 values, or activities on forest land except for

29 (1) regulations under the Coastal Management Act; and

30 (2) regulations, if authorized by the commissioner of environmental
31 conservation, relating to control of nonpoint source pollution.

1 * **Sec. 32.** AS 41.17.910(a) is amended to read:

2 (a) The **Department of Fish and Game** [DEPUTY COMMISSIONER] and
3 the **commissioner** [STATE FORESTER] shall work cooperatively with private
4 forest landowners and timber owners to protect, maintain, and enhance wildlife
5 habitat to the maximum extent practicable, consistent with the interests of the owners
6 in the use of their timber resources.

7 * **Sec. 33.** AS 41.17.910(b) is amended to read:

8 (b) The **Department of Fish and Game** [DEPUTY COMMISSIONER]
9 shall provide educational and technical assistance and extension services to owners
10 of private forest land or timber to assist in identifying important wildlife habitat and
11 to assist in designing voluntary management techniques that minimize adverse
12 effects on wildlife habitat.

13 * **Sec. 34.** AS 41.17.910(c) is amended to read:

14 (c) The **Department of Fish and Game** [DEPUTY COMMISSIONER] and
15 the landowner shall cooperate in identifying areas of important wildlife habitat on
16 private forest land and in developing methods for their protection. Methods of
17 protection for wildlife habitat may include, with the agreement of the landowner, the
18 purchase of fee title, purchase of conservation easements, and land exchanges.

19 * **Sec. 35.** AS 41.17.950(1) is amended to read:

20 (1) "anadromous water body" means the portion of a fresh water
21 body or estuarine area that

22 (A) is cataloged under **AS 16.05.871** [AS 41.14.870] as
23 important for anadromous fish; or

24 (B) is not cataloged under **AS 16.05.871** [AS 41.14.870] as
25 important for anadromous fish but has been determined by the **Department**
26 **of Fish and Game** [DEPUTY COMMISSIONER] to contain or exhibit
27 evidence of anadromous fish in which event the anadromous portion of the
28 stream or waterway extends up to the first point of physical blockage;

29 * **Sec. 36.** AS 44.62.330(a)(30) is amended to read:

30 (30) the Department of **Fish and Game** [NATURAL RESOURCES]
31 as to functions relating to the protection of fish and game under **AS 16.05.871**

1 [AS 41.14.870];

2 * Sec. 37. AS 46.15.020(b) is amended to read:

3 (b) The commissioner shall

4 (1) adopt procedural and substantive regulations to carry out the
5 provisions of this chapter, taking into consideration the responsibilities of the
6 Department of Environmental Conservation under AS 46.03 and the Department of
7 Fish and Game under AS 16;

8 (2) develop and maintain a standardized procedure for processing
9 applications and the issuance of authorizations, permits, and certifications under this
10 chapter; shall keep a public record of all applications for permits and certificates and
11 other documents filed in the commissioner's office; shall record all permits and
12 certificates and amendments and orders affecting them and shall index them in
13 accordance with the source of the water and the name of the applicant or
14 appropriator; shall require that temporary water use authorizations are valid only to
15 the extent that the water withdrawal and use comply with applicable requirements
16 of AS 16.05.871 [AS 41.14.870]; and shall make the record of applications,
17 including temporary water use applications under AS 46.15.155 that have been
18 accepted as complete, authorizations, permits, certificates, amendments, and orders
19 affecting them available to the public on the Internet;

20 (3) cooperate with, assist, advise, and coordinate plans with the
21 federal, state, and local agencies, including local soil and water conservation
22 districts, in matters relating to the appropriation, use, conservation, quality, disposal,
23 or control of waters and activities related thereto;

24 (4) prescribe fees or service charges for any public service rendered
25 consistent with AS 37.10.050 - 37.10.058, except that the department may charge
26 under regulations adopted by the department an annual \$50 administrative service
27 fee to maintain the water management program and a water conservation fee under
28 AS 46.15.035;

29 (5) before February 1 of each year, prepare a report describing the
30 activities of the commissioner under AS 46.15.035 and 46.15.037; the commissioner
31 shall notify the legislature that the report is available; the report must include

1 (A) information on the number of applications and
 2 appropriations for the removal of water from one hydrological unit to another
 3 that were requested and that were granted and on the amounts of water
 4 involved,

5 (B) information on the number and location of sales of water
 6 conducted by the commissioner and on the volume of water sold;

7 (C) recommendations of the commissioner for changes in
 8 state water law; and

9 (D) a description of state revenue and expenses related to
 10 activities under AS 46.15.035 and 46.15.037.

11 * Sec. 38. AS 41.14.150, 41.14.160, 41.14.165, 41.14.170, 41.14.180, 41.14.190,
 12 41.14.195, 41.14.200, 41.14.840, 41.14.850, 41.14.860, 41.14.870, 41.14.880, 41.14.890,
 13 41.14.895, 41.14.900, 41.14.990; AS 41.17.905, 41.17.950(5); AS 44.37.055, and 44.37.060
 14 are repealed.

15 * Sec. 39. The uncodified law of the State of Alaska is amended by adding a new section
 16 to read:

17 RETIREMENT SYSTEM STATUS OF CERTAIN TRANSFERRED
 18 EMPLOYEES. (a) Notwithstanding sec. 4, ch. 27, SLA 1983, an employee of the
 19 Department of Fish and Game who, on the day before the effective date of this Order, as
 20 authorized by sec. 4, ch. 27, SLA 1983 is accruing service credit as a peace officer under
 21 AS 39.35 by virtue of having been, on June 23, 1983, in a position as a "qualified employee
 22 of the Department of Fish and Game," whose position was transferred to the Department of
 23 Natural Resources as a result of Executive Order 107 and whose position is transferred back
 24 to the Department of Fish and Game as a result of this Order, continues to accrue service
 25 credit as a peace officer under AS 39.35 after the transfer as long as the employee remains in
 26 a position described in this subsection, in the Department of Fish and Game.

27 (b) Nothing in this section may be construed as guaranteeing continued employment
 28 rights to any state employee.

29 (c) In this section, "qualified employee of the Department of Fish and Game" has the
 30 meaning given in AS 39.35.680 as that statute existed on June 22, 1983.

31 * Sec. 40. The uncodified law of the State of Alaska is amended by adding a new section

1 to read:

2 TRANSITION. (a) Litigation, hearings, investigations, and other proceedings
3 pending under a law repealed by this Order, or in connection with functions transferred by
4 this Order, continue in effect and may be continued and completed notwithstanding a
5 transfer or repeal provided in this Order.

6 (b) Regulations adopted to implement former AS 16.05.840 - 16.05.860, former
7 AS 16.05.870 - 16.05.895, and former AS 44.37.055 and 44.37.060, and to implement
8 AS 41.14 and AS 41.17 and in effect on July 1, 2008, remain in effect and may continue to
9 be implemented and enforced, consistent with the changes made by this Order, until
10 amended or repealed.

