

ALASKA LEGISLATURE COMMITTEE FILES 2007-2008 SRRES 12727

Westlaw.

Page 1

18 U.S.C.A. § 1905

C

Effective: [See Notes]

United States Code Annotated Currentness

Title 18. Crimes and Criminal Procedure (Refs & Annos)

* Part 1. Crimes (Refs & Annos)

* Chapter 93. Public Officers and Employees (Refs & Annos)

→ § 1905. Disclosure of confidential information generally

Whoever, being an officer or employee of the United States or of any department or agency thereof, any person acting on behalf of the Office of Federal Housing Enterprise Oversight, or agent of the Department of Justice as defined in the Antitrust Civil Process Act (15 U.S.C. 1311-1314), or being an employee of a private sector organization who is or was assigned to an agency under chapter 37 of title 5, publishes, divulges, discloses, or makes known in any manner or to any extent not authorized by law any information coming to him in the course of his employment or official duties or by reason of any examination or investigation made by, or return, report or record made to or filed with, such department or agency or officer or employee thereof, which information concerns or relates to the trade secrets, processes, operations, style of work, or apparatus, or to the identity, confidential statistical data, amount or source of any income, profits, losses, or expenditures of any person, firm, partnership, corporation, or association; or permits any income return or copy thereof or any book containing any abstract or particulars thereof to be seen or examined by any person except as provided by law; shall be fined under this title, or imprisoned not more than one year, or both; and shall be removed from office or employment.

CREDIT(S)

(June 25, 1948, c. 645, 62 Stat. 791; Sept. 12, 1980, Pub.L. 96-349, § 7(b), 94 Stat. 1158; Oct. 28, 1992, Pub.L. 102-550, Title XIII, § 1353, 106 Stat. 3970; Oct. 11, 1996, Pub.L. 104-294, Title VI, § 601(a)(8), 110 Stat. 3498; Dec. 17, 2002, Pub.L. 107-347, Title II, § 209(d)(2), 116 Stat. 2930.)

HISTORICAL AND STATUTORY NOTES

Revision Notes and Legislative Reports

1948 Acts. Based on section 176b of Title 15, U.S.C., 1940 ed., Commerce and Trade; section 216 of Title 18, U.S.C., 1940 ed.; section 1335 of Title 19, U.S.C., 1940 ed., Customs Duties (R.S. § 3167; Aug. 27, 1894, c. 349, § 24, 28 Stat. 557; Feb. 26, 1926, c. 27, § 115, 44 Stat. 117; June 17, 1930, c. 497, Title III, § 335, 46 Stat. 701; Jan. 27, 1938, c. 11, § 2, 52 Stat. 8).

Section consolidates section 176b of Title 15, U.S.C., 1940 ed., Commerce and Trade; section 216 of Title 18, U.S.C., 1940 ed., and section 1335 of Title 19, U.S.C., 1940 ed., Customs Duties.

Words "or of any department or agency thereof" and words "such department or agency" were inserted so as to eliminate any possible ambiguity as to scope of section. (See definition of "department" and "agency" in section 6 of this title.)

References to the offenses as misdemeanors, contained in all of said sections, were omitted in view of definitive

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 25, 2007

House Resource Committee
Rep. Craig Johnson, Co-Chair
Rep. Carl Gatto, Co-Chair
Alaska State Legislature
State Capitol, Room 126
Juneau, AK 99801

RE: Support HB 186

Southeast Alaska Fishermen's Alliance (SEAFA) supports HB 186 that allows data sharing of charter records between ADFG and IPHC and NMFS. Had this data sharing been in place the North Pacific Fishery Management Council (NPFMC) action taken in 2006 for an annual limit for clients on charter vessels in Southeast (2C) would likely be being implemented in 2007 instead it was rescinded because of enforcement issues with the inability to share data. This is why IPHC took an action because the NPFMC could not re-implement a different management measure in time for the 2007 season. The NPFMC at the end of March and at their June meeting will be looking at management measures for Southeast (2C) for 2008, again many of these measures will not work without data sharing between ADFG & NMFS Enforcement. We are attaching several pages of the NPFMC 2C management measures analysis that explain this issue more fully. These measures that can't be implemented without the data sharing in place are the management measures most likely to be the least onerous on the charter industry such as annual limits. The data will also make the implementation of the halibut charter moratorium simpler for all involved. Please pass this legislation so that the NPFMC can take meaningful action that can be implemented.

Sincerely,

Kathy Hansen

Kathy Hansen
Executive Director

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

April 8, 2007

Representative John Harris
Alaska State Legislature
State Capitol, Room 208
Interdepartmental Mail Stop:3100
Juneau, AK 99801-1182

Rep. Harris,

While we were at the NPFMC meeting, everyone was testifying in support of HB 186 although not many had taken the time to write in support so we set up these petitions. You will see that it is a combination of charter and commercial representatives and companies that signed them.

Please use as appropriate for the committee meetings in the Senate.

Thank you for your work on this important issue.

A handwritten signature in black ink, appearing to read "Kathy H.", followed by a horizontal line extending to the right.

Kathy Hansen
Executive Director

Support HB 186 Confidential Sharing of Sportfish Data

We, the undersigned support HB 186 that allows confidential data sharing of sportfish data between NMFS, NMFS Enforcement and IPHC.

Name/Signature (legible)	Address	Affiliation
Edward R Hansen Edward R Hansen	9369 north Douglas Hwy, Juneau	AK Halibut Fisherman
Rick Bierman Rick Bierman	P.O. Box 210166 CUKA Bay, AK 99821	Juneau Charter Boat Owners Assn.
TIM EVERS	P.O. Box 39547 NINILCHIK, AK 99631	Deep Creek Charterboat Assoc.
CHROME CORA CROME	P.O. Box 232 Petersburg, AK 99833	Petersburg Vessel Owners Assoc.
John Hansen John Hansen	417 ARROWHEAD ST. SITKA, AK 99835	THE BOAT COMPANY
KEN NEMAN	1424 MISSISSIPPI RD, SITKA, AK 99615	KACD Charter
CHRIS FIALA	Box 3750 KODIAK AK 99617	KACD Charter
Robert D. Alven Robert D. Alven	Rm 282 4015 20 th Ave W., South Haven, MI 49783	FVDA-NAST
REX MURPHY	PO Box 3309 HOMER AK 99603	AK CHARTER ASSN.
GREG SUITER	10 Box 2302 HOMER AK 99603	ALASKA CHARTER ASSN.
James	PO Box 668 SITKA AK 99835	AK CHARTER ASSN.
Rennan Eude Rennan Eude	Box 576, Wrangell, AK 99929	Commercial Fisherman
JEFF FARVOR	439 Versteiga AVE, SITKA, AK 99835	Commercial Fisherman
ERIK BAHNSEN	P.O. Box 6362 SITKA, AK 99835	Charter Fisherman
DAN PALUCCI	123 ANNA DR, SITKA AK 99835	COMM. FISH.
ANGELA PRADSON Angela Pradson	1709 H.P.E. #3, SITKA AK 99835	COMMERCIAL FISHERMAN
Angie Williams	PO Box 6455 Sitka AK 99835	ALFA
Therese Hubbard	P.O. Box 3302, Seward AK 99664	Commercial Fisherman
Linda Behrke, ALFA	103 Lincoln St 237 SITKA AK 99835	AK Longline Fishermen's Assoc.
John Miller	Box 32425 Juneau, AK 99803	SE Salmon Fisherman
JOHN JENSEN John E Jensen	Box 601 Petersburg AK 99833	COMMERCIAL FISHERMAN

Support HB 186 Confidential Sharing of Sportfish Data

We, the undersigned support HB 186 that allows confidential data sharing of sportfish data between NMFS, NMFS Enforcement and IPHC.

