

**STATE OF ALASKA
DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT
DIVISION OF CORPORATIONS, BUSINESS AND PROFESSIONAL LICENSING
BIG GAME COMMERCIAL SERVICES BOARD**

**MINUTES OF MEETING
March 11-13, 2008**

By the authority of AS 08.01.070(2) and AS 08.86.030 and in compliance with the provisions of AS 44.62 Article 6, a scheduled meeting of the Big Game Commercial Services Board was held March 11-13, 2008 in Fairbanks, Alaska, University of Alaska Fairbanks, Wood Center.

Tuesday, March 11, 2008

Item 1. Call to Order/Roll Call

The meeting of the Big Game Commercial Services Board was called to order by Paul Johnson, Chair at 8:33 a.m. Members present constituting a quorum were:

Paul Johnson, Registered Guide-Outfitter, Chair
Robert Mumford, Public Member
Richard Rohrer, Master Guide-Outfitter
Ted Spraker, Board of Game
Leif Wilson, Transporter, Vice-Chair
BJ Schmitz, Public Member.

Colin Brown was running late and joined the meeting at 8:45 a.m.

Excused from the meeting was: Raymond Stoney, Private Landholder

Present from the Division of Corporations, Business and Professional Licensing were:

Cynthia Cintra, Licensing Examiner
Karl Marx, Licensing Examiner
Cori Hondolero, Records and Licensing Supervisor
Quinten Warren, Investigator via teleconference

Present from State and Federal agencies were:

Stuart Pechek, Department of Natural Resources
Roger Delany, Bureau of Land Management
Doreen Parker McNeill, AK Department of Fish and Game
Chris Milles, Department of Natural Resources
Bill Tremblay, US Forest Service
Clark Cox, Natural Resource Manager, Dept. of Natural Resources
George Helfrich, Alaska National Park Service

Rick Thompson, Alaska National Park Service
Ken Taylor, AK Department of Fish and Game
Jon Martin, US Forest Service
Jeanne Proulx, Department of Natural Resources
Dave Lorrying, Department of Public Safety

Present from the public were:

Brenda Rebne, Ahtna, Incorporated
George Faerber, Registered Guide-Outfitter
Wayne Woods, Master Guide-Outfitter
Pete Buist, Master Guide-Outfitter
Tim Booch, Master Guide-Outfitter
Loren Karro, Registered Guide-Outfitter
Dan Montgomery, Master Guide-Outfitter
Mel Gillis, Registered Guide-Outfitter
Mark Wagner, Registered Guide-Outfitter
Jonah Stewart, Assistant Guide
Chet Benson, Registered Guide-Outfitter
Gary King, Master Guide-Outfitter
Frank Dinello, Registered Guide-Outfitter
Henry Tiffany, Master Guide-Outfitter
John Latham, Master Guide-Outfitter
Russell Davis, Master Guide-Outfitter
Tad Gilbert, Registered Guide-Outfitter
Carl Adams (SP?), Assistant Guide (?)
Bob Adams, Master Guide-Outfitter
Hugh Les Krank, Master Guide-Outfitter
Todd Walton, Registered Guide-Outfitter
Ernie Finch, Registered Guide-Outfitter
Johnny Coolidge, Registered Guide-Outfitter
Gary Gray, Registered Guide-Outfitter
Jeff Chadd, Master Guide-Outfitter
Lance Kronberger, Registered Guide-Outfitter
Clint Mayeur, Registered Guide-Outfitter
Mike Horstman, Master Guide-Outfitter
Fred Sorensen, Registered Guide-Outfitter
Rob Jones, Registered Guide-Outfitter
Tom Kirstein, Master Guide-Outfitter
Audun Endestad, Registered Guide-Outfitter
Joe Klutsch, Master Guide-Outfitter
Phil Driver, Master Guide-Outfitter
Ben Stevenson, Registered Guide-Outfitter
Dan Montgomery, Master Guide-Outfitter
Brad Adams, Registered Guide-Outfitter
Virgil Umpehnour, Master Guide-Outfitter
Mike Colpo, Registered Guide-Outfitter