11 (c) Contracts, rights, liabilities, and obligations created by or under a law repealed
12 by this Order, and in effect on June 30, 2008, remain in effect notwithstanding this Order's
13 taking effect. Records, equipment, appropriations, and other property of an agency of the
14 state whose functions are transferred under this Order shall be transferred to implement the
15 provisions of this Order.

16 * Sec. 41. This Order takes effect July 1, 2008.

17
18 DATED: _____
19
20
21
22

Sarah Palin
Governor

FISCAL NOTE

STATE OF ALASKA
2008 LEGISLATIVE SESSION

Fiscal Note Number: 2
 Bill Version: EO 114
 (H) Publish Date: 2/13/08

Identifier (file name): EO#114-DFG-OHMP-02-08-08 Dept. Affected: Fish and Game
 Title: Transfer Habitat Division from DNR to F&G RDU: Habitat and Restoration
 Component: Habitat
 Sponsor: Governor Old DFG RDU and component
 Requester: Governor Component Number: 486

Expenditures/Revenues (Thousands of Dollars)

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

	Appropriation Required	Information						
		FY 2009	FY 2009	FY 2010	FY 2011	FY 2012	FY 2013	FY 2014
OPERATING EXPENDITURES								
Personal Services	3,180.9		3,180.9	3,180.9	3,180.9	3,180.9	3,180.9	3,180.9
Travel	138.4		138.4	138.4	138.4	138.4	138.4	138.4
Contractual	563.0		543.0	543.0	543.0	543.0	543.0	543.0
Supplies	115.8		115.8	115.8	115.8	115.8	115.8	115.8
Equipment								
Land & Structures								
Grants & Claims								
Miscellaneous								
TOTAL OPERATING	3,998.1	0.0	3,978.1	3,978.1	3,978.1	3,978.1	3,978.1	3,978.1

CAPITAL EXPENDITURES								
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CHANGE IN REVENUES ()								
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FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts								
1003 GF Match								
1004 GF	2,944.1		2,924.1	2,924.1	2,924.1	2,924.1	2,924.1	2,924.1
1007 Interagency Receipts	583.5		583.5	583.5	583.5	583.5	583.5	583.5
1061 CIP Receipts	212.9		212.9	212.9	212.9	212.9	212.9	212.9
1108 Stat Des Prog Receipts	257.6		257.6	257.6	257.6	257.6	257.6	257.6
TOTAL	3,998.1	0.0	3,978.1	3,978.1	3,978.1	3,978.1	3,978.1	3,978.1

Estimate of any current year (FY2008) cost: 0.0

POSITIONS

Full-time	37		37	37	37	37	37
Part-time	1		1	1	1	1	1
Temporary							

ANALYSIS: (Attach a separate page if necessary)

This fiscal note reflects transfer of the Governor's original budget from the Department of Natural Resources to the Department of Fish and Game per Executive Order #114. This note includes an additional \$20.0 GF in contractual for one time additional costs, such as moving, phone and computer transfer costs in the following locations:
 Fairbanks (10 staff) / Petersburg (1 staff) - \$0 one time cost as already co-located in ADF&G space;
 Anchorage (10 staff) \$9.0 one time cost as nine people moved into ADF&G leased space;
 Juneau (8 staff) \$8.0 one time cost as eight people moved into ADF&G leased space;
 Palmer (4 staff) \$1.0 one time cost (phones/computer) but no moving as located in same building as ADF&G;
 Kenai (3 staff) \$1.0 one time cost (phones/computer) but no moving as located in Kenai River Center shared space;
 Craig (2 staff) \$1.0 one time cost (phones/computer) but no moving as no available ADF&G leased space.

Prepared by: Tom Lawson, Director
 Division: Administrative Services
 Approved by: Denby Lloyd, Commissioner
Fish and Game

Phone: 465-5999
 Date/Time: 2/8/08 4:00 PM
 Date: February 8, 2008

COMMITTEE COPY

FISCAL NOTE

STATE OF ALASKA
2008 LEGISLATIVE SESSION

Fiscal Note Number: 1
 Bill Version: EO 114
 (H) Publish Date: 2/13/08

Identifier (file name): EO114-DEC-CO-2-11-08 Dept. Affected: Dept. of Environmental Conservation
 Title: TRANSFER HABITAT DIV FROM DNR TO F&G RDU: Administration
 Component: Office of the Commissioner
 Sponsor: Governor
 Requester: Governor Component Number: 633

Expenditures/Revenues (Thousands of Dollars)

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

	Appropriation Required	Information					
		FY 2009	FY 2009	FY 2010	FY 2011	FY 2012	FY 2013
OPERATING EXPENDITURES							
Personal Services							
Travel							
Contractual							
Supplies							
Equipment							
Land & Structures							
Grants & Clams							
Miscellaneous							
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES							
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CHANGE IN REVENUES ()							
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FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts							
1003 GF Match							
1004 GF							
1005 GF/Program Receipts							
1037 GF/Mental Health							
Other Interagency Receipts							
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2008) cost: _____

POSITIONS

Full-time							
Part-time							
Temporary							

ANALYSIS: (Attach a separate page if necessary)

This executive order moves the Habitat Division from the Department of Natural Resources to the Department of Fish and Game. No fiscal impact on the Department of Environmental Conservation is anticipated.

Prepared by: Dan Easton
 Division: Office of the Commissioner
 Approved by: Larry Hartig
Department of Environmental Conservation

Phone 465-5256
 Date/Time 2/11/08 2:20 PM
 Date 2/11/2008

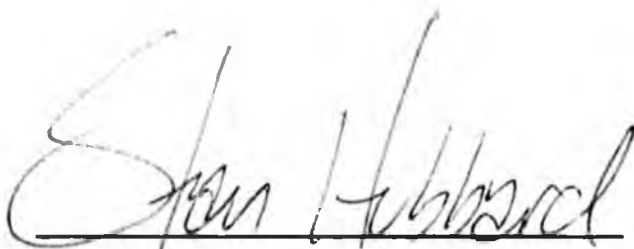
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RECORDS CERTIFICATION



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Signature of Camera Operator



Date

HB

15

ALASKA STATE LEGISLATURE
House Resources Committee

Carl Gatto, Co-Chair

State Capitol Building, Room 108
Juneau, AK 99801-1182
(907) 465-3743
FAX (907) 465-2381
Rep_Carl_Gatto@legis.state.ak.us



Craig Johnson, Co-Chair

State Capitol Building, Room 126
Juneau, AK 99801-1182
(907) 465-4993
FAX (907) 465-3872
Rep_Craig_Johnson@legis.state.ak.us

FAX

To: Brian Kane, Legislative Legal

From: Debra Higgins

Fax: 2029

Phone:

Date: May 7, 2007

CC:

Re: New CS for HB 15

Pages with Cover: 3

Brian,

The House Resources committee moved CSHB 15(FSH)M out as amended with attached 25-LS0114W.1.