Name/Signature (legible)	Address	Affiliation
<i>Michelle Johnson</i>	119 Saward Street, Sitka, Juneau 99801	Oscar Alaska
<i>Matthew Thoms</i>	P.O. Box 6243 SITKA, AK 99835	Island View Resort
<i>Simon Swensen</i>	Box 4304 KODIAK, AK 99615	Processor
<i>Michael Martin</i>	BOX 351 NOME, AK 99762	COG/NSEIX
<i>Thomas Johnson</i>	Box 889 KODIAK, AK 99615	Elizabeth F. Isaac
<i>John Miller</i>	P.O. Box 349 Kodiak, Alaska 99615	Fly Tey Mat
<i>John Eiler</i>	2900 FRITE COVE RD Juneau 99801	EV WUNDERBAR
<i>Julianne J. Curran</i>	Box 920541 DUSEN HARBOUR, AK 99872	Grand Adventure Hotel
	Box 232 Petersburg, AK 99835	PETERSONS LAGER PUMPKIN AND

Jody Simpson

From: Tomohaus@aol.com
Sent: Tuesday, May 08, 2007 12:00 AM
To: Sen. Charlie Huggins
Subject: (no subject)
Follow Up Flag: Follow up
Flag Status: Green

Senator Huggins:

I am a charter business operator in Sitka. I encourage you to move HB 186 forward.

Both guided sport and commercial IFQ fishers support passage of HB 186. The State of Alaska has the data, but the federal government manages the fish. We need the two to work together for the best possible solutions to the current halibut allocation situation.

The guided sport fishery faces a potentially crippling regulatory package that will be with us until a long term solution for halibut can be developed, passed by the North Pacific Fishery Management Council, signed off on in Washington DC, and implemented. The most optimistic time line for implementation of the long term solution is four years.

Regulations directly impact our ability to compete for regionally and globally. A recent McDowell study estimates charter clients in Sitka brought approximately 32 million to the local economy. HB 186 can help open up management options that would generate the savings needed for the commercial fleet, while being less punitive to the charter fleet.

One of the options the council is considering would be an annual limit to halibut charter clients. This would help to meet the goal of reducing harvest while still preserving the charter clients' 2 daily bag limit option in SE Alaska. We need immediate passage of HB 186 in order to preserve this management option.

Please do what you can to assist both the commercial and charter halibut fishing industries, as well as the coastal communities that depend on them, by supporting a bill that makes sense --- HB 186. This **cannot be delayed** as the NPFMC will make its final action decision on regulating SE Alaska guided halibut industry during the first week of June 2007! Please feel free to call if you have any questions or would like to speak about this further.

Tom Ohaus
Angling Unlimited
www.AnglingUnlimited.com
907-747-3736

See what's free at AOL.com.

Jody Sim

From: Tom Gemmell [gemmell@gci.net]
Sent: Thursday, May 03, 2007 9:45 PM
To: Sen. Charlie Huggins; Sen. Bert Stedman; Sen. Lyda Green; Sen. Gary Stevens; Sen. Lesil McGuire; Sen. Bill Wielechowski; Sen. Tom Wagoner; Sen. Kim Elton
Subject: HB 186
Follow Up Flag: Follow up
Flag Status: Green

Dear Senators,

I support HB 186 and urge immediate approval. Managers need access to data in order to adequately manage and protect the resource.

If federal managers do not have access to guided sport harvest data, they will need to create a federal log book system and this will result in added cost for taxpayers.

Thank you,

Sincerely,

Tom Gemmell
3201 Nowell Ave
Juneau, AK 99801-1933

Jody Simpson

From: Matthew Metcalf [mmetcalf@topdog-is.com]
Sent: Friday, May 04, 2007 2:39 AM
To: Sen. Tom Wagoner
Cc: Sen. Lyda Green; Sen. Lesil McGuire; Sen. Bill Wielechowski; Sen. Gary Stevens; Sen. Bert Stedman; Sen. Charlie Huggins
Subject: In support of HB186

Follow Up Flag: Follow up
Flag Status: Green

Dear Senators,

I urge you to support and immediately approve HB186 to allow Halibut Charter data sharing between ADF&G and the National Marine Fisheries Service. Fishery managers need access to data to effectively manage the Halibut resource. Thank you.

Sincerely,

Matthew R. Metcalf

Jody Simpson

From: Greg & Cheryl Smith [gcsmith@olympen.com]
Sent: Friday, May 04, 2007 6:21 AM
To: Sen. Charlie Huggins
Subject: HB 186
Follow Up Flag: Follow up
Flag Status: Green

I support HB 186 and urge immediate approval. Managers need access to data in order to adequately manage and protect the resource. Greg Smith

Jody Simpson

From: Victoria O'Connell [v.oconnell@gci.net]
Sent: Friday, May 04, 2007 7:43 AM
To: Sen. Bert Stedman; Sen. Bill Wielechowski; Sen. Charlie Huggins; Sen. Gary Stevens; Sen. Lesil McGuire; Sen. Lyda Green; Sen. Tom Wagoner
Subject: *****SPAM***** HB 186
Follow Up Flag: Follow up
Flag Status: Green

Dear Senators:

I am emailing to urge you to support HB186 and have it be immediately effective. It is crucial that ADF&G be able to share charter halibut data with NMFS, NOAA enforcement, and the US Coast Guard in order for this important resource to be appropriately managed. The charter season begins in less than 2 weeks so immediate passage and implementation is critical.

Thank you very much,
Tory O'Connell
107 Finn Alley
Sitka, AK 99835

Jody Simpson

From: Audrey [ucida@acsalaska.net]
Sent: Friday, May 04, 2007 8:18 AM
To: Sen. Charlie Huggins
Subject: HB 186
Follow Up Flag: Follow up
Flag Status: Green

I support HB 186 and urge immediate approval. Managers need access to data in order to adequately manage and protect the resource.

Thank you,

Audrey Stephens

Kasilof, Alaska

Jody Simpson

From: scraig@icystraitadventures.com
Sent: Friday, May 04, 2007 8:18 AM
To: Sen. Charlie Huggins
Subject: HB 186

Follow Up Flag: Follow up
Flag Status: Green

The Honorable Senator Huggins,

I am a charter boat operator and a commercial halibut fisherman.
I support HB 186 and urge immediate approval.
Managers need access to data in order to adequately manage and protect the resource.

Thank you,

Sandra Craig
PO Box 13
Elfin Cove, AK 99825

mail2web.com - Microsoft® Exchange solutions from a leading provider -
<http://link.mail2web.com/Business/Exchange>

Jody Simpson

From: Mac [captainmac@alaskasbestlodge.com]
Sent: Friday, May 04, 2007 1:41 PM
To: Sen. Charlie Huggins
Subject: Re: Need HB 186 before June NPFMC Meeting
Follow Up Flag: Follow up
Flag Status: Completed

Thank you Jody. If he has any questions please don't hesitate to call, anytime.

Mac

Larry "Mac" McQuarrie
Halibut Charter Coalition of Alaska
Region 2C Vice-President
P.O. Box 8500
Ketchikan, AK 99901
Phone 1-907-247-7252
Cell 1-907-617-2790
Fax 1-907-247-7255 --

On 5/4/07 3:29 PM, "Sen. Charlie Huggins" <Senator_Charlie_Huggins@legis.state.ak.us> wrote:

Thank you for contacting Senator Huggins on this important issue. I have printed off your message and provided it to the Senator for his review.

