

**Proposal 1– 5 AAC 96.060. Uniform rules of operation.**



***Require one-month public notice for advisory committee election meetings and 14 days notice for regular AC meetings.***

Proposed by: Public

• **Current regulations:**

- **Elections:** “...at least 14 days public notice of a meeting for an election fill a vacancy.”(5 AAC 96.060(g)(1))
- **Meetings:** the Open Meetings Act applies to ACs and the OMA states, “Reasonable public notice shall be given for all meetings...”(AS 44.62.312(e))
- **What is “Reasonable”?** Not defined, however Boards Support typically strives for at least 7 days notice but has occasionally allowed meetings on shorter notice.
  - “three days notice, excluding weekends and holidays, should be considered the minimum necessary to satisfy the statutory requirements.” (1992 Atty Gen opinion 663-93-0203)

1

1

**Proposal 1– 5 AAC 96.060. Uniform rules of operation.**



***Require one-month public notice for advisory committee election meetings and 14 days-notice for regular meetings.***

- This proposal would increase the amount of time required for public notice to hold an AC meeting or election. This may preclude some AC meetings from occurring. It would also complicate rescheduling properly-noticed AC meetings when weather or quorum issues arise.
- **Department position:** **OPPOSED.** More stringent than the Open Meetings Act and would likely hinder ACs in providing recommendations to the boards.

2

2

## Proposal 1- 5 AAC 96.060. Uniform rules of operation.



### Advisory Committee Positions

#### SUPPORT

Lower Kuskokwim AC  
Mid-Lower Yukon AC

#### OPPOSE

Anchorage AC  
Bethel AC  
Cooper Landing AC  
Copper Basin AC  
Eagle AC  
Fairbanks AC  
Kenai/Soldotna AC  
Matanuska Valley AC  
McGrath AC  
Seward AC  
Sitka AC  
Susitna Valley AC  
Tanana/Rampart/Manley AC

3

3

## Proposal 2- 5 AAC 96.060. Uniform rules of operation.



***Require all advisory committee meetings be accessible via call-in option.***

Proposed by: Public

- The Open Meetings Act allows for teleconferencing, but it is not required to be provided. Further,

**Alaska Statute 44.62.312. State policy regarding meetings.**

- (a) It is the policy of the state that
  - (1) the governmental units mentioned in AS 44.62.310(a) exist to aid in the conduct of the people's business;
  - [...]
  - (6) the use of teleconferencing under this chapter is for the convenience of the parties, the public, and the governmental units conducting the meetings.

4

4

## Proposal 2- 5 AAC 96.060. Uniform rules of operation.



*Require all advisory committee meetings be accessible via call-in option.*

- Boards Support already provides webconference with a dial-in option for many, but not all, AC meetings. If adopted, Boards Support would need to provide teleconference access for all AC meetings. This may require additional equipment and could preclude meetings in some venues if phone or internet access isn't available. It also require AC meetings to stop if phone or internet connectivity is interrupted.

**Department position:** NEUTRAL, but supports AC meetings to be accessible via teleconference or web-conference for those ACs that have the capability to do so.

5

5

## Proposal 2- 5 AAC 96.060. Uniform rules of operation.



### Advisory Committee Positions

#### SUPPORT

Central Kuskokwim AC  
Lower Kuskokwim AC  
Mid-Lower Yukon AC  
Seward AC  
Tanana/Rampart/Manley AC

#### OPPOSE

Anchorage AC  
Bethel AC  
Cooper Landing  
Copper Basin AC  
Delta AC  
Eagle AC  
Fairbanks AC  
Homer AC  
Kenai/Soldotna AC  
Matanuska Valley AC  
McGrath AC  
Sitka AC  
Susitna Valley AC

6

6

### Proposal 3– 5 AAC 96.060. Uniform rules of operation.



***Reduce the terms for advisory committee officers from two years to one.***

Proposed by: ADF&G

• **Current Regulations:**

- 5 AAC 96.060. Uniform rules of operation.

[....]

- (i) Officers. The officers of a committee consist of a chair, a vice-chair, and a secretary. The term of office for officers is two years starting July 1 and ending June 30 of the following year, or until the next meeting when new officers can be elected. Officers are elected by a majority vote of a quorum of a committee.