If you have any questions, my number is 3715.

Thanks,

Debbie

adopted -
House Resources
Committee, 5/07/07

AMENDMENT # 1

OFFERED IN THE HOUSE BY REPRESENTATIVE SEATON
TO: CSHB 15(FSH)

1 Page 1, line 2, following "board":

2 Insert "and to the definition of 'immediate family member' under the Alaska
3 Executive Branch Ethics Act as that Act applies to members of the Board of Fisheries;"

4
5 Page 2, lines 4 - 5:

6 Delete "In this subsection, "immediate family" has the meaning given in
7 AS 24.60.990."

8
9 Page 2, following line 5:

10 Insert a new bill section to read:

11 "** Sec. 3. AS 39.52 is amended by adding a new section to read:

12 **Sec. 39.52.915. Applicability to the Board of Fisheries.** Notwithstanding any
13 other provision of this chapter, with respect to the application of this chapter to a
14 member of the Board of Fisheries, "immediate family member" means

15 (1) the spouse or domestic partner of the member; or

16 (2) a parent, child, including a stepchild and an adoptive child, or
17 sibling of the member if the parent, child, or sibling resides with the member, is
18 financially dependent on the member, or shares a substantial financial interest with the
19 member."

20
21 Renumber the following bill sections accordingly.

22
23 Page 2, line 14:

- 1 Delete "sec. 6"
- 2 Insert "sec. 7"
- 3
- 4 Page 2, line 16:
- 5 Delete "Section 3"
- 6 Insert "Section 4"

REPRESENTATIVE PAUL SEATON

SESSION ADDRESS

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ALASKA STATE LEGISLATURE

House District 35

MEMORANDUM

To: House Resources Co-Chair Craig Johnson
House Resources Co-Chair Carl Gatto
From: Representative Paul Seaton
Date: March 27, 2007
Re: HB 15 Bill Hearing Request

I respectfully request that HB 15 be heard in House Resources at your earliest possible convenience. HB 15 allows members of the Board of Fisheries to deliberate, but not vote, on regulatory proposals before the board if they have a conflict of interest due to a participatory interest in the fishery to which the proposal pertains. HB 15 narrows the definition of immediate family for purposes of defining a conflict of interest due to participation in a fishery.

ALASKA STATE HOUSE OF REPRESENTATIVES

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REPRESENTATIVE PAUL SEATON DISTRICT 35

CS HB 15 (FSH) Sponsor Statement

HB 15 expands the ability of Board of Fisheries members to offer their experienced viewpoint during board debates.

Current law requires board members to declare a conflict and recuse themselves from discussion and voting if they, or a member of their family, have a personal or financial interest in a matter before the board. This requirement prevents commercial fishermen and sport fishing guides from discussing fishery issues that they are intimately familiar with through their participation in the fishery. HB 15 allows commercial and sport fishermen, after full disclosure, to deliberate on fishing issues in which they have a conflict based on their participation in the fishery. These members are not allowed to vote. HB 15 does not allow board members to participate on issues in which they have a paid financial interest as a consultant or a lobbyist.

The Board of Fish is composed of seven members. If one or two members are conflicted out of a discussion because of their in-depth knowledge, the entire process suffers. On average between 2001 and 2006 individual board members were required to recuse themselves on nearly ten percent of the proposals in each board cycle.

Under current law, recusals from board discussion disproportionately affect rural Alaska. Often board members from rural areas have been living in the region for generations and have extensive family involvement in regional fisheries. The applicable definition of immediate family under AS 39.52.960 includes parents, siblings, grandparents, aunts and uncles. This expansive definition of immediate family often takes rural representatives out of board discussion on nearly all of the proposals for their entire region, leaving the board without their representation.

An amendment adopted unanimously by the House Fisheries committee narrows the definition of immediate family for defining a board member's participatory conflict of interest to that definition found in AS 24.60.990. Under this language, a board member would have a conflict of interest on an issue when a board action might affect a member of their household.

HB 15 contains a sunset of 2011, giving the legislature the opportunity to review the effect of the changes imposed by the bill. The Department of Fish and Game is to submit a report to the legislature at this time, detailing the recusals prevented by this change in statute, and providing a recommendation on whether or not the statutory change should be allowed to expire.

FISCAL NOTE

STATE OF ALASKA
2007 LEGISLATIVE SESSION

Fiscal Note Number: 1
 Bill Version: CSHB 15(FSH)
 (H) Publish Date: 3/27/07

Revision Date/Time (Note if correction): _____ Dept. Affected: Fish and Game
 Title Board of Fisheries conflicts of interest RDU Administration and Support
 Component Fish & Game Boards & Advisory Committees
 Sponsor Seaton, Wilson
 Requester House Fisheries Special Committee Component No. 2825

Expenditures/Revenues (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2008	FY 2009	FY 2010	FY 2011	FY 2012	FY 2013
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					
-----------------------------	------------	--	--	--	--	--

CHANGE IN REVENUES ()	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--Do not abbreviate)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2007) cost: 0.0

Mark this box (X) if funding for this bill is included in the Governor's FY 2008 budget proposal:

POSITIONS

Full-time	0					
Part-time	0					
Temporary	0					

ANALYSIS: (Attach a separate page if necessary)

No fiscal impact for the department.

Prepared by: Tom Lawson, Director
 Division: Administrative Services
 Approved by: Denby Lloyd, Commissioner
 Agency: Fish and Game

Phone 465-5999
 Date/Time 3/13/07 12:00 AM
 Date 3/13/2007

FISCAL NOTE

STATE OF ALASKA
2007 LEGISLATIVE SESSION

Fiscal Note Number: HB15CS-LAW-CJL-5-01-07
 Bill Version: CSHB 15(FSH)
 () Publish Date: _____

Revision Date/Time (Note if correction): _____
 Title Board of Fisheries conflicts of interest

Dept. Affected: Law

RDU Civil
 Component Natural Resources

Sponsor Seaton, Wilson
 Requester House Fisheries Special Committee

Component No. 2212

Expenditures/Revenues (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2008	FY 2009	FY 2010	FY 2011	FY 2012	FY 2013
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 ()						
-------------------------------	--	--	--	--	--	--

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
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Other (Specify Type--Do not abbreviate)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2007) cost: 0.0

Mark this box (X) if funding for this bill is included in the Governor's FY 2008 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

CSHB15(FSH) is intended to allow members of the Board of Fisheries to deliberate, but not vote, on certain matters where they would otherwise have a direct conflict of interest arising out of participation in a fishery. This intent can be accomplished without any increased cost to the Department of Law.

However the current CS results in conflicting definitions of "immediate family member" which would have the effect of conflicting out a member based on participation of more distant relatives in a fishery; this would result in confusion and would almost certainly result in extensive litigation and legal advice to the Board with indeterminate fiscal impacts.