Jody Simpson, Legislative Staff
Office of Senator Charlie Huggins
Phone: (907)465-3878 / Fax: (907)465-3265
Alaska State Capitol, Room 119
Juneau, Alaska 99801-1182

Jody_Simpson@legis.state.ak.us

From: Mac [<mailto:captainmac@alaskasbestlodge.com>]
Sent: Thursday, May 03, 2007 4:13 PM
To: Sen. Charlie Huggins
Cc: Bob Candopoulos; John Goodhand; Ken Dole; Ken Larson; Kimbers; Perry Flotre; Robert Ward; Tim Evers; Bob Candopoulos; Ken Dole; Ken Larson; Stan Malcomb; Rick and Karen Bierman; John Goodhand; Tim Evers; Perry Flotre; Sonny and Vicky Campbell; Theresa Weiser; angela@kpunet.net; Bearvalleylodge@starband.net; Bill & Louise Pattison; Brad Saalsaa; Chip Porter; Darell Welk; Don Westlund; fishincapt@pocketmail.com; info@boardwalklodge.com; Info@elcapitanlodge.com; info@SoutheastSportfishing.com; Ivan Leighton; Jay Lloyd; Jerry Newman; Jim Moody; Ken Teune; Kevin Beck; Mike & Carla Szitas; Ron Moyer; Russell Thomas; Sam Dalin; Sonny and Vicky Campbell; Tommy White; wheelhouse@classicalaskacharters.com; art@boardwalklodge.com.; Brad Stuart;

leez@alaskabestfishing.com; sunnahae@aptalaska.net; floatel@aptalaska.net;
sheltercovelodge@hotmail.com

Subject: Need HB 186 before June NPFMC Meeting

Senator Huggins,

My name is Larry ("Mac") McQuarrie. I operate Sportsman's Cove Lodge, on Prince of Wales Island.
<http://www.alaskasbestlodge.com>. We employ 8-10 people year-round and 34 people in-season.

My family and I have been in the lodge/charter business in Alaska since 1984. I have been active in issues concerning charter halibut fishing since 1990 when I was a member of the Conference Board at the IPHC. At the North Pacific Fishery Management Council (NPFMC) I have been involved since 1993 and have served on the Charter Halibut GHF Committee, then the Charter Halibut IFQ Committee, and now on the Charter Halibut Stakeholders Committee.

On March 21st, 2007, I testified at the House Fisheries Committee in support of HB 186. The charter halibut industry is facing very restrictive management measures to maintain the guided halibut catch below a Guideline Harvest Level in 2008. Some options being considered will be difficult, or impossible to implement without the sharing of data in ADF&G charterboat logbooks with federal agencies such as the National Marine Fisheries Service (NMFS). HB 186 would allow the sharing of data between State and federal agencies which may be critical to adding additional management tools to the toolbox.

Time is of the essence. At the June 4th meeting of the NPFMC in Sitka, the Council will be taking Final Action on management measures to control the charter fleet within the GHF in 2008.

With HB 186 in place, additional management options will be available that could be less disruptive to the charter fleet and the support industries that rely upon it. If HB 186 is not in place prior to Final Action by the NPFMC management tools that will provide more flexible alternatives may not be available for 2008.

Thank you for your consideration.

Sincerely,

Larry "Mac" McQuarrie
Halibut Charter Coalition of Alaska
Region 2C Vice-President
P.O. Box 8500
Ketchikan, AK 99901
Phone 1-907-247-7252
Cell 1-907-617-2790
Fax 1-907-247-7255 --

Jody Simpson

From: Jason Miller [jlmiller1@gci.net]
Sent: Friday, May 04, 2007 8:57 AM
To: Sen. Charlie Huggins
Subject: HB 186
Follow Up Flag: Follow up
Flag Status: Green

Senator Huggins,

As an Alaska resident, halibut IFQ holder, and commercial fisherman I support HB 186 and I urge your immediate approval of this bill.

Managers need access to data in order to adequately manage and protect the resource.

Thank you for your attention to this matter.

Jason L. Miller
PO Box 1473
Petersburg, AK 99833
(907) 772.2988
jlmiller1@gci.net

Jody Simpson

From: George & Tammy [eliason@gci.net]
Sent: Friday, May 04, 2007 6:55 PM
To: Sen. Charlie Huggins
Subject: Hb186
Follow Up Flag: Follow up
Flag Status: Green

Greetings,

Just a short note to let you know that I support HB 186 and urge immediate approval. Managers need access to data in order to adequately manage and protect the resource. Again, I urge you to support HB186.

George Eliason

Sitka, AK 99835

Jody Simpson

From: Patricia Phillips [pdjep@ptialaska.net]
Sent: Friday, May 04, 2007 7:21 PM
To: Sen. Charlie Huggins; Sen. Bert Stedman; Sen. Lyda Green; Sen. Gary Stevens; Sen. Lesil McGuire; Sen. Bill Wielechowski; Sen. Tom Wagoner
Subject: HB 186
Follow Up Flag: Follow up
Flag Status: Green

"An Act relating to sharing with certain federal agencies records required of sport fishing guides; and providing for an effective date."

Dear State Senate Resources committee members:

Please support and endorse HB 186. The regulatory divisions absolutely need credible and reliable information to maintain sustainable harvest rates and stock populations that benefit our coastal communities. We need to get a handle on real numbers of the sport fish harvest.

Thank you,

Patricia Phillips
President
Pacific Fishing Inc.
P.O. Box 33
Pelican, Alaska 99832

Jody Simpson

From: Tina McNamee [tina_mcnamee@hotmail.com]
Sent: Friday, May 04, 2007 9:30 PM
To: Sen. Charlie Huggins
Subject: HB 186 - please help pass this bill!
Follow Up Flag: Follow up
Flag Status: Green

Dear Senator Huggins:

I am a Sitka resident and owner/operator of a small sportfishing lodge. As you are probably aware, those of us who live in Alaskan coastal communities have witnessed divisiveness among charter and commercial fishermen - especially over the halibut resource. In this case however, both the charter and commercial sectors do agree on one issue that I hope you can get behind ---

We need House Bill 186 to pass for all our benefit. Since the halibut resource is a federally managed fishery, it is imperative that the state be allowed to share data at the federal level so that the resource can be managed more effectively.

Unfortunately, because the halibut charter guideline harvest level was set at an inadequate amount - and not originally linked to moratorium, the charter fleet now faces potentially devastating harvest restrictions in order to decrease our harvest levels until a permanent solution takes place. That permanent solution is at least 4 years out. In the meantime, the North Pacific Fishery Management Council (NPFMC) will meet early next month to decide how to restrict SE Alaska's halibut charter fleet - some of the options they are looking at are potential season closures or cutting the bag limits in half! This would certainly cripple our ability to market competitively on both a statewide and global scale. This will drive repeat business and new clientele away from choosing SE Alaska as the place to spend money on a charter fishing trip. A recent McDowell study done estimated charter clients in Sitka brought approximately 32 million to the local economy.

HB 186 can help open up management options that would generate the savings needed for the commercial fleet, while being less punitive to the charter fleet. One of the options the council is considering would be an annual limit to halibut charter clients. This would help to meet the goal of reducing harvest while still preserving the charter clients' 2 daily bag limit option in SE Alaska. This bill must be passed without delay if we are to preserve such positive management options.

Please do what you can to assist both the commercial and charter halibut fishing industries, as well as the coastal communities that depend on them, by supporting a bill that makes sense --- HB 186. This **cannot be delayed** as the NPFMC will make its final action decision on regulating SE Alaska guided halibut industry during the first week of June 2007! Please feel free to call if you have any questions or would like to speak about this further.