7

7

### Proposal 3– 5 AAC 96.060. Uniform rules of operation.



***Reduce the terms for advisory committee officers from two years to one.***

- **ACs will need to conduct officer elections every year, likely in conjunction with membership elections. This will make it easier for AC members and Boards Support Section to keep track of officer term dates and would consistently afford newly elected AC members a voice in selecting AC leadership.**

**Department position: The department submitted and SUPPORTS this proposal so that elections for officer and membership terms are consistent.**

8

8

**Proposal 3-** 5 AAC 96.060. Uniform rules of operation.



**Advisory Committee Positions**

**SUPPORT**

- Anchorage AC
- Bethel AC
- Central Bering Sea AC
- Matanuska Valley AC
- Susitna Valley AC

**OPPOSE**

- Cooper Landing AC
- Copper Basin AC
- Delta AC
- Fairbanks AC
- Homer AC
- Kenai/Soldotna AC
- Lower Kuskokwim AC
- McGrath AC
- Mid-Lower Yukon AC
- Seward AC
- Sitka AC
- Tanana/Rampart/Manley AC
- Upper Lynn Canal AC

**Proposal 4-** 5 AAC 96.060. Uniform rules of operation.



***Clarify the responsibilities for advisory committee chairs.***

Proposed by: ADF&G

- Current regulations:
  - 5 AAC 96.060. Uniform rules of operation.
  - ....
  - (j) Chair. The chair is the presiding officer.
- No additional guidance in regulation.

**Proposal 4-** 5 AAC 96.060. Uniform rules of operation.



*Clarify the responsibilities for advisory committee chairs.*

- This proposal, if adopted, would add that the chair is responsible for:
  - setting meeting dates,
  - establishing agendas, and
  - ensuring that minutes are prepared and submitted to the boards.
- There would be little effect on AC chairs as it simply codifies the responsibilities already described in the current AC Manual.
- Department position: The department submitted and SUPPORTS this proposal.

**Proposal 4-** 5 AAC 96.060. Uniform rules of operation.



**Advisory Committee Positions**

<u>SUPPORT</u>	<u>OPPOSE</u>
Anchorage AC	Copper Basin AC
Bethel AC	Delta AC
Cooper Landing AC	McGrath AC
Eagle AC	
Homer AC	
Kenai/Soldotna AC	
Lower Kuskokwim AC	
Matanuska Valley AC	
Mid-Lower Yukon AC	
Seward AC	
Sitka AC	
Susitna Valley AC	
Tanana/Rampart/Manley AC	

## Proposal 5– 5 AAC 96.060. Uniform rules of operation.



### ***Clarify the responsibilities for the officer position of secretary/recorder.***

Proposed by: ADF&G

#### • Current regulations:

- 5 AAC 96.060. Uniform rules of operation.

[...]

- (i) Officers. The officers of a committee consist of a chair, a vice-chair, and a secretary....
- ...
- (l) Secretary. The secretary may be, but need not be, a member of the committee. The secretary shall carry out the usual duties associated with the office including maintaining records of the meetings in accordance with 5 AAC 96.060(s). If the secretary is not a committee member, the secretary has no vote on committee business other than nominations for committee membership.

13

13

## Proposal 5– 5 AAC 96.060. Uniform rules of operation.



### ***Clarify the responsibilities for the officer position of secretary/recorder.***

- This proposal, if adopted, would change secretary to secretary/recorder and add that the position is “essential for ensuring the actions by the advisory committee are accurately recorded in writing.”
- There would be little effect on this position as it simply codifies the responsibilities already spelled out in the current AC Manual.
- Department position: The department submitted and SUPPORTS this proposal.

14

14

## Proposal 5– 5 AAC 96.060. Uniform rules of operation.



### Advisory Committee Positions

#### SUPPORT

Anchorage AC  
Bethel AC  
Central Kuskokwim AC  
Cooper Landing AC  
Eagle AC  
Kenai/Soldotna AC  
Lower Kuskokwim AC  
Matanuska Valley AC  
Mid-Lower Yukon AC  
Sitka AC  
Tanana/Rampart/Manley AC

#### OPPOSE

Copper Basin AC  
Delta AC  
McGrath AC  
Seward AC

BLUE HIGHLIGHT INDICATES SUPPORT OR OPPOSE ***WITH AMENDMENTS***

15

15

## Proposal 6– 5 AAC 96.060. Uniform rules of operation.



***Allow advisory committees with community-designated seats to appoint alternates for those communities.***

Proposed by: Minto/Nenana AC

- Current regulation allows each AC to appoint two alternates, and a sole representative of a community to appoint an alternate.
- There is nothing in regulation that allows alternates for communities having more than one designated seat.