Prepared by: Betty Martin, Director
 Division: Administrative Services Division
 Approved by: Betty Martin for Talis Colberg, Attorney General
 Agency: Department of Law

Phone 465-3673
 Date/Time 5/1/07 10:30 AM
 Date 5/1/2007

Recusals due to Conflict of Interest in Quarterly Ethics Reports 2003 - 2006

2003

AIDEA - four recusals
Social Work Examiners - one recusal
Local Boundary Comm. - one recusal
Real Estate Appraisers - one recusal
Pharmacy Board - one recusal
Board of Marine Pilots - one recusal
Board of Fisheries - three recusals
(on 42 regulatory proposals)

2004

Local Boundary Comm. - one recusal
AIDEA - one recusal
Real Estate Comm. - two recusals
Board of Fisheries - four recusals
(on 11 regulatory proposals)

2005

Board of Dental Examiners - one recusal
Social Work Examiners - four recusals
Local Boundary Commission - one recusal
Ag. and Conservation Board - one recusal
Board of Regents - one recusal
Railroad Corporation - one recusal
Board of Fisheries - seven recusals
(on 41 regulatory proposals)

2006

Oil and Gas Conservation Comm. - one recusal (on single issue)
Board of Regents - one recusal (on single issue)
Board of Game - one recusal (on single issue)
Board of Marine Pilots - three recusals (on single issue)
Public Broadcasting Commission - one recusal (on two issues)
Social Work Examiners - two recusals (on two issues)
Local Boundary Commission - one recusal (on two issues)
Board of Professional Counselors - one recusal (on single issue)
Board of Fisheries - three recusals
(on 103 regulatory proposals)

Quarterly Ethics reports (required of boards under AS 39.52.260) may not contain data on all conflicts because they may fail to reflect voluntary recusal where a board member does not appear at the relevant meeting or portion of a meeting because of a conflict. Reports may fail to reflect whether a recusal is for a single matter or a number of matters before a board or commission.

FRANK H. MURKOWSKI, GOVERNOR

DEPARTMENT OF FISH AND GAME

BOARDS SUPPORT SECTION

P.O. BOX 26828
JUNEAU, AK 99802-6828
PHONE: (907) 465-4110
FAX: (907) 465-8094TO: Anne-Marie Palumbo
Associate Attorney
Department of Law

DATE: May 7, 2003

FROM: Diana Cote
Executive Director
Alaska Board of Fisheries

PHONE: 465-6095

FAX: 465-6094

RE: Executive Branch Ethics Act,
AS 39.52 Quarterly Reports
January - March, 2003

As executive director and on behalf of the chair of the Board of Fisheries, following is submitted as the ethics reports for the quarter January - March, 2003.

During this time period, the Board of Fisheries met as follows:

January 20 - 28, Sitka. Regulatory meeting concerning Southeast and Yakutat areas herring, groundfish, subsistence finfish, and Dungeness crab, shrimp and miscellaneous shellfish. The chairman ruled that board member Jensen had conflicts of interest on a portion of the proposals concerning Southeast Alaska Dungeness crab fisheries. Mr. Jensen did not participate in deliberations or voting on proposal 198 (Dungeness crab pot marking requirements), proposals A and 200 - 209 (closed waters to commercial Dungeness crab fishing), proposals 212 - 215 (commercial fishing seasons for Dungeness crab), proposals 216 and 220 (operation of gear), and proposal 218 (align sport fish areas for Dungeness crab with the commercial areas).

January 31 - February 5, Cordova. Regulatory meeting concerning Prince William Sound and Upper Copper/Upper Susitna areas finfish. All members fully participated in board matters.

February 20 - 28, Ketchikan. Regulatory meeting concerning Southeast and Yakutat areas remaining finfish. The chairman ruled that board member Jensen had conflicts of interest on a portion of the proposals concerning Southeast Alaska salmon fisheries. Mr. Jensen did not participate in deliberations or voting on proposals 366 - 367 (Hidden Falls Hatchery Terminal Harvest Area management plan), proposal 368 (Deep Inlet Hatchery Terminal Harvest Area management plan), proposals 369 - 370 (Anita Bay Terminal Harvest Area management plan), proposal 380 (Allocation guidelines for pink, chum, sockeye salmon between commercial net fisheries), proposals 383 - 385 and 388 - 390 (Fishing seasons and periods for net gear), proposal 391 - 392 (Northern Southeast seine fishery allocation and seasons), and proposals 210 - 211 (creation of exclusive Dungeness crab harvest area).

March 17 - 25, Anchorage. Regulatory meeting concerning statewide Dungeness crab, shrimp, miscellaneous shellfish, and miscellaneous items. All members fully participated in board matters.

cc: Ed Dersham, Chairman
Lance Nelson, Dept. of Law

STATE OF ALASKA

3/17 ✓

FRANK H. MURKOWSKI, GOVERNOR

DEPARTMENT OF FISH AND GAME

BOARDS SUPPORT SECTION

P.O. BOX 25528
JUNEAU, AK 99802-8528
PHONE: (907) 465-4110
FAX: (907) 465-8094

TO: Anne-Marie Palumbo
Associate Attorney
Department of Law

DATE: March 4, 2005

FROM: Diana Cote
Executive Director
Alaska Board of Fisheries

PHONE: 465-6095
FAX: 465-8094

RE: Executive Branch Ethics Act,
AS 39.52 Quarterly Reports
April 2003 through December 2004

As executive director and on behalf of the chair of the Board of Fisheries, following is submitted as the ethics reports for the seven quarters beginning April 1, 2003 through December 31, 2004.

During this time period, the Board of Fisheries met as follows:

April 30 and May 14, 2003, Teleconferences. Regulatory meeting concerning Dutch Harbor food and bait herring fishery. All members fully participated in board matters.

June 24, 2003, Teleconference. Regulatory meeting concerning Bristol Bay Red King Crab fishery. All members fully participated in board matters.

October 4, 2003, Anchorage. Regulatory meeting concerning Pribilof Islands Blue King Crab fishery. All members fully participated in board matters.

November 12 – 17, 2003, Anchorage. Regulatory meeting concerning statewide finfish issues. All members fully participated in board matters.

November 18 – 19, 2003, Anchorage. Regulatory meeting concerning Chignik Salmon Purse Seine Cooperative fishery. The chair ruled that board member Art Nelson had conflicts of interest on all of the proposals before the board at this meeting. Mr. Nelson did not participate in deliberations or voting during this meeting.

December 9 – 17, 2003, Anchorage. Regulatory meeting concerning Bristol Bay Area finfish fisheries. All members fully participated in board matters.

January 12 – 19, 2004, Fairbanks. Regulatory meeting concerning Arctic-Yukon-Kuskokwim Area finfish fisheries. All members fully participated in board matters.

February 15 – 26, 2004, Anchorage. Regulatory meeting concerning Alaska Peninsula/Aleutian Islands finfish fisheries. All members fully participated in board matters.