Ron Warren, Registered Guide-Outfitter
Bill Vollenendorf, Registered Guide-Outfitter
Rod Schuh, Registered Guide-Outfitter
James Weidner, Registered Guide-Outfitter
Matt Snyder Matt Snyder, Registered Guide-Outfitter
Steve Johnson, Registered Guide-Outfitter
Scott McRae, Registered Guide-Outfitter
Sue Entsminger, Registered Guide-Outfitter
Preston Cavner, Registered Guide-Outfitter
Kelly Vrem, Master Guide-Outfitter
Wade Renfro, Registered Guide-Outfitter
Wes Malcolm, Registered Guide-Outfitter
Anthony Conrad, Registered Guide-Outfitter

Item 2. Review Agenda

Paul Johnson, Chair asked if there were any amendments to the agenda.

Cynthia Cintra, Licensing Examiner added the following item to the agenda:

- New Item 16B, Budget Report

Mr. Johnson asked if there were any other amendments to the agenda. Hearing no other amendments or objections to the above changes, the agenda was approved.

Item 3. Ethics Disclosure

The Board had no ethics violations to report.

Item 4. Board Discussion

Mr. Johnson reviewed the make up of mapping subcommittees. Mr. Johnson informed attendees that Unit subcommittee sign up sheets would be available; the subcommittees would be spread between the five available rooms and at least one Board member would be assigned to each subcommittee. Mr. Johnson also stated that the Department of Natural Resources (DNR) would also have at least one staff member assigned to each group. Mr. Johnson went on to state that the Board would request regular progress reports from assigned Board members. Mr. Johnson stressed that this was a huge project which he felt confident could be completed by March 13.

B. Big Game Drawing Permits (Spraker)

Mr. Johnson asked Mr. Spraker for an update on this topic.

Mr. Spraker informed the Board that a subcommittee had not yet been formed for this Board. Mr. Spraker went on to state that the Board of Game is taking non-resident permit drawings very seriously.

Mr. Spraker said the Board of Game issued five tags to second degree kindred to non-resident hunters out of 10 tags total. Mr. Spraker informed the Board that the Board of Game recognizes that there is a financial gain for non-residents.

Mr. Johnson thanked Mr. Spraker for the update.

C. Portion of a fourth Guide Use Area (GUA) (Rohrer)

Mr. Rohrer informed the Board that there are problems with the issuance of 4th GUA's; Guides are not getting proper authorization or only partial authorization from land managers. Mr. Rohrer also stated that since there are no guidelines in place for the issuance of 4th GUAs, many guides are taking advantage.

Mr. Rohrer asked Ms. Cintra to review the process of the issuance of the 4th GUA. Ms. Cintra informed the Board that in accordance with AS 08.54.750 and 12 AAC 75.230, as long as a Guide registers the minimum of three GUA registrations under AS 08.54.750(b) they can register for the portion of a 4th GUA in accordance with AS 08.54.750(d). Ms. Cintra went on to state that the number of registrations under (d) are not capped which is similar to applying for predator control areas in accordance with AS 08.54.750(f). Ms. Cintra stated that if the Board wishes to change the requirements, regulations would need to be edited and/or added.

Mr. Rohrer stated the Board needs to address this issue and create a list of legitimate 4th areas for staff to reference. The Board agreed with Mr. Rohrer.

D. Subcontracting

Mr. Johnson stated the Board must be clear with permitting issued under a business name and not an individual's name. Ms. Cintra stated that she had been in contact with Clark Cox, DNR and Roger Delany, BLM regarding permits/letters of authorization which have been submitted with more than one guides GUA registration application when a business name is used on the permit. Ms. Cintra went on to state that for the most part if a permit is issued under a business name and more than one guide is using the permit for registration, the approved individuals' names are listed on the permit.

E. Correspondence (Cintra)

Ms. Cintra gave the Board a summary of correspondence submitted. The Board reviewed provided correspondence.

Mr. Johnson relayed information to attendees regarding the increase in application and renewal fees. Mr. Johnson stated that the fee increase was conducted internally by the Division and Chris Wyatt, Administrative Manager. Mr. Johnson went on to inform the Board he had been in contact with Ms. Wyatt regarding the fee increase process, however her explanations and information still did not make any sense. Mr. Johnson requested Mr. Rohrer be in charge of contacting Ms. Wyatt for clarification on the issue. Mr. Rohrer accepted the task.