**NOTE:** ADF&G submitted a similar proposal (#7).

16

16



**Proposal 6– 5 AAC 96.060. Uniform rules of operation.**



*Allow advisory committees with community-designated seats to appoint alternates for those communities.*

- This proposal would allow ACs having community-designated seats the option of appointing an alternate for each community represented on the AC, in addition to having two undesigned alternates. This appointment for community designated alternates is an act of the AC at a duly noticed meeting.
- The proposal also removes the ability for an AC member who is the sole representative for a community to appoint an alternate for that seat.
- Department position: NEUTRAL. The department submitted proposal 7, which is very similar.

17

17

**Proposal 6– 5 AAC 96.060. Uniform rules of operation.**



**Advisory Committee Positions**

<u>SUPPORT</u>	<u>OPPOSE</u>
Fairbanks AC	Bethel AC
Grayling/Anvik/Shageluk/Holy Cross AC	
Kenai/Soldotna AC	
Mid-Lower Yukon AC	
Minto/Nenana AC	
Seward AC	
Tanana/Rampart/Manley AC	

BLUE HIGHLIGHT INDICATES SUPPORT OR OPPOSE WITH AMENDMENTS

18

18

**Proposal 7– 5 AAC 96.060. Uniform rules of operation.**



***Clarify the process for appointing advisory committee alternates, allow alternates for communities having more than one designated seat, and establish one year term limits for alternates.***

Proposed by: ADF&G

- Current regulation allows each AC to appoint two alternates, and a sole representative of a community to appoint an alternate.
- There is nothing in regulation that allows alternates for communities having more than one designated seat.

**NOTE: this proposal is very similar to Proposal 6 from the Minto/Nenana AC.**

19

19

**Proposal 7– 5 AAC 96.060. Uniform rules of operation.**



***Clarify the process for appointing advisory committee alternates, allow alternates for communities having more than one designated seat, and establish one year term limits for alternates.***

- AC members elected to serve in community-designated seats will have the ability to appoint an alternate for that community by a majority vote of the elected members representing that community.
- Boards Support staff will be able to work with an AC chairman to appoint alternates for communities when the elected members from that community are unavailable or unresponsive to appoint alternates.
- Terms for alternates will be established as not to exceed 12 months and ending on June 30.

20

20

**Proposal 7– 5 AAC 96.060. Uniform rules of operation.**



*Clarify the process for appointing advisory committee alternates, allow alternates for communities having more than one designated seat, and establish one year term limits for alternates.*

- **Additionally, the circumstances for when alternates can fill a vacancy throughout the year will be clarified.**
  - **Undesignated alternates:**
    - may act as a member of the advisory committee in place of any member who is absent;
    - if appointed from remaining election nominees, can serve on the AC throughout the year to fill a vacancy.
  - **Community-designated alternates**
    - may act as a member of the advisory committee when an elected member representing that community is absent;
    - if elected by a majority of the elected members from that community, can serve on the AC throughout the year to fill a vacancy.

21

21

**Proposal 7– 5 AAC 96.060. Uniform rules of operation.**



*Clarify the process for appointing advisory committee alternates, allow alternates for communities having more than one designated seat, and establish one year term limits for alternates.*

**Department position:** The department submitted and **SUPPORTS** this proposal but recognizes there may be other ways to address vacancies and difficulties establishing a quorum.

22

22

**Proposal 7- 5 AAC 96.060. Uniform rules of operation.**



**Advisory Committee Positions**

**SUPPORT**

- Anchorage AC
- Bethel AC
- Cooper Landing AC
- Copper Basin AC
- Fairbanks AC
- Grayling/Anvik/Shageluk/Holy Cross AC
- Middle Yukon AC
- Tanana/Rampart/Manley AC Support

**OPPOSE**

- Delta AC
- Homer AC
- Lower Kuskokwim AC
- Mid-Lower Yukon AC

BLUE HIGHLIGHT INDICATES SUPPORT OR OPPOSE **WITH AMENDMENTS**

**Proposal 8- 5 AAC 96.060. Uniform rules of operation.**



***Allow advisory committees the discretion to set membership term dates.***

Proposed by: Homer AC

- Current Regulations state that terms commence on July 1 and expire on June 30 of the year designated or [...] until a successor has been duly elected at the next committee meeting. The maximum length of a term is three years. (5 AAC 96.060(f))