April 4 – 5, 2004, Anchorage. Regulatory meeting concerning the Prince William Sound salmon allocation plan. All members fully participated in board matters.

Anne-Marie Palumbo

Page 2

July 1 and 5, 2004, Teleconference. Regulatory meeting concerning Kaslof River sockeye salmon fisheries. All members fully participated in board matters.

July 19, 2004, Teleconference. Regulatory meeting concerning Kaslof River and Kenai River late-run sockeye fisheries. The chair ruled that board member Mel Morris had a conflict of interest on the emergency petition that was before the board. Mr. Morris did not participate in deliberations or voting during this meeting.

August 4, 2004, Teleconference. Regulatory meeting concerning Cook Inlet Eastside commercial setnet and Kenai River personal use fisheries. All members fully participated in board matters.

September 28, 2004, Teleconference. Regulatory meeting concerning Kenai River coho fisheries. All members fully participated in board matters.

November 11 - 13, 2004, Anchorage. Regulatory meeting concerning Lower Cook Inlet Area finfish fisheries. The chair ruled that board member Ed Dersham had a conflict of interest on proposals 17 (concerning guide registration), 18 (concerning Dolly Varden management plan), 19 and 20 (both concerning trout fisheries), 21 (requiring presentment of fishing gear upon request) and 23 (prohibiting the use of a gaff on fish intended to be released). Mr. Dersham did not participate in deliberations or voting on these proposals during the meeting. The chair also ruled that board member Robert Heyano had a conflict of interest on proposal 33 (concerning the amount of allowable drift gillnet gear in Bristol Bay). Mr. Heyano did not participate in deliberations or voting on this proposal during the meeting.

November 14 - 17, 2004, Anchorage. Regulatory meeting concerning Chignik Area finfish fisheries. The chair ruled that board member John Jensen had a conflict of interest in an emergency petition that was submitted to the board, concerning Durgeness crab fisheries in Southeast Alaska. Mr. Jensen did not participate in deliberations or voting on this emergency petition during the meeting.

January 7 - 10, 2005, Anchorage. Regulatory meeting concerning Kodlak Area finfish fisheries. The chair ruled that board member Robert Heyano had a conflict of interest on proposals 95, 97, and 98 (herring fisheries). Mr. Heyano did not participate in deliberations or voting on these proposals during the meeting.

January 17 - 29, 2005, Anchorage. Regulatory meeting concerning Upper Cook Inlet Area finfish fisheries. The chair ruled that board member Ed Dersham had a conflict of interest on proposals 149 (concerning restrict nonresident user before restricting resident user), 250 (concerning nonresident angler limit for king salmon), and 298 (limiting the number of pounds of sport-caught fish that can be exported). Mr. Dersham did not participate in deliberations or voting on these proposals during the meeting. The chair also ruled that board member Mel Morris had a conflict of interest on proposals 144, 145, 147, 148, 151, 153, 154, 155, 156, 191 (concerning Kenai late-run sockeye commercial fisheries), 158 (concerning Russian River sockeye salmon fisheries), 178, 188, 192, 194, 196 (concerning Northern District commercial salmon fisheries), 189 (concerning Central District weekly fishing periods), 217 and 224 (concerning allowable commercial gear), 231, 234, 235, 239, 242, and 243 (concerning changes to the Upper Cook Inlet Salmon Management Plan). Mr. Morris did not participate in deliberations or voting on these proposals during the meeting.

cc: Art Nelson, Chairman
Lance Nelson, Dept. of Law

STATE OF ALASKA

DEPARTMENT OF FISH AND GAME

BOARDS SUPPORT SECTION

FRANK H. MURKOWSKI, GOVERNOR

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TO: Anne-Marie Palumbo
Associate Attorney
Department of Law

DATE: May 12, 2005

FROM: Diana Cote 
Executive Director
Alaska Board of Fisheries

PHONE: 485-6095

FAX: 485-6094

RE: Executive Branch Ethics Act,
AS 39.52 Quarterly Report
January through March 2005

As executive director and on behalf of the chair of the Board of Fisheries, following is submitted as the ethics reports for the quarter beginning January 1, 2005 through March 31, 2005. Please note that the information concerning the two January 2005 meetings below was previously reported in a memorandum dated March 4, 2005.

During this time period, the Board of Fisheries met as follows:

January 7 – 10, 2005, Anchorage. Regulatory meeting concerning Kodiak Area finfish fisheries. The chair ruled that board member Robert Heyano had a conflict of interest on proposals 95, 97, and 98 (herring fisheries). Mr. Heyano did not participate in deliberations or voting on these proposals during the meeting.

January 17 – 29, 2005, Anchorage. Regulatory meeting concerning Upper Cook Inlet Area finfish fisheries. The chair ruled that board member Ed Dersham had a conflict of interest on proposals 149 (concerning restrict nonresident user before restricting resident user), 250 (concerning nonresident angler limit for king salmon), and 298 (limiting the number of pounds of sport-caught fish that can be exported). Mr. Dersham did not participate in deliberations or voting on these proposals during the meeting. The chair also ruled that board member Mel Morris had a conflict of interest on proposals 144, 145, 147, 148, 151, 153, 154, 155, 156, 191 (concerning Kenai late-run sockeye commercial fisheries), 158 (concerning Russian River sockeye salmon fisheries), 178, 188, 192, 194, 196 (concerning Northern District commercial salmon fisheries), 189 (concerning Central District weekly fishing periods), 217 and 224 (concerning allowable commercial gear), 231, 234, 235, 239, 242, and 243 (concerning changes to the Upper Cook Inlet Salmon Management Plan). Mr. Morris did not participate in deliberations or voting on these proposals during the meeting.

March 7 – 13, 2005, Anchorage. Regulatory meeting concerning statewide king and Tanner crab fisheries, and supplemental issues. The chair ruled that board member Robert Heyano had a conflict of interest on a portion of proposal 456 (as related to the request to establish an optimal escapement goal for Kvichak River sockeye salmon), and proposals 420 (Bering Sea/Aleutian Islands king and Tanner crab community development quota), 424 and 426 (pot gear in BS/AI

Anne-Marie Palumbo

Page 2

king and Tanner crab fisheries). Mr. Heyano did not participate in deliberations or voting on these proposals during the meeting. In addition, the chair ruled that board member John Jensen had a conflict of interest on proposals 402, 404 (Southeast Alaska Tanner crab fisheries), and 457 (king salmon fisheries in Taku and Stikine rivers in Southeast Alaska). Mr. Jensen did not participate in deliberations or voting on these proposals during the meeting.

cc: Art Nelson, Chairman
Lance Nelson, Dept. of Law

STATE OF ALASKA

FRANK H. MURKOWSKI, GOVERNOR

DEPARTMENT OF FISH AND GAME**BOARDS SUPPORT SECTION**

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PHONE: (907) 465-4110
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TO: Anne-Marie Palumbo
Associate Attorney
Department of Law

DATE: December 30, 2005

FROM: Diana Cote 
Executive Director
Alaska Board of Fisheries

PHONE: 465-6096

FAX: 465-6094

RE: Executive Branch Ethics Act,
AS 39.52 Quarterly Report
October through December 2005

As executive director and on behalf of the chair of the Board of Fisheries, following is submitted as the ethics reports for the quarter beginning October 1, 2005 through December 31, 2005.