Respectfully,

Tina McNamee
IslandView Resort & Charters, LLC
PO Box 6243
Sitka, AK 99835
907-747-6544

Connect to the next generation of MSN Messenger [Get it now!](#)

Jody Simpson

From: Jim Herbert [jherbert@seward.net]
Sent: Saturday, May 05, 2007 7:24 AM
To: Sen. Charlie Huggins
Subject: HB 186
Follow Up Flag: Follow up
Flag Status: Green

Dear Senator Huggins:

The sharing of information between our Department of F&G and the NMFS is important to protecting Alaska's resources. I support HB 186 and urge you to approve it.

Thank you.

Jim Herbert
POB 1461
Seward, AK
99664

Jody Simpson

From: Gary Mulligan [gpfishagan@hotmail.com]
Sent: Saturday, May 05, 2007 1:45 PM
To: Sen. Charlie Huggins
Subject: Support HB186

Follow Up Flag: Follow up
Flag Status: Green

I urge support of HB 186 to ensure that managers have adequate access to data for proper management. Thank you, Gary Mulligan

Jody Simpson

From: ronc@wildblue.net
Sent: Saturday, May 05, 2007 6:31 PM
To: Sen. Charlie Huggins

Follow Up Flag: Follow up
Flag Status: Green

I support HB 186 and urge immediate approval.
Managers need access to data in order to adequately manage and protect the resource.
Ron Conatser

Jody Simpson

From: Alan Otness [alanotness@aptalaska.net]
Sent: Saturday, May 05, 2007 6:52 PM
To: Sen. Charlie Huggins
Subject: HB 186
Follow Up Flag: Follow up
Flag Status: Green

I support HB 186 and urge you to approve this immediately, and especially before this session ends. Managers need access to real data, not just guesses in order to manage and protect the resource. If fishing guides don't even share catch records with management at present how in the world can the resource have a chance? Commercial fishermen are punished, and can be jailed for going over their quotas. I feel that the guided sport industry should be subject to the same sorts of rules. Over-all quotas are set. Each component of the industry should have to meet them, and NOT exceed them.

Alan D. Otness

Jody Simpson

From: ernie eggleston [sawnlog@yahoo.com]
Sent: Sunday, May 06, 2007 10:18 AM
To: Sen. Charlie Huggins; Sen. Bert Stedman; Sen. Lyda Green; Sen. Gary Stevens; Sen. Lesil McGuire; Senator_Thomas_Wagnor@legis.state.ak.us; Sen. Bill Wielechowski
Subject: *****SPAM***** support HB 186
Follow Up Flag: Follow up
Flag Status: Green

I support HB 186 and urge immediate approval. Managers need access to data in order to adequately manage and protect the resource. The charter fleet needs to diversify like other commercial fisherman have learned to do, like finding clients that don't need as much meat to subsidize their vacations. Thank you for your time.

Ahhh...imagining that irresistible "new car" smell?
Check out [new cars at Yahoo! Autos.](#)

Jody Simpson

From: Anne Williams [amwilli@gmail.com]
Sent: Sunday, May 06, 2007 2:14 PM
To: Sen. Charlie Huggins; Sen. Bert Stedman; Sen. Lyda Green; Sen. Gary Stevens; Sen. Lesil McGuire; Sen. Bill Wielechowski; Sen. Tom Wagoner
Subject: Why I support HB 186
Follow Up Flag: Follow up
Flag Status: Green

Information sharing is important for sound fisheries management. I am an Alaskan citizen and moved here to be involved in the state's fisheries. Fisheries biology is more my field than fisheries policy. The biological community has made important discoveries with the help of collaboration from other scientists. We should not be so secretive with information because it bogs down the processes of needed procedures for management. Transparency should be a good thing. Please support HB 186!

Thanks,
Anne Williams
PO Box 6455
Sitka, AK 99835

Jody Simpson

From: Alfa Fish [alfafish@ptialaska.net]
Sent: Monday, May 07, 2007 10:28 AM
To: Sen. Bert Stedman; Sen. Bill Wielechowski; Sen. Charlie Huggins; Sen. Gary Stevens; Sen. Lesil McGuire; Sen. Lyda Green; Sen. Tom Wagoner
Cc: halibut coalition
Subject: *****SPAM***** HB 186
Follow Up Flag: Follow up
Flag Status: Green

Dear Senators,

On behalf of the Alaska Longline Fishermen's Association (ALFA), I am writing to urge immediate adoption of HB 186.

In order to adequately protect and manage the resource, crucial data must be available to all involved regulatory bodies. Regulatory agencies in Alaska currently share data on commercial catch; HB 186 will provide managers with comparable access to charter harvest data. Successful passage of HB 186 will ensure timely availability of data without compromising its confidential status.

During the first week of June, the North Pacific Fishery Management Council will be considering management measures for the charter fishery. Many of the measures judged to be most effective and least disruptive to charter operations are not currently enforceable due to data sharing restrictions. HB 186 will correct this situation, providing for effective management and necessary resource protection.

Thank you for your support and expeditious action on HB 186.

Sincerely,

Linda Behnken
(Director, ALFA)

----- Original Message -----

From: Victoria O'Connell
To: [Senator Bert Stedman@legis.state.ak.us](mailto:Senator_Bert_Stedman@legis.state.ak.us) ; [Senator Bill Wielechowski@legis.state.ak.us](mailto:Senator_Bill_Wielechowski@legis.state.ak.us) ;
[Senator Charlie Huggins@legis.state.ak.us](mailto:Senator_Charlie_Huggins@legis.state.ak.us) ; [Senator Gary Stevens@legis.state.ak.us](mailto:Senator_Gary_Stevens@legis.state.ak.us) ;
[Senator Lesil McGuire@legis.state.ak.us](mailto:Senator_Lesil_McGuire@legis.state.ak.us) ; [Senator Lyda Green@legis.state.ak.us](mailto:Senator_Lyda_Green@legis.state.ak.us) ;
[Senator Thomas Wagoner@legis.state.ak.us](mailto:Senator_Thomas_Wagoner@legis.state.ak.us)
Sent: Friday, May 04, 2007 7:43 AM
Subject: HB 186

Dear Senators:

I am emailing to urge you to support HB186 and have it be immediately effective. It is crucial that ADF&G be able to share charter halibut data with NMFS, NOAA enforcement, and the US Coast Guard in order for this important resource to be appropriately managed. The charter season begins in less than 2 weeks so immediate passage and implementation is critical.

Thank you very much,
Tory O'Connell
107 Finn Alley
Sitka, AK 99835



**LEGISLATIVE AFFAIRS AGENCY
LEGISLATIVE INFORMATION OFFICE**
201 Katlian Street, Suite 200A, Sitka, AK 99835
Phone: 747-6276 Fax: 747-5807
Email: sitka_lio@legis.state.ak.us

DATE: May 9, 2007

TO: Senate Resources

FAX: 465-3265

2 pages, including cover sheet

FROM: John Murray

MESSAGE: Please add this letter as written testimony for HB 186 in Senate Resources Committee. He is unable to attend this meeting. Thank you.

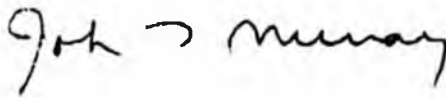
May 9, 2007

Dear Senate Resources:

I support HB 186. I believe the intent of this bill is to allow pertinent information to be accessed by National Marine Fisheries Service (NMFS) from the State of Alaska sport fisheries. It would certainly help NMFS to have timely harvest data.

It is needed for proper management of the resource and to keep sport fisheries from over harvesting their GHJ as has happened in at least the last two years.