**Proposal 8- 5 AAC 96.060. Uniform rules of operation.**



*Allow advisory committees the discretion to set membership term dates.*

- This proposal will allow ACs to establish the start and expiration dates that will apply to the membership terms of their AC. This would lead to different expiration dates for different ACs for which Boards Support and the ACs would need to be diligent in tracking. Since most ACs hold elections during the Boards’ meeting cycle, these ACs would be able to align term end dates with their elections.
- Department position: NEUTRAL

**Proposal 8- 5 AAC 96.060. Uniform rules of operation.**



**Advisory Committee Positions**

<u>SUPPORT</u>	<u>OPPOSE</u>
Homer AC	Anchorage AC
Mid-Lower Yukon AC	Cooper Landing AC
Sitka AC	Copper Basin AC
Susitna Valley AC	Eagle AC
Upper Lynn Canal AC	Kenai/Soldotna AC
	Matanuska Valley AC
	Seward AC

BLUE HIGHLIGHT INDICATES SUPPORT OR OPPOSE WITH AMENDMENTS

**Proposal 9– 5 AAC 96.060. Uniform rules of operation.*****Limit the number of consecutive terms advisory committee members can serve.***

Proposed by: Public

- Current regulation sets the term dates for members as July 1–June 30 but there is no limit on how many terms can be served.

27

27

**Proposal 9– 5 AAC 96.060. Uniform rules of operation.*****Limit the number of consecutive terms advisory committee members can serve.***

- This proposal would establish a limit of two consecutive terms any individual may serve on an AC. Members who are termed-out will qualify for reelection after being off the AC for a one-year period. Board Support staff and the ACs would need to make sure to identify the members who have served two terms are not re-nominated during elections.
- Department position: OPPOSED. Many ACs will be negatively affected by the limitation, and unable to function.

28

28

## Proposal 9– 5 AAC 96.060. Uniform rules of operation.



### Advisory Committee Positions

SUPPORT  
[none]

OPPOSE  
Anchorage AC  
Bethel AC  
Central Bering Sea AC  
Cooper Landing AC  
Copper Basin AC  
Delta AC  
Eagle AC  
Fairbanks AC  
Homer AC  
Kenai/Soldotna AC  
Lower Kuskokwim AC  
Matanuska Valley AC  
McGrath AC

OPPOSE  
Middle Yukon AC  
Mid-Lower Yukon AC  
Seward AC  
Sitka AC  
Susitna Valley AC  
Tanana/Rampart/Manley AC  
Upper Lynn Canal AC

29

29

## Proposal 10– 5 AAC 96.060. Uniform rules of operation.



### ***Designate one seat on each advisory committee for non-consumptive representation.***

Proposed by: Public

• **Current regulations:**

- **5 AAC 96.040. Qualifications for members.** To qualify for membership on a committee, a candidate must have knowledge of and experience with the fish and wildlife resources and their uses in the area and have a reputation within the community consistent with the responsibilities of committee membership.
- **5 AAC 96.060. Uniform rules of Operation**
  - (e) Membership.
    - (1) [...] The members must be representative of fish and game user groups in the area served by the committee. To the extent practicable, at least three user groups must be represented on each committee, and membership must include representatives from each town or village located in the area that the committee represents. To ensure full representation of an area, the joint board may assign a seat on the committee to represent a specific user group or specific community.

30

30

**Proposal 10– 5 AAC 96.060. Uniform rules of operation.**



*Designate one seat on each advisory committee for non-consumptive representation.*

- If adopted, every AC would be required to designate one seat for non-consumptive members of the community with residence in which the AC is located. Further, “non-consumptive member of the community” would likely need to be defined. For some ACs, particularly rural communities where residents heavily subsist on fish and game, it will be difficult to find qualified individuals to serve in a seat designated as such.
- Department position: NEUTRAL. For many ACs, particularly in rural Alaska, it may be difficult to find anyone who qualifies for such a designation, which could result in permanent vacancies on these ACs. There are no stipulations that prevent a person who has not hunted or trapped in Alaska for at least five years from holding a seat at present.