During this time period, the Board of Fisheries met as follows:

October 13 – 14, 2005, Girdwood. Nonregulatory meeting concerning organization for the 2005/2006 meeting cycle. All members participated fully in board matters.

October 15 – 18, 2005, Girdwood. Regulatory meeting concerning state waters trawl fisheries for pollock in Cook Inlet/Central Gulf, Western Gulf of Alaska, and Aleutian Islands areas. The chair ruled that board member Mel Morris had a conflict of interest on the Central Gulf of Alaska portion of the proposal. Mr. Morris did not participate in deliberation or voting on this portion of the proposal during the meeting.

November 15 – 16, 2005, Anchorage. Regulatory meeting concerning Chignik purse seine cooperative fishery. All members participated fully in board matters.

December 1 – 6, 2005, Valdez. Regulatory meeting concerning Prince William Sound, Upper Copper River, and Upper Susitna River finfish issues. The chair ruled that board member Robert Heyano had a conflict of interest on proposals 78 and 79. Mr. Heyano did not participate in deliberation or voting on this portion of the proposal during the meeting.

December 29, 2005, Teleconference. Nonregulatory meeting concerning scheduling issues for the January and March 2006 meetings. All members participated fully in board matters.

cc: Art Nelson, Chair
Lance Nelson, Dept. of Law

FRANK H. MURKOWSKI, GOVERNOR

DEPARTMENT OF FISH AND GAME

BOARDS SUPPORT SECTION

P.O. BOX 25528
JUNEAU, AK 99802-5528
PHONE: (907) 465-4110
FAX: (907) 465-8094TO: Anne-Marie Palumbo
Associate Attorney
Department of Law

DATE: April 6, 2006

FROM: Jim Marcotte
Executive Director
Alaska Board of FisheriesPHONE: 465-6095
FAX: 465-8094RE: Executive Branch Ethics Act,
AS 39.52 Quarterly Report
January through March 2006

As executive director and on behalf of the chair of the Board of Fisheries, following is submitted as the ethics reports for the quarter beginning January 1, 2006 through March 31, 2006.

During this time period, the Board of Fisheries met as follows:

January 22 – February 1, 2006, Ketchikan. Regulatory meeting concerning Southeast Alaska and Yakutat finfish. The chair ruled that board member John Jensen had a conflict on proposals 84, 87, 88, 103-106, 111, 117, 123-127, 131, 133, 134, 136, 138-142, 156-158, 160-164, 166-168, 170, 186, 188, 189, and 192. These proposals addressed herring and salmon fisheries. Mr. Jensen did not participate in deliberation or voting on these proposals.

February 20 – 26, 2006, Ketchikan. Regulatory meeting concerning Southeast Alaska groundfish, Dungeness crab, shrimp, and miscellaneous shellfish and Aleutian Islands area Pacific cod fishery. The chair ruled that board member Robert Heyano had a conflict of interest on proposal 399 to establish an Aleutian Islands district Pacific cod fishery. That determination was overridden by a vote of the board after further discussion of Mr. Heyano's involvement in a Community Development Quota program. The board concluded that the establishment of a state managed fishery was a broader state policy issue and that the relationship between Mr. Heyano's CDQ program and the proposed fishery was insignificant. The vice chair ruled that board member Art Nelson had a conflict of interest on proposal 399. Mr. Nelson did not participate in deliberation or voting on this proposal. The chair ruled that board member John Jensen had a conflict on proposals 226-234, 269, and 271-282. These proposals addressed Dungeness crab and groundfish fisheries. Mr. Jensen did not participate in deliberation or voting on these proposals.

March 17 – 23, 2006, Anchorage. Regulatory meeting concerning statewide Dungeness crab, shrimp, and miscellaneous shellfish (except Southeast and Yakutat) and supplemental issues. The chair ruled that board member Robert Heyano had a conflict proposal 396 to alter CDQ crab quotas. Mr. Heyano did not participate in deliberation or voting on this proposal.

FRANK H. MURKOWSKI, GOVERNOR

DEPARTMENT OF FISH AND GAME

BOARDS SUPPORT SECTION

P.O. BOX 25526
JUNEAU, AK 99802-5526
PHONE: (907) 465-4110
FAX: (907) 465-6094

**TO: Anne-Marie Palumbo
Associate Attorney
Department of Law**

DATE: April 6, 2006

**FROM: Jim Marcotte
Executive Director
Alaska Board of Fisheries**

**PHONE: 465-6095
FAX: 465-6094**

**RE: Executive Branch Ethics Act,
AS 39.52 Quarterly Report
January through March 2006**

As executive director and on behalf of the chair of the Board of Fisheries and Board of Game, following is submitted as the ethics reports for the quarter beginning January 1, 2006 through March 31, 2006.

During this time period, the Board of Fisheries and Board of Game met jointly as follows:

March 21, 2006, Anchorage. Regulatory meeting concerning qualifications for advisory committee membership. All members participated fully in board matters.

**cc: Kristy Tibbles, Executive Director, Board of Game
Lance Nelson, Dept. of Law
Steve Daugherty, Dept. of Law**

Summary of Board of Fisheries Vote Abstentions (2001-2006)



**Board Support Section
Alaska Department of Fish and Game
January 29, 2007**

Summary of Board of Fisheries Vote Abstentions (2001-2006)

2001/2002 COOK INLET/KODIAK CYCLE

<u>Meeting dates</u>	<u>Topics</u>	<u>Proposals</u>	<u>Engel</u>	<u>Coffey</u>	<u>Miller</u>	<u>White</u>	<u>R. Nelson</u>	<u>Dersham</u>	<u>Umphenour</u>	<u>Comments</u>
Oct. 11-13, 2001	Worksession (17 ACRs)	0	0	0	0	0	0	0	0	
Nov. 8-12, 2001	Lower Cook Inlet	44	0	0	0	0	0	12	0	Dersham conflict on 15-20, 24, 25, 29, 30, 35, 36 salmon
Nov. 13-14, 2001	Groundfish, Crab	7	0	0	0	0	0	0	0	
Jan. 7-14, 2002	Kodiak and Chignik finfish	69	0	0	0	0	0	0	0	
Feb. 6-20, 2002	Upper Cook Inlet finfish	291	0	0	0	0	0	27	0	Dersham conflict on 126, 147-150, 152-162, 201-206, 265, 266, 285-287 (guided fisheries and saltwater sport salmon).
Mar. 14-21, 2002	Statewide king and Tanner crab, supplemental issues	107	0	0	3	0	0	0	0	Miller conflict on 475, 480, and 483 (crab and Area A)
Jun. 16, 2002	VMS, Kenai chinook	2	0	0	0	0	0	0	0	
TOTAL NUMBER OF PROPOSALS FOR CYCLE:		520	0	0	3	0	0	39	0	
NUMBER OF PROPOSALS WITH CONFLICT:		42								
PERCENT OF PROPOSALS WITH CONFLICT:		8.1%								
TOTAL NUMBER OF VOTES		3,640								
NUMBER OF VOTES WITH CONFLICT:		42								
PERCENT OF VOTES WITH CONFLICT:		1.2%								
MAXIMUM PERCENTAGE OF MEMBER CONFLICTS PER MEETING:		9.3%								