Sincerely,

A handwritten signature in black ink that reads "John L. Murray". The signature is written in a cursive style with a large initial "J" and "M".

John L. Murray
F/V Loran
224 Observatory Street
Sitka, AK 99835
747-6212

Jody Simpson

From: Jody Simpson
Sent: Wednesday, April 25, 2007 2:56 PM
To: 'frank_bailey@admin.state.ak.us'
Subject: Senate Resources Cmte - Friday, April 27 - HB 186(FSH)
Attachments: SRES 4-27 (2).doc; HB0186B.pdf

Mr. Bailey,

Thank you for talking with me this afternoon. As I mentioned, on Friday, April 27, the Senate Resources Committee will continue its discussion of HB 186, "An act relating to the sharing with certain federal agencies records required of sports fishing guides; and providing an effective date." I am attaching a copy of the meeting agenda and a copy of the bill under discussion.

On behalf of the committee, I am inviting a representative from your department to participate in the hearing via teleconference to discuss your department's policies and procedures for securing the confidentiality of data during collection, input, and transmission. The meeting begins at 3:30 p.m. on Friday, April 27. It is possible that it may be postponed until 4 p.m., but we will let you know in advance if that happens. The teleconference dial-in number is 1-888-295-4546. Let the operator know your representative has been cleared by the committee aide, Sharon Long.

At a previous hearing of this bill, Senator Huggins, who chairs the committee, inquired about the security of the collection and transmission of the data that is mentioned in this bill. As I understand from speaking to Mike Callahan, at this time each department is basically responsible for its own system security and how its data is collected, input, and transmitted. I further understand that there currently exists no real, integrated audit system now. Senator Huggins would like to learn more about how the current IT system protects and secures data during collection, input, and transmission, as well as how the Department's request for \$4.4M to upgrade the system, add a "DMZ" double-security perimeter around the entire, integrated state system, and implement "PKI" technology could enhance your ability to secure data in all departments. (The senator heard a discussion of your departmental request in Senate Finance and is interested in not only ADF&G's data, specifically, but all state data, in general.)

Mr. Callahan suggested that Darrell Davis would be the person to address the committee. However, in speaking with you this afternoon, you thought someone from ADF&G might be the better person to teleconference. Whoever you assign, it would be best to have someone who is able to speak both to the individual department's processes and to the larger, global, integrated state-wide system (\$4.4M request).

We would appreciate knowing the name of the staff person who will be participating as soon as you have it, so that we can get that information on the notes we prepare in advance for the senator.

If you have questions or concerns about this request, please feel free to contact me at the below numbers. Thank you.

Jody Simpson, Legislative Staff

Office of Senator Charlie Huggins
Phone: (907)465-3878 / Fax: (907)465-3265
Alaska State Capitol, Room 119
Juneau, Alaska 99801-1182

Jody_Simpson@legis.state.ak.us

4/25/2007

Jody Simpson

From: Douglas S Vincent-Lang [douglas_vincent-lang@fishgame.state.ak.us]
Sent: Thursday, April 26, 2007 11:50 AM
To: Jody Simpson; Sharon Long
Cc: frank_bailey@admin.state.ak.us; 'Tim M Barry'
Subject: RE: Senate Resources Cmte - Friday, April 27 - HB 186(FSH)
Attachments: LB Data Security (2).doc

Jody/Sharon

Regarding the questions below, I can address 1 and 3. The memo attached from our head IT person describes the procedures we have in place assure security and accountability of confidential logbook information we have in our possession. I will be glad to answer any questions you may have about it. Regarding the third issue, the amendment I sent to Sharon with the existing state-federal MOU assures that any shared information will be protected and secured.

Regarding the second question, what is being done statewide to better protect confidential information is beyond my control. I suggest you have someone from DOA address that concern.

If there is anything additional you need please feel free to call me at 242-4006.

Doug

From: Bailey, Frank (Dept. of Admin) [mailto:]
Sent: Wednesday, April 25, 2007 3:08 PM
To: tim_barry@fishgame.state.ak.us
Cc: Brooks, Kevin (Dept. Admin)
Subject: FW: Senate Resources Cmte - Friday, April 27 - HB 186(FSH)

Tim,

Below is what Jody sent me.

The questions she specifically wanted to know are:

1. What is in place now to keep sensitive data safe and secure? (Jody's understanding is that currently there is none)
2. What is the plan for improving this over the long-run? (ETS would have info (Callahan or Davis) in terms of the upcoming DMZ and Security Initiative)
3. How can residents be assured that the data they transmit will be safe in passage of this bill?

I told Jody that our recommendation was that someone from the Department of Fish and Game's IT staff would be best equipped to testify on this issue because the questions should pertain specifically to that Department. I told her that we would get back with her either way. Can you let me know what your plan is and I'll close the loop with Rachael, Kevin and ETS?

Thanks Tim.

FB

From: Jody Simpson [mailto:Jody_Simpson@legis.state.ak.us]
Sent: Wednesday, April 25, 2007 2:56 PM

4/26/2007

Jody Simpson

From: Robert Ward [bob@awardcharters.com]
Sent: Tuesday, May 08, 2007 5:50 PM
To: Sen. Charlie Huggins
Subject: HB 186
Follow Up Flag: Follow up
Flag Status: Green

Dear Senator Huggins,

I am the secretary of the Homer Charter Association located in Homer, Alaska. We are a trade association of halibut and salmon charter service providers with more than 35 members. We have discussed and wish to express our support of the House Bill 186, for sharing the required charter logbook data with the federal government agencies. This simple authorization will assist us in many allocation and resource conservation measures being considered by both the state Department of Fish and Game and the North Pacific fisheries Management Council. This year we are facing draconian measures that are required only due to the lack of information sharing by the AKF&G and the National Marine Fisheries Service. If this bill was passed today the operators of the charters could catch and retain some non federally managed fish for personal consumption, but without this bill we must be managed by a broad brush AKF&G Commissioner Emergency Order that takes away all fish retention privileges. Please schedule this bill for the required hearings and pass this bill with our support. Thank you.

Robert Ward - Secretary Homer Charter Association

A-WARD CHARTERS

P. O. Box 631

Anchor Point, AK. 99556

(907) 235-7014

(907) 399-7014 cell

bob@awardcharters.com

<http://www.awardcharters.com>

"IN GOD WE TRUST"

An AMERICAN Phrase

Proposed Legislation
Sharing Sport Fishing Information with Federal Agencies

Alaska Department of Fish and Game

February, 2007

The Alaska Department of Fish and Game has had drafted statutory language to address a gap in current law.

The Department cannot share logbook information from charter fishermen with the National Pacific Fishery Management Council (NPFMC) or the National Oceanic and Atmospheric Administration (NOAA). This is resulting in increased costs and enforcement difficulties. To correct this, the attached draft state legislation would allow ADF&G to share confidential charter logbook information with the NPFMC and NOAA. Shared information would remain confidential.

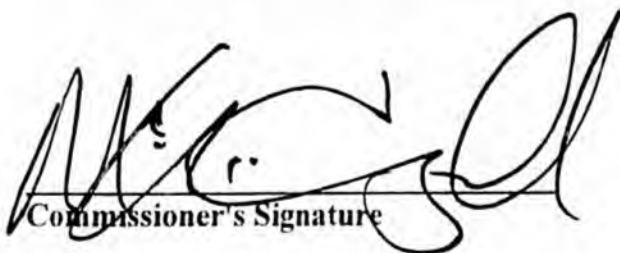
This bill would make two minor amendments to AS 16.05.815, which provides confidentiality to certain reports and records required by ADF&G concerning landings of fish, shellfish or fishery products of fishermen, buyers and processors. Among the records that are confidential under this statute are records required of sport fishing under AS 16.40.280 and 5 AAC 75.076. The current statute provides for a number of exceptions allowing these reports and records to be released to specified entities for limited purposes, and the proposed amendments add exceptions allowing records of sport fishing guides to NMFS and NOAA.