**Proposal 10– 5 AAC 96.060. Uniform rules of operation.**



**Advisory Committee Positions**

SUPPORT  
[none]

OPPOSE  
Anchorage AC  
Bethel AC  
Central Bering Sea AC  
Cooper Landing AC  
Copper Basin AC  
Delta AC  
Fairbanks AC  
Homer AC  
Kenai/Soldotna AC  
Lower Kuskokwim AC  
Matanuska Valley AC  
McGrath AC

OPPOSE  
Mid-Lower Yukon AC  
Seward AC  
Sitka AC  
Susitna Valley AC  
Tanana/Rampart/Manley AC



**Proposal 11-** 5 AAC 96.060. Uniform rules of operation.



***Designate non-consumptive user seats for the Anchorage, Cooper Landing, Fairbanks, Homer, and Matanuska Valley advisory committees.***

Proposed by: Public

• **Current regulations:**

- **5 AAC 96.040. Qualifications for members.** To qualify for membership on a committee, a candidate must have knowledge of and experience with the fish and wildlife resources and their uses in the area and have a reputation within the community consistent with the responsibilities of committee membership.
- **5 AAC 96.060. Uniform rules of Operation**
  - (e) Membership.
    - (1) [...] The members must be representative of fish and game user groups in the area served by the committee. To the extent practicable, at least three user groups must be represented on each committee, and membership must include representatives from each town or village located in the area that the committee represents. To ensure full representation of an area, the joint board may assign a seat on the committee to represent a specific user group or specific community.

33

33

**Proposal 11-** 5 AAC 96.060. Uniform rules of operation.



***Designate non-consumptive user seats for the Anchorage, Cooper Landing, Fairbanks, Homer, and Matanuska Valley advisory committees.***

- If adopted, the Anchorage, Cooper Landing, Fairbanks, Homer, and Matanuska Valley ACs would be required to have at least one member who represents non-consumptive users of game who have not hunted or trapped in Alaska for at least five years.
  - Of the four ACs affected by this proposal, Kenai/Soldotna is the only AC having designated seats for the following user groups: commercial fishing; commercial fishing drift gillnet, commercial fishing set gillnet, sport fish guide, subsistence, trapping, and hunting.
- **Department position:** NEUTRAL. There are no stipulations that prevent a person who has not hunted or trapped in Alaska for at least five years from holding a seat at present.

34

34

## Proposal 11- 5 AAC 96.060. Uniform rules of operation.



### Advisory Committee Positions

#### SUPPORT

Upper Lynn Canal AC

#### OPPOSE

Anchorage AC  
Cooper Landing AC  
Copper Basin AC  
Delta AC  
Fairbanks AC  
Homer AC  
Matanuska Valley AC

BLUE HIGHLIGHT INDICATES SUPPORT OR OPPOSE ***WITH AMENDMENTS***

35

35

## Proposal 12- 5 AAC 96.060. Uniform rules of operation.



***Clarify the provision that advisory committees may not reject a nomination for an undesignated seat when membership is less than the number of members authorized.***

Proposed by: ADF&G

#### • Current regulations:

#### 5 AAC 96.060. Uniform rules of operation.

[...]

#### (g) Election Procedures.

[...]

(2) Nomination. The committee may set a time period during which the committee will accept nominations and shall give adequate public notice of the time before accepting nominations. Any committee member or resident of the area served by the committee as defined in 5 AAC 96.910(10) may submit a nomination. A committee may not reject a nomination for an undesignated seat under 5 AAC 96.021(c) if committee membership is less than the number of members authorized by the joint board;

36

36

**Proposal 12- 5 AAC 96.060. Uniform rules of operation.**



*Clarify the provision that advisory committees may not reject a nomination for an undesignated seat when membership is less than the number of members authorized.*

- If adopted, the regulation will be clear that ACs may not reject nominations to fill any vacant, undesignated seats under 5 AAC 96.021(a) and (c).
- Joint Board action in 2019 excluded undesignated seats under 5 AAC 96.021 (a) at the request of ADF&G which was an error.
- Prior to the regulation change in 2019, the provision applied to all AC seats including undesignated and community-designated.
- Department position: the department submitted and SUPPORTS this proposal.