Summary of Board of Fisheries Vote Abstentions (2001-2006)

2002/2003 PWS AND SOUTHEAST CYCLE

<u>Meeting dates</u>	<u>Topics</u>	<u>Proposals</u>	<u>Engel</u>	<u>Jordan</u>	<u>White</u>	<u>Szczesny</u>	<u>R. Nelson</u>	<u>Dersham</u>	<u>Holm</u>	<u>Comments</u>
Oct. 17-19, 2002	Worksession (36 ACRs)	0	0	0	0	0	0	0	0	
Oct. 20-21, 2002	Groundfish, Chinook	5	0	0	0	0	0	0	0	
			<u>Engel</u>	<u>Jordan</u>	<u>vacant</u>	<u>Szczesny</u>	<u>R. Nelson</u>	<u>Dersham</u>	<u>Holm</u>	
Dec. 5-6, 2002	Chinook	16	0	0	0	0	0	0	0	
			<u>Engel</u>	<u>Morris</u>	<u>Jensen</u>	<u>A. Nelson</u>	<u>R. Nelson</u>	<u>Dersham</u>	<u>Andrews</u>	
Jan. 20-28, 2003	Southeast herring, groundfish, Dungeness crab, shrimp, misc. shellfish	174	0	0	19	0	0	0	0	Jensen conflict on 188, A, 200-208, 212-216, 218, 220 (Dungeness crab).
Jan. 31-Feb. 5, 2003	Prince William Sound and Copper River finfish	104	0	0	0	0	0	0	0	
Feb. 20-28, 2003	Southeast and Yakutat finfish	122	0	0	16	0	0	0	0	Jensen conflict on 366-370 (Hidden Falls, Deep Inlet, and Anila Bay terminal area), 380 (allocation), 383-385, 388-392 (allocation and seasons), and 210-211 (Dungeness crab).
Mar. 17-25, 2003	Statewide dungeness crab, shrimp, misc. shellfish, supplemental issues	71	0	0	0	0	0	0	0	
Apr. 30, 2003	Dutch Harbor food and bait herring	1	0	0	0	0	0	0	0	
May 14, 2003	Dutch Harbor food and bait herring	1	0	0	0	0	0	0	0	
Jun. 24, 2003	Bristol Bay red king crab	2	0	0	0	0	0	0	0	
TOTAL NUMBER OF PROPOSALS FOR CYCLE:		496	0	0	35	0	0	0	0	
NUMBER OF PROPOSALS WITH CONFLICT:		35								
PERCENT OF PROPOSALS WITH CONFLICT:		7.1%								
TOTAL NUMBER OF VOTES		3,472								
NUMBER OF VOTES WITH CONFLICT:		35								
PERCENT OF VOTES WITH CONFLICT:		1.0%								
MAXIMUM PERCENTAGE OF MEMBER CONFLICTS PER MEETING:		13.1%								

Summary of Board of Fisheries Vote Abstentions (2001-2006)

2003/2004 BRISTOL BAY, A-Y-K, ALASKA PENINSULA CYCLE

<u>Meeting dates</u>	<u>Topics</u>	<u>Proposals</u>	<u>Morris</u>	<u>A. Nelson</u>	<u>Jensen</u>	<u>Andrews</u>	<u>R. Nelson</u>	<u>Dersham</u>	<u>Bouse</u>	<u>Comments</u>
Oct. 1-3, 2003	Worksession (24 ACRs)	0	0	0	0	0	0	0	0	
Oct. 4, 2003	Pribilof Islands blue king crab	1	0	0	0	0	0	0	0	
Nov. 12-17, 2003	Statewide finfish	31	0	0	1	0	0	0	0	Jensen conflict on Area A registration
Nov. 18-19, 2003	Chignik purse seine coop fishery	6	0	6	0	0	0	0	0	Nelson conflict on all proposals
Dec. 9-17, 2003	Bristol Bay finfish	75	0	0	0	0	0	0	0	
Jan. 12-19, 2004	Arctic-Yukon-Kuskokwim finfish	32	0	0	0	0	0	0	0	
Feb. 15-26, 2004	Alaska Peninsula/Aleutian Islands finfish	84	0	0	0	0	0	0	0	
Apr. 4-5, 2004	Prince William Sound allocation plan	2	0	0	0	0	0	0	0	
TOTAL NUMBER OF PROPOSALS FOR CYCLE:		231	0	6	1	0	0	0	0	
NUMBER OF PROPOSALS WITH CONFLICT:		7								
PERCENT OF PROPOSALS WITH CONFLICT:		3.0%								
TOTAL NUMBER OF VOTES		1,617								
NUMBER OF VOTES WITH CONFLICT:		7								
PERCENT OF VOTES WITH CONFLICT:		0.4%								
MAXIMUM PERCENTAGE OF MEMBER CONFLICTS PER MEETING:		3.2%								

Summary of Board of Fisheries Vote Abstentions (2001-2006)