In addition to existing exceptions, this bill will authorize limited release of records required of sport fishing guides for two other purposes. Records from guides, including logbooks, could be shared with the International Pacific Halibut Commission, and for enforcement purposes, with law enforcement personnel of NMFS and NOAA. These records can already be shared with NMFS and NPFMC for the purpose of fishery management planning, so the proposed bill expands the list of uses for the data.

2006 LEGISLATIVE PROPOSAL FORM

- **DEPARTMENT:** Fish and Game
- **SUBJECT OF PROPOSED BILL & SUMMARY OF INTENT:** To share marine sport charter logbook data w/NMFS and NOAA. The Department cannot share logbook information with the NPFMC or NOAA. This is resulting in increased cost and enforcement difficulties. To correct this, the Department plans to propose state legislation that would allow it to share confidential charter logbook information with the NPFMC and NOAA. Shared information would remain confidential. This would require a modification to AS 16.05.815.
- **ESTIMATED FISCAL IMPACT:** Uncertain, although savings are expected as dual state-federal regulations would not be necessary.
- **WHO WILL SUPPORT THIS BILL:** ADF&G, NPFMC, NOAA, sport fish organizations
- **WHAT OTHER DEPARTMENTS WILL BE AFFECTED BY THIS PROPOSAL:** The Department of Public Safety, since it would be able to better conduct joint enforcement with the National Marine Fisheries Service.
- **HAVE YOU DISCUSSED THIS PROPOSAL WITH THE COMMISSIONER (S) OF THE OTHER DEPARTMENTS?** It was discussed with staff at Public Safety via our liaison with the Department.
- **IF SO, DO THEY SUPPORT YOUR PROPOSAL? YES**
- **WHICH MUNICIPAL OR PRIVATE GROUPS WILL SUPPORT THE BILL?** Some charter organizations and commercial fisheries organizations.
- **WHICH MUNICIPAL OR PRIVATE GROUPS HAVE YOU ACTUALLY DISCUSSED THE PROPOSAL WITH?** It has been discussed with a halibut charter stakeholders group and with various charter organizations across the state. It has also been discussed with the NMFS and NOAA.

- **WHICH MUNICIPAL OR PRIVATE GROUPS WILL WRITE LETTERS OF SUPPORT OR TESTIFY IN SUPPORT OF THE BILL?** Some charter organizations across the state.
- **WHAT CONCERNS, IF ANY, HAVE YOU HEARD OR RECEIVED FROM ANY SOURCE?** That shared information remain confidential to the extent of the law. The proposed language assures this.
- **WHO WILL OPPOSE THE BILL AND WHY WILL THEY OPPOSE IT?**
- **IDENTIFY AND DESCRIBE ANY PREVIOUS STATE OR FEDERAL LEGISLATION OR SIMILAR EFFORTS IN OTHER STATES WHICH AFFECT OR RELATE TO THIS PROPOSAL**


Commissioner's Signature

10/20/06
Date

BILL NO.

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIFTH LEGISLATURE FIRST SESSION

BY

Introduced:
Referred:

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the sharing, with certain federal agencies, of records required of
2 sport fishing guides."

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 * Section 1. AS 16.05.815(a) is amended to read:

5 (a) Except as provided in (b) and (c) of this section, records required by
6 regulations of the department concerning the landings of fish, shellfish, or fishery
7 products, and annual statistical reports of fishermen, buyers, and processors required
8 by regulation of the department are confidential and may not be released by the
9 department or by the Alaska Commercial Fisheries Entry Commission except as set
10 out in this subsection. The department may release the records and reports set out in
11 this subsection to the Alaska Commercial Fisheries Entry Commission. The
12 department and the Alaska Commercial Fisheries Entry Commission may release the
13 records and reports set out in this subsection to the recipients identified in this
14 subsection if the recipient, other than a recipient under (5) - (9) of this subsection,

1 agrees to maintain the confidentiality of the records and reports. The department and
2 the Alaska Commercial Fisheries Entry Commission may release

3 (1) any of the records and reports to the National Marine Fisheries
4 Service and the professional staff of the North Pacific Fishery Management Council as
5 required for preparation and implementation of the fishery management plans of the
6 North Pacific Fishery Management Council within the exclusive economic zone;

7 (2) any of the records and reports to the professional staff of the
8 Pacific States Marine Fisheries Commission who are employed in the Alaska Fisheries
9 Information Network project for the purpose of exchanging information with users
10 authorized by the department;

11 (3) any of the records and reports to the Department of Revenue to
12 assist the department in carrying out its statutory responsibilities;

13 (4) records or reports of the total value purchased by each buyer to a
14 municipality that levies and collects a tax on fish, shellfish, or fishery products if the
15 municipality requires records of the landings of fish, shellfish, or fishery products to
16 be submitted to it for purposes of verification of taxes payable;

17 (5) such records and reports as necessary to be in conformity with a
18 court order;

19 (6) on request, the report of a person to the person whose fishing
20 activity is the subject of the report, or to a designee of the person whose fishing
21 activity is the subject of the report;

22 (7) on request, annual statistical reports of a fisherman, buyer, or
23 processor to the fisherman, buyer, or processor whose activity is the subject of the
24 report, or to a designee of the fisherman, buyer, or processor whose activity is the
25 subject of the report;

26 (8) any of the records and reports to the Department of Public Safety
27 for law enforcement purposes;

28 (9) fish tickets, fish ticket information, records required of sport
29 fishing guides, and annual statistical reports of fishermen, buyers, and processors and
30 information in those reports to the law enforcement personnel of the National Marine
31 Fisheries Service and the National Oceanic and Atmospheric Administration for the

1 purpose of enforcing fishery laws in waters of this state and in waters of the exclusive
2 economic zone adjacent to this state;

3 (10) fish tickets, [AND] fish ticket information, and records required
4 of sport fishing guides regarding halibut to the International Pacific Halibut
5 Commission;

6 (11) any of the records and reports to the child support services agency
7 created in AS 25.27.010, or the child support enforcement agency of another state, for
8 child support purposes authorized under law; and

9 (12) any of the records and reports to the Department of Natural
10 Resources to assist the department in carrying out its statutory responsibilities in
11 regard to sport fishing operations and sport fishing guides within the Kenai River
12 Special Management Area under AS 41.21.500 - 41.21.514.

ALASKA STATE LEGISLATURE

Sen. Charlie Huggins, Chair
Sen. Bert Stedman, Vice Chair
Sen. Lyda Green
Sen. Gary Stevens
Sen. Lesil McGuire
Sen. Bill Wielechowski
Sen. Thomas Wagoner



State Capitol, Room 119
Juneau AK 99801-1182
907-465-3878
Fax: 907-465-3265
800-862-3878

Senate Resources Committee

Butrovich - Room 205

Friday, April 20, 2007

3:30 p.m. - 5:30 p.m.