**Proposal 12- 5 AAC 96.060. Uniform rules of operation.**



**Advisory Committee Positions**

<u>SUPPORT</u>	<u>OPPOSE</u>
Anchorage AC	Copper Basin AC
Cooper Landing AC	McGrath AC
Eagle AC	Sitka AC
Fairbanks AC	
Kenai/Soldotna AC	
Matanuska Valley AC	
Susitna Valley AC	
Upper Lynn Canal AC	

BLUE HIGHLIGHT INDICATES SUPPORT OR OPPOSE WITH AMENDMENTS

**Proposal 13–** 5 AAC 96.060. Uniform rules of operation.



***Clarify the process for declaring vacancies and filling expired seats.***

Proposed by: ADF&G

- Current regulations: this needs help. Should we use actual regs here, or paraphrase?

39

39

**Proposal 13–** 5 AAC 96.060. Uniform rules of operation.



***Clarify the process for declaring vacancies and filling expired seats.***

- This will provide clear direction to ACs that elections need to occur regularly for AC members to continue serving, including AC members serving in community designated seats whose terms have been expired for over one year. Communities failing to hold elections for members with terms that have been expired for longer than a year will no longer have representation on the AC, which may encourage those communities to hold timely elections.
- It will also be clear that communities are required to provide a 14-day public notice for an election to fill vacant and expired seats.

**Department position:** The department submitted and SUPPORTS this proposal with a housekeeping amendment to change 5 AAC 96.021(b), replacing the reference of 96.060(e)(3) with (g)(2).

40

40

## Proposal 13- 5 AAC 96.060. Uniform rules of operation.



### Advisory Committee Positions

#### SUPPORT

Anchorage AC  
Cooper Landing AC  
Eagle AC  
Fairbanks AC  
Kenai/Soldotna AC  
Lower Kuskokwim AC  
Matanuska Valley AC  
Mid-Lower Yukon AC  
Seward AC  
Susitna Valley AC  
Tanana/Rampart/Manley AC

#### OPPOSE

Bethel AC  
Copper Basin AC  
McGrath AC

BLUE HIGHLIGHT INDICATES SUPPORT OR OPPOSE ***WITH AMENDMENTS***

41

41

## Proposal 14- 5 AAC 96.060. Uniform rules of operation.



***Adopt an absence policy allowing advisory committees to remove members who miss more than 50% of meetings without reasonable justification.***

Proposed by: Public

#### • Current Regulations:

- 5 AAC 96.060. Uniform rules of operation.

[...]

#### • (g) Election Procedures.

- (1) Vacancy. A committee shall give at least 14 days public notice of a meeting for an election to fill a vacancy. The member elected to fill a vacant seat serves the remainder of the vacant seat's term. A chair may declare a vacancy when a member's term is set to expire or has expired, and shall declare a vacancy when any of the following occurs:
  - (A) a member's death, resignation, or refusal to accept election;
  - (B) a member's absence from three consecutive, regularly advertised meetings without reasonable justification, as determined by a majority vote of the committee; or
  - (C) a member's removal by the joint board for cause;

42

42

## Proposal 14- 5 AAC 96.060. Uniform rules of operation.



*Adopt an absence policy allowing advisory committees to remove members who miss more than 50% of meetings without reasonable justification.*

- If adopted, an AC member seat would be declared vacant when the member is absent without reasonable justification, for half or more of their AC's meetings in a calendar year. The ACs would need to determine what is a reasonable justification and if a justification is not known at the time of the meeting the absence occurs, the AC may need to discuss it at a future meeting.
- ACs that meet only once or twice in a calendar year may be disproportionately affected but may find it easier to vacate seats for non-participatory members.

**Department position:** NEUTRAL. If adopted, the Joint Board should consider defining what constitutes a "reasonable justification" for absences.

43

43

## Proposal 14- 5 AAC 96.060. Uniform rules of operation.



### Advisory Committee Positions

#### SUPPORT

Eagle AC  
Homer AC  
Mid-Lower Yukon AC  
Tanana/Rampart/Manley AC

#### OPPOSE

Anchorage AC  
Bethel AC  
Cooper Landing AC  
Copper Basin AC  
Kenai/Soldotna AC  
Lower Kuskokwim AC  
Matanuska Valley AC  
McGrath AC  
Seward AC

BLUE HIGHLIGHT INDICATES SUPPORT OR OPPOSE WITH AMENDMENTS

44

44

**Proposal 15– 5 AAC 96.060. Uniform rules of operation.*****Allow advisory committees to provide additional recommendations***

Proposed by: Public

- **Current regulations:**

5 AAC 96.440. Board assistance.

The boards will provide information regarding board meetings to committees so that committees may plan maximum participation in the boards' deliberations. In addition, a board may request a committee to meet and to formulate recommendations on a subject or issue identified by the board.