2004/2005 COOK INLET/KODIAK CYCLE

<u>Meeting dates</u>	<u>Topics</u>	<u>Proposals</u>	<u>Morris</u>	<u>A. Nelson</u>	<u>Jensen</u>	<u>Andrews</u>	<u>Heyano</u>	<u>Dersham</u>	<u>Bouse</u>	<u>Comments</u>
Jul. 1, 2004	Teleconference re Kaslof sockeye	1	0	0	0	0	0	0	0	
Jul. 5, 2004	Teleconference re Kaslof sockeye	1	0	0	0	0	0	0	0	
Jul. 19, 2004	Teleconference re Kaslof and Kenai late-run sockeye	1	1	0	0	0	0	0	0	Morris conflict on emergency petition re Cook Inlet
Aug. 4, 2004	Teleconference re Cook Inlet eastside commercial and Kenai personal use	1	0	0	0	0	0	0	0	
Sep. 28, 2004	Teleconference re Kenai River coho	1	0	0	0	0	0	0	0	
Oct. 5-7, 2004	Worksession (24 ACRs)	0	0	0	0	0	0	0	0	
Nov. 11-13, 2004	Lower Cook Inlet finfish	34	0	0	0	0	3	6	0	Dersham conflict on 17-21 and 23 (guide registration, Dolly Varden, trout, enforcement, and gaff use). Heyano conflict on 33 (Bristol Bay drift gear).
Nov. 14-17, 2004	Chignik finfish	33	0	0	1	0	0	0	0	Jensen conflict with emergency petition re Dungeness crab in southeast.
Jan. 7-10, 2005	Kodiak finfish	134	0	0	0	0	3	0	0	Heyano conflict on three herring proposals
Jan. 17-29, 2005	Upper Cook Inlet finfish	258	25	0	0	0	0	3	0	Dersham conflict on 149, 250, and 289. Morris conflict on 144, 145, 147, 148, 151, 153-166, 191 (Kenai sockeye), 158 (Russian River sockeye), 178, 188, 182, 184, 195 (Northern District salmon), 189 (Central District periods), 231, 134, 135, 139, 242, and 243 (Upper Cook Inlet plans).
Mar. 7-13, 2005	Statewide king and Tanner crab, supplemental issues	68	0	0	3	0	4	0	0	Heyano conflict on Proposals 458 (OEG for Kvichak), 420 (Bering sea crab CDQ) 424 & 426 (pot gear Bering sea crab). Jensen conflict on 402 & 404 (Southeast Tanner crab) and 457 (Taku and Sitkine king salmon)
TOTAL NUMBER OF PROPOSALS FOR CYCLE:		532	26	0	4	0	10	9	0	
NUMBER OF PROPOSALS WITH CONFLICT:		49								
PERCENT OF PROPOSALS WITH CONFLICT:		9.2%								
TOTAL NUMBER OF VOTES		3,724								
NUMBER OF VOTES WITH CONFLICT:		49								
PERCENT OF VOTES WITH CONFLICT:		1.3%								
MAXIMUM PERCENTAGE OF MEMBER CONFLICTS PER MEETING:		9.7%								

Summary of Board of Fisheries Vote Abstentions (2001-2006)

2005/2006 PWS AND SOUTHEAST CYCLE

		<u>Proposals</u>	<u>Morris</u>	<u>A. Nelson</u>	<u>Jensen</u>	<u>Andrews</u>	<u>Heyano</u>	<u>Campbell</u>	<u>Bouse</u>	<u>Comments</u>
Oct. 13-14, 2005	Worksession (45 ACRs)	0	0	0	0	0	0	0	0	
Oct. 15-16, 2005	State-waters trawl	3	1	0	0	0	0	0	0	Morris conflict on Central Gulf of Alaska portion of proposal
Nov. 15-16, 2005	Chignik salmon	1	0	0	0	0	0	0	0	
Dec. 1-8, 2005	Prince William Sound and Copper River finfish	84	0	0	0	0	2	0	0	Heyano conflict on Proposals 78 and 79 (sablefish, herring)
Dec. 29, 2005	Teleconference re Adak P-cod	0	0	0	0	0	0	0	0	
Jan. 22-Feb. 1, 2006	Southeast and Yakutat finfish	142	0	0	39	0	0	0	0	Jensen conflict on specific salmon and herring proposals
Feb. 20-26, 2006	Southeast groundfish, dungeness crab, shrimp, misc. shellfish; plus Aleutian Island P-cod	82	0	1	22	0	0	0	0	Nelson conflict on Proposal 398 (Aleutian Islands P-cod); Jensen conflict on 226-234, 269, and 271-282 (crab, groundfish)
Mar. 17-23, 2006	Statewide dungeness crab, shrimp, misc. shellfish, supplemental issues	107	0	1	0	0	1	0	0	Heyano conflict on Proposal 396 (alter CDQ crab quotas); Nelson conflict on Nunavak coop plan
May 3, 2006	Bering Sea crab	1	0	0	0	0	0	0	0	
TOTAL NUMBER OF PROPOSALS FOR CYCLE:		420	1	2	61	0	3	0	0	
NUMBER OF PROPOSALS WITH CONFLICT:		67								
PERCENT OF PROPOSALS WITH CONFLICT:		16.0%								
TOTAL NUMBER OF VOTES		2,940								
NUMBER OF VOTES WITH CONFLICT:		67								
PERCENT OF VOTES WITH CONFLICT:		2.3%								
MAXIMUM PERCENTAGE OF MEMBER CONFLICTS PER MEETING:		27.5%								

Summary of Board of Fisheries Vote Abstentions (2001-2006)

2006/2007 BRISTOL BAY, AYK, ALASKA PENINSULA CYCLE

<u>Meeting dates</u>	<u>Topics</u>	<u>Proposals</u>	<u>Morris</u>	<u>A. Nelson</u>	<u>Jensen</u>	<u>Andrews</u>	<u>Heyano</u>	<u>Campbell</u>	<u>Williams</u>	<u>Comments</u>
Oct. 12-13, 2006	Worksession (29 ACRs)	0	0	0	0	0	0	0	0	
Oct. 14-15, 2006	State-waters trawl	6	1	0	0	0	0	0	0	Morris conflict on Cook Inlet Pollock
Oct. 31, 2006	Teleconference re Adak pollock	0	0	0	0	0	0	0	0	
Dec. 4-12, 2006	Bristol Bay finfish	120	0	0	0	0	38	0	0	Heyano conflict on Nushagak River salmon, herring
Jan. 31-Feb. 5, 2007	Arctic-Yukon-Kuskokwim finfish	56								
Feb. 6-11, 2007	Alaska Peninsula/Aleutian Islands finfish	48								
Mar. 9-13, 2007	Statewide finfish	26								
TOTAL NUMBER OF PROPOSALS FOR CYCLE:		256	1	0	0	0	38	0	0	
NUMBER OF PROPOSALS WITH CONFLICT:		39								
PERCENT OF PROPOSALS WITH CONFLICT:		15.2%								
TOTAL NUMBER OF VOTES		1,792								
NUMBER OF VOTES WITH CONFLICT:		39								
PERCENT OF VOTES WITH CONFLICT:		2.2%								
MAXIMUM PERCENTAGE OF MEMBER CONFLICTS PER MEETING:		31.7%								

Six-year summary for 2001/2002 through 2006/2007 cycles

MEAN NUMBER OF PROPOSALS PER CYCLE:	409	(Range: 231 - 532)
MEAN NO. OF PROPOSALS WITH CONFLICT:	40	(Range: 7 - 67)
PERCENT OF PROPOSALS WITH CONFLICT:	9.7%	(Range: 3.0 - 15.7%)
MEAN NUMBER OF VOTES PER CYCLE:	2,864	(Range: 1,717 - 3,724)
MEAN NUMBER OF VOTES WITH CONFLICT:	40	(Range: 7 - 67)
PERCENT OF VOTES WITH CONFLICT:	1.4%	(Range: 0.4 - 2.2%)
AVERAGE MAXIMUM PERCENTAGE OF MEMBER CONFLICTS PER MEETING:	15.7%	(Range: 3.2 - 31.7%)