AGENDA

- **SB 111 -- KODIAK NARROW CAPE PUBLIC USE AREA**
 - Senator Gary Stevens, Sponsor
 - Doug Letch, Legislative Aide to Sen. Stevens

- **SB 80 - OIL & GAS PRODUCTION TAX: EXPENDITURES**
 - John Norman, Commissioner/Chair, AOGCC
 - Commissioner Pat Galvin, Department of Revenue
 - Kevin Banks, Director, Division of Oil & Gas

- **HB 186 - SPORT FISHING GUIDE RECORDS**
 - Tom Wright, Legislative Aide to Speaker John Harris, Sponsor
 - Doug Vincent-Lang, Alaska Department of Fish and Game

1. Gavel In & Call to Order : Note time – members present

**I CALL THE SENATE RESOURCES COMMITTEE TO ORDER ON
MONDAY, APRIL 23. LET THE RECORD REFLECT THAT IT IS
_____ P.M.**

PRESENT ARE:

**Vice-Chairman Senator Bert Stedman
Senator Gary Stevens
-Senator Lyda Green
Senator Bill Wielechowski
Senator Lesil McGuire
Senator Tom Wagoner
& myself, Senator Charlie Huggins**

2. HB 186 – SPORT FISHING GUIDE RECORDS

**Tom Wright, Staff to Speaker Harris (Sponsor of the bill)
Doug Vincent-Lang, Alaska Department of Fish and Game
Steve Daugherty, Department of Law**

- a. Ask the speakers to place themselves on the record
- b. Go to public testimony if any are signed up
- c. Close public testimony

3. SB 111 – KODIAK NARROW CAPE PUBLIC USE AREA

**Senator Gary Stevens
Doug Letch, staff to Senator Stevens
Dick Mylius, DNR (teleconference)**

- a. Ask the speakers to place themselves on the record
- b. Go to public testimony if any are signed up
- c. Close public testimony

**4. ANNOUNCEMENTS: WEDNESDAY'S COMMITTEE MEETING HAS
BEEN CANCELLED.**

5. Meeting adjourned @ _____.

1. GAVEL In & Call to Order: Note time - members present

**I CALL THE SENATE RESOURCES COMMITTEE
TO ORDER ON FRIDAY, APRIL 27TH. LET THE
RECORD REFLECT THAT IT IS _____ P.M.**

PRESENT ARE:

Vice-Chairman Senator Bert Stedman

Senator Gary Stevens

Senator Lyda Green

Senator Bill Wielechowski - *McQuinn*

& myself, Senator Charlie Huggins

2. HB 186 - SPORT FISHING GUIDE RECORDS

- Tom Wright, Staff to Speaker Harris (Sponsor of Bill)
- Doug Vincent-Lang, AK Dept. of Fish and Game

**3. SB 80 - OIL AND GAS PRODUCTION TAX
EXPENDITURES**

**4. SB 57 MARINE PARKS ADDITIONS/HUNTING
ALLOWED**

5. SJR 4 NATURAL GAS FOR STATE RESIDENTS

6. SB 71 PUBLIC ACCESS TO FISHING STREAMS

HB

220

SENATE COMMITTEE REPORT

DATE: 4/23/07

FURTHER:

DATE TURNED
IN TO OFFICE: 5/7/07

Resources Committee considered CS FOR HOUSE BILL NO. 220(JUD)

HB 220 BAN COMPUTER-ASSISTED REMOTE HUNTING

"An Act prohibiting computer-assisted remote hunting."

and recommends:

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

SENATE BILL:	
<input type="checkbox"/>	Same Title
<input type="checkbox"/>	New Title
<hr/>	
HOUSE BILL:	
<input type="checkbox"/>	Same Title
<input type="checkbox"/>	Technical Title Change
<input type="checkbox"/>	New Title w/ SCR # _____

NEW FISCAL NOTE(S):

Department	Date	Fiscal	Indet.	Zero	FN#

PREVIOUS FISCAL NOTE(S):

Department	Date	Fiscal	Indet.	Zero	FN#
DFG	3/30			✓	1
DPS	4/12			✓	2

APPROPRIATION - no fiscal note

SIGNATURES AND RECOMMENDATIONS:	PRINTED LAST NAME	DO PASS	DO NOT PASS	NO REC	AMEND
	wielechowski	✓			
	WAGNER	✓			
	STEVES	✗			
	McGuire	✓			
	Green	✓			
CHAIR:	Huggins	✓			

ALASKA STATE LEGISLATURE

While in Session
State Capitol
Juneau, Alaska 99801-1182
(907) 465-4968
Fax: (907) 465-2040



While in Anchorage
716 West 4th Avenue
Anchorage, Alaska 99501
(907) 269-0117
Fax: (907) 269-0119

REPRESENTATIVE BOB BUCH

Representative_Bob_Buch@legis.state.ak.us

Date: April 23, 2007

To: Senator Charlie Huggins, Chairman
Senate Resources Committee
Alaska State Senate

From: Representative Bob Buch
Alaska State House

Re: Hearing Request for HB 220

Dear Senator Huggins:

I respectfully request that House Bill 220, which would prohibit computer assisted remote hunting in Alaska be scheduled for a hearing in the Senate Resources Committee. This bill recently passed the House with a unanimous vote.

Attached you will find a copy of the bill, sponsor statement, sectional and background information. I am also attaching numerous letters of support from organizations such as the Alaska Professional Hunters Association, Humane Society, ASPCA, and Alaska Conservation Alliance. The measure is also endorsed by the NRA and the Alaska Outdoors Council (AOC) who testified in support of the bill during hearings in the House.

Please feel free to contact me, or my staff Deborah Brevoort (x 3467), if you need additional information.

Thank you for your consideration.

Sincerely,

A handwritten signature in cursive script that reads "R. L. Buch".

Representative Bob Buch
House District 27

ALASKA STATE LEGISLATURE

While in Session
State Capitol
Juneau, Alaska 99801-1182
(907) 465-4968
Fax: (907) 465-2040



While in Anchorage
716 West 4th Avenue
Anchorage, Alaska 99501
(907) 269-0117
Fax: (907) 269-0119

REPRESENTATIVE BOB BUCH

Representative_Bob_Buch@legis.state.ak.us

Sponsor Statement

HB 220

An Act prohibiting computer-assisted remote hunting

This bill would outlaw computer assisted remote hunting in Alaska. This practice began in Texas in 2005 when an entrepreneur offered "hunters" the ability to shoot big game on his land via remote control technology.

Computerized hunting—or internet hunting, as it is sometimes called—enables a person anywhere in the world to hunt big game from the comfort of their homes. Through the use of the internet, a computer can be hooked up to a webcam and rifle mounted on a remote control rig. The "hunter" is able to control the aiming and firing of the rifle from their keypad and to make a kill with the click of a mouse.

Currently, twenty five states have passed legislation to ban internet hunting. Nine other states have legislation pending to outlaw it as well.

HB 220 has three important provisions. First, it would prohibit individuals from engaging in internet hunting in Alaska. It would also prohibit anyone from providing services or operating facilities in the state to enable computerized hunting activities. Finally, it would make sure that future technology designed to assist the legitimate needs of handicapped or disabled hunters would not be subject to the ban created in the bill.

I urge your support of HB 220.

ALASKA STATE LEGISLATURE

Sen. Charlie Huggins, Chair
Sen. Bert Stedman, Vice Chair
Sen. Lyda Green
Sen. Gary Stevens
Sen. Lesil McGuire
Sen. Bill Wielechowski
Sen. Thomas Wagoner



State Capitol, Room 119
Juneau AK 99801-1182
907-465-3878
Fax: 907-465-3265
800-862-3878

Senate Resources Committee

MEMORANDUM

Date: April 25, 2007
To: Kirsten Waid, Senate Secretary
From: Senator Charlie Huggins, Chair Senate Resources
Re: Senate Resources Committee Schedule

Committee Schedule

Senate Resources

For April 27

and the week of April 30 – May 4

*Unless otherwise noted, meetings are held in the
Butrovich Room 205*

3:30 p.m. – 5:30 p.m.