45

45

**Proposal 15– 5 AAC 96.060. Uniform rules of operation.*****Allow advisory committees to provide additional recommendations***

- **The effect of this proposal is uncertain but may result in instances when the boards call upon the ACs to provide additional recommendations, prior to, during, or following board meetings.**

**Department position: NEUTRAL.**

46

46

## Proposal 15– 5 AAC 96.440. Board assistance.



### Advisory Committee Positions

#### SUPPORT

Central Kuskokwim AC  
Lower Kuskokwim AC  
Mid-Lower Yukon AC  
Seward AC

#### OPPOSE

Anchorage AC  
Bethel AC  
Copper Basin AC  
McGrath AC

BLUE HIGHLIGHT INDICATES SUPPORT OR OPPOSE ***WITH AMENDMENTS***

47

47

## Proposal 16– 5 AAC 96.060. Uniform rules of operation.



### ***Dissolve seven advisory committees in the Southeast Region due to inactive status.***

Proposed by: ADF&G

- Current regulations:

#### **5 AAC 96.450. Committee status and change of status.**

[...]

(c) Committees may merge if each affected committee votes to request merger, and if the joint board determines that the merger should occur.

(d) The joint board may merge a dormant committee with a committee if the boards support section gives the committees notice of the proposed merger, if the dormant committee does not express an intention to meet or if the committee does not do so within a reasonable time after notice, and if the joint board determines that the merger should occur.

(e) The joint board may dissolve a committee if the committee has been dormant for two years and fails to respond to boards support section inquiries about the committee's desire to remain in existence. The joint board may dissolve a committee for failure to act in accordance with the provisions of this chapter and 5 AAC 97.

48

48



**Proposal 16–** 5 AAC 96.060. Uniform rules of operation.



*Dissolve seven advisory committees in the Southeast Region due to inactive status.*

If adopted, seven ACs would be repealed from regulation and will not have the ability to reactivate.

These seven ACs have been dormant for more than ten years. Notifications about dissolving these ACs were mailed to local government and tribal offices in the communities in September 2023, and no responses were received.

Public comments indicate renewed interest in community members for reactivating the Elfin Cove AC.

49

49

**Proposal 16–** 5 AAC 96.060. Uniform rules of operation.



*Dissolve seven advisory committees in the Southeast Region due to inactive status.*

The community of Saxman has two designated seats on the Ketchikan AC and 13 undesignated seats that residents of Saxman could be elected to fill.

The community of Klukwan has two designated seats on the Upper Lynn Canal AC and four undesignated seats Klukwan could be elected to fill.

Additionally, residents of these areas are not prohibited from voting or serving on other Southeast ACs. For example, residents of Tenakee could be elected to fill any of the four undesignated seats on the Icy Straits AC which represents the nearby communities of Hoonah and Gustavus.

Department position: The department submitted and **SUPPORTS** this proposal.

50

50

**Proposal 16-** 5 AAC 96.021. Establishment of advisory committees.  
5 AAC 97.005. Areas of jurisdiction for advisory committees.



**Advisory Committee Positions**

SUPPORT  
[none]

OPPOSE  
Copper Basin AC  
Kenai/Soldotna AC  
Seward AC  
Susitna Valley AC  
Upper Lynn Canal AC

BLUE HIGHLIGHT INDICATES SUPPORT OR OPPOSE ***WITH AMENDMENTS***

51

51

**Proposal 17-** 5 AAC 96.060. Uniform rules of operation.



***Establish a process in regulation for developing board proposals.***

Proposed by: Public

• **Current regulations:**

5 AAC 96.610. Procedure for developing fish and game regulations.

[...]

(c) Phase 2. After the deadline for receiving proposals, the boards support section shall compile regulatory proposals received on time, including proposals from department staff and other government agencies, distribute them to the public through department offices and the boards support section website, and send them to the committees.

52

52

## Proposal 17- 5 AAC 96.060. Uniform rules of operation.



### *Establish a process in regulation for developing board proposals.*

If adopted, a board would not be able to take final action on a board generated proposal that has not received prior public notice and opportunity for public and AC comment. A board proposal generated during a board meeting would need to be tabled for a minimum of 24 hours to allow written comment.