Friday, April 27

- + **HB 186 SPORT FISHING GUIDE RECORDS**
Testimony: Time Limit May be Set
- + **SJR 4 NATURAL GAS FOR STATE RESIDENTS**
Testimony: Time Limit May be Set
- + **SB 80 OIL AND GAS PRODUCTION TAX EXPENDITURES**
Testimony: Time Limit May be Set
- + **SB 57 MARINE PARKS ADDITIONS/HUNTING ALLOWED**
Testimony: Time Limit May be Set
- + **SB 71 PUBLIC ACCESS TO FISHING STREAMS-** **BILL HEARING SB 71 CANCELLED**
Testimony: Time Limit May be Set

BPH/S

Monday, April 30

- + **HB 220 PROHIBIT COMPUTER ASSISTED HUNTING**
Testimony: Time Limit May be Set
- + **SJR 6 OPPOSE WILDERNESS DESIGNATION FOR ANWR**
Testimony: Time Limit May be Set
- + **HB 152 ESTABLISH RENEWABLE ENERGY FUND/ACCOUNT**
Testimony: Time Limit May be Set

BPH/S

Wednesday, May 2

Bill Previously Heard/Scheduled

Friday, May 4

Bill Previously Heard/Scheduled

ALASKA STATE LEGISLATURE

Sen. Charlie Huggins, Chair
Sen. Bert Stedman, Vice Chair
Sen. Lyda Green
Sen. Gary Stevens
Sen. Lesil McGuire
Sen. Bill Wielechowski
Sen. Thomas Wagoner



State Capitol, Room 119
Juneau AK 99801-1182
907-465-3878
Fax: 907-465-3265
800-862-3878

Senate Resources Committee

Butrovich – Room 205

Monday, May 7, 2007

3:30 p.m. – 5:30 p.m.

AGENDA

- + **HB 87 CITIZEN ADVISORY COMM. ON FEDERAL AREAS**
Testimony: Time Limit May be Set

- + **HB 220 PROHIBIT COMPUTER ASSISTED HUNTING**
Testimony: Time Limit May be Set

- + **SB 57 MARINE PARKS ADDITIONS/HUNTING ALLOWED**
Testimony: Time Limit May be Set

- + **SJR 4 NATURAL GAS FOR STATE RESIDENTS**
Testimony: Time Limit May be Set

- + **HJR 4 KENAI/KASILOF SUBSISTENCE PRIORITY**
Testimony: Time Limit May be Set

BPH/S

CS FOR HOUSE BILL NO. 220(JUD)
IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-FIFTH LEGISLATURE - FIRST SESSION

BY THE HOUSE JUDICIARY COMMITTEE

Offered: 4/16/07
Referred: Finance

Sponsor(s): REPRESENTATIVES BUCH, Gatto, Fairclough, Thomas, Neuman, Crawford, Wilson, Seaton, Foster, Samuels, Stoltze, Holmes, Gara, Lynn, Ramras, Johnson, Roses, Dahlstrom, Harris, LeDoux, Gardner, Johansen

A BILL
FOR AN ACT ENTITLED

1 **"An Act prohibiting computer-assisted remote hunting."**

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

3 *** Section 1.** AS 16.05 is amended by adding a new section to read:

4 **Sec. 16.05.797. Computer-assisted remote hunting prohibited.** (a) A person
5 may not engage in computer-assisted remote hunting or provide or operate a facility
6 for computer-assisted remote hunting in the state. This subsection applies to any
7 person engaged in computer-assisted remote hunting if the game or any device,
8 equipment, or software used for computer-assisted remote hunting is located in the
9 state.

10 (b) This section does not apply to a person with physical disabilities using
11 equipment or devices designed to assist with the disability while present in the field
12 and meaningfully participating in the act of hunting under regulations adopted by the
13 Board of Game.

14 (c) In this section,

15 (1) "computer-assisted remote hunting" means the use of a computer or

1 any other device, equipment, or software to remotely control the aiming and discharge
2 of a firearm, bow and arrow, or any other weapon used to hunt any game bird, game
3 animal, or fur-bearing animal while not in the physical presence of the animal;

4 (2) "facility" means real property and improvements on the real
5 property associated with computer-assisted remote hunting.

6 (d) A person who violates (a) of this section is, upon conviction, guilty of a
7 class A misdemeanor. If a violation is continuing in nature, each day the violation
8 continues constitutes a separate offense.

Electronic tagging

LEGAL SERVICES

DIVISION OF LEGAL AND RESEARCH SERVICES
LEGISLATIVE AFFAIRS AGENCY
STATE OF ALASKA

(907) 465-3867 or 465-2450
FAX (907) 465-2029
Mail Stop 3101

State Capitol
Juneau, Alaska 99801-1182
Deliveries to: 129 6th St., Rm. 329

MEMORANDUM

March 27, 2007

SUBJECT: Sectional summary of HB 220 (Work Order No. 25-LS0795\A)

TO: Representative Bob Buch
Attn: Deborah Brevoort

FROM: Brian J. Kaine *BJK*
Legislative Counsel

You have requested a sectional summary of HB 220, a bill prohibiting computer-assisted remote hunting.

Please note that a sectional summary of a bill is not an authoritative interpretation of a bill. The bill itself is the best statement of its contents.

Section 1 of the bill adds a new section to AS 16.43 prohibiting computer-assisted remote hunting.

Subsection (a) prohibits the hunting activity and states to whom this section applies.

Subsection (b) states that a person in violation of this section is guilty of a class A misdemeanor and punishable, upon conviction, for a fine of up to \$500 for each offense.

Subsection (c) states that this section does not apply to persons with physical disabilities using equipment or devices designed to assist with the disability while engaged in the act of hunting.

Subsection (d) provides definitions for "computer-assisted remote hunting" and "facility."

BJK:ljw
07-165.ljw

FISCAL NOTE

STATE OF ALASKA
2007 LEGISLATIVE SESSION

Fiscal Note Number: HB220-DPS-AWT-4-2-07
 Bill Version: HB 220
 () Publish Date: _____

Revision Date/Time : _____
 Title "An act regarding computer assisted hunting regulation of private investigators / agencies"
 Sponsor Representative Buch
 Requester House Resources

Dept. Affected: Public Safety
 RDU Alaska State Troopers
 Component Alaska Wildlife Troopers
 Component No. 2746

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						
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						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

This bill would outlaw computer assisted remote hunting in Alaska. It would also prohibit anyone from providing services or operating facilities in the state to enable computerized hunting activities.

Passage of this legislation will have no fiscal impact on the Department of Public Safety.

Prepared by: Lt. Rodney Dial
 Division: Division of Alaska State Troopers
 Approved by: Commissioner Walt Monegan
 Agency: Department of Public Safety

Phone 907-247-4480
 Date/Time 4/2/07 0830
 Date 4/2/2007

FISCAL NOTE

STATE OF ALASKA
2007 LEGISLATIVE SESSION

Fiscal Note Number: HB220-DFG-DWC-03-30-07
 Bill Version: HR 220
 () Publish Date: _____

Revision Date/Time (Note if correction): _____

Dept. Affected: Fish and Game

Title Ban Computer-Assisted Remote Hunting

RDU Wildlife Conservation

Component Wildlife Conservation

Sponsor Representatives Buch, Gatto, Fairclough

Requester House Resources Committee

Component No. 473

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						
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						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

Passage of this bill would not have any fiscal impact on the Department of Fish and Game.

Prepared by: Matt Robus
 Division: Wildlife Conservation
 Approved by: Denby Lloyd
 Agency: Department of Fish and Game

Phone 465-4191
 Date/Time 03/30/07 2:00 p.m.
 Date 3/30/2007