In order for ACs to comment, an AC meeting would have to be publicly noticed (3-7 days notice).

This would effectively preclude a board from acting on a board generated proposal at the same meeting that it was created, even though the subject matter was already noticed.

**Department position: NEUTRAL.** If the Joint Board adopts this proposal, an amendment is needed to address the timeframe for AC consultation to avoid violating the Open Meetings Act.

53

53

## Proposal 17- 5 AAC 96.610. Procedure for developing fish and game regulations.



### Advisory Committee Positions

#### SUPPORT

Anchorage AC  
 Central Kuskokwim AC  
 Copper Basin AC  
 Delta AC  
 Eagle AC  
 Fairbanks AC  
 Homer AC  
 Kenai/Soldotna AC  
 Lower Kuskokwim AC  
 Matanuska Valley AC  
 Mid-Lower Yukon AC  
 Seward AC  
 Susitna Valley AC  
 Upper Lynn Canal AC

#### OPPOSE

Bethel AC  
 Cooper Landing AC  
 McGrath AC

BLUE HIGHLIGHT INDICATES SUPPORT OR OPPOSE **WITH AMENDMENTS**

54

54

**Proposal 18–** 5 AAC 96.060. Uniform rules of operation.



***Adopt a regulation or a Joint Board policy to limit certain types of amendments.***

Proposed by: Resident Hunters of Alaska

• **Current regulations:**

5 AAC 96.610. Procedure for developing fish and game regulations.

[...]

(e) Phase 4. Each board will give legal notice of timely received proposals. In accordance with the Administrative Procedure Act (AS 44.62), each board will hold a public hearing and will act on proposals or develop alternatives on the subject matter legally noticed. The final decision on all proposals remains the responsibility of the boards.

55

55

**Proposal 18–** 5 AAC 96.060. Uniform rules of operation.



***Adopt a regulation or a Joint Board policy to limit certain types of amendments.***

- This proposal would prohibit the boards from making any amendments to a proposal that would change or reverse the intent of the proposal.
- Instead of amending an existing proposal, this proposal suggests the use of a board-generated proposal if it is going to depart from the original intent of the proposal.

**Department position: NEUTRAL.**

56

56

**Proposal 18-** 5 AAC 96.610. Procedure for developing fish and game regulations.

### Advisory Committee Positions

<u>SUPPORT</u>	<u>OPPOSE</u>
Anchorage AC Central Kuskokwim AC Copper Basin AC Delta AC Eagle AC Fairbanks AC Homer AC Lower Kuskokwim AC Matanuska Valley AC Sitka AC Susitna Valley AC Upper Lynn Canal AC	Bethel AC Cooper Landing AC Kenai/Soldotna AC McGrath AC Mid-Lower Yukon AC Seward AC

BLUE HIGHLIGHT INDICATES SUPPORT OR OPPOSE WITH AMENDMENTS

57

57

**Proposal 20-** 5 AAC 96.060. Uniform rules of operation.

### ***Assign seats on the East Prince of Wales Advisory Committee by community.***

Proposed by: East Prince of Wales AC

- **Current regulations:**
  - 5 AAC 96.021. Establishment of advisory committees.**
  - [...]
  - (c) The following committees are identified as representing more than one community, or, additionally, as having less than 15 members, and the following seats on the committee are designated for each community:
    - (1) in the Southeast Alaska Region:
      - [...]
      - (F) East Prince of Wales
 

Thorne Bay	1 representative
Coffman Cove	1 representative
Whale Pass	1 representative
Kasaan	1 representative
Undesignated	11 representatives

58

58

**Proposal 20-** 5 AAC 96.060. Uniform rules of operation.



*Assign seats on the East Prince of Wales Advisory Committee by community.*

- This proposal would add two designated seats for the community of Hollis and add one more designated seat for the communities of Thorne Bay, Coffman Cove, Whale Pass, and Kasaan, bringing those to two designated seats per community. This also reduces the undesignated seats on the EPOW AC from 11 to 5.

Department position: NEUTRAL.

**Proposal 20-** 5 AAC 96.021. Establishment of advisory committees.



**Advisory Committee Positions**

<u>SUPPORT</u>	<u>OPPOSE</u>
East Prince of Wales	

BLUE HIGHLIGHT INDICATES SUPPORT OR OPPOSE *WITH AMENDMENTS*