Item 5. GUA Mapping Subcommittee (Johnson)

Mr. Johnson introduced Bobby Fithian who was heading up the DNR subcommittee. Mr. Fithian requested Clark Cox, DNR and Ken Taylor, Dept. of Fish & Game be allowed to join him during his report. The Board agreed.

Mr. Fithian gave the Board a brief overview of the subcommittee and introduced Mr. Taylor who is the Department of Fish and Game Commissioner.

Mr. Cox reviewed the mapping materials he brought for the purpose of the mapping subcommittees. Mr. Cox stated he had brought DNR's 2005 maps and overlays which would allow lines and other information to be written on the maps without being permanent. Mr. Cox went on to inform the Board and subcommittee members of the following map guides lines/rules:

- 1) Develop a base map showing GMU boundaries, Guide Use Area boundaries, and UCU boundaries.
 - a. GMU boundaries are fixed and will be shown in the color Green.
 - b. UCU boundaries are also fixed and will be shown in the contrasting color Blue.
 - c. Guide Use Area boundaries are adjustable and are shown in the contrasting color Red. Delineation of Guide Use Areas should, ideally, adhere to the following guidelines.
 - i. Guide Use Areas are subdivisions of GMUs and do not overlap GMU boundaries.
 - ii. Each GMU is fully subdivided into Guide Use Areas.
 - iii. External boundaries of GMUs and Guide Use Areas match. For example, tidelands and state waters included within a GMU should also be included within the appropriate Guide Use Area.
 - iv. Internal subdivisions within GMUs should follow UCU boundaries, unless national park boundaries or other Federal lands dictate otherwise.
 - v. GUA must be accessible by legal public access. (airstrip, river, ocean)
- 2) Develop a second map or, better yet, an overlay for the base map showing Guide Concession Area boundaries. Delineation of Guide Concession Areas should, ideally, adhere to the following guidelines.
 - a. Guide Concession Areas should be subdivisions of Guide Use Areas (as needed) and will consist of one or more UCUs.
 - b. Guide Concession Areas should follow UCU boundaries except where national park boundaries or other Federal lands dictate otherwise.
 - c. Guide Concession Areas should be sized to allow for a single Registered Guide-Outfitter to maintain a viable operation in most cases, and no larger than would be appropriate for three Registered Guide-Outfitters to maintain viable operations in any case. Obviously, sizes will vary across the state.
 - d. Label the map legend with the term "DNR Guide Concession Areas." Number the concession areas in such a way as to make it clear that they are subdivisions of Guide Use Areas.
 - e. These areas will be shown in black.

Mr. Clark went on to state that at the end of the mapping project, the assigned Board member and DNR member would get together to transfer the overlay information directly onto the maps, which would then be reviewed by DNR and then given to IT staff to make digital. Once the maps had been made digital, information would then be forwarded to Fish & Game for review.

Mr. Taylor informed the Board that at the December 2007 meeting information had been shared regarding a new tiered permitting system which received a negative response from the public. Mr. Taylor went on to state that an updated system had been suggested: The new system would be 50% based on the bid amount, which could be called a point system (i.e. \$1500. = 15 points, \$1000. = 10 points, \$5000. = 0 points). Mr. Taylor went on to inform the Board that the Uniform Code Unit (UCU) was used initially when the GUA's were created to allow accurate tracking of harvested species.

The Board thanked Mr. Fithian, Mr. Cox and Mr. Taylor for their time and participation.

Mr. Johnson announced it was time to break into mapping subcommittees.

Mr. Johnson assigned himself to subcommittee 1 units 1, 2, 3, 4, 5 and 6 (sign up sheet missing from meeting), Mr. Rohrer to subcommittee 2 units 7, 8, 9, 10 and 15, Mr. Wilson to subcommittee 3 units 11, 12, 13, 14 and 20, Mr. Spraker to subcommittee 4 units 16, 17, 18, 19 and 20 and Mr. Mumford to subcommittee 5 units 22, 23, 24, 25 and 26.

The Board went off record at 9:42 a.m. in order to facilitate the subcommittees

Recess The Board recessed for lunch at 12:12 p.m.; reconvened at 1:05 p.m.

Mr. Johnson requested a mapping subcommittee update from assigned Board members.

Mr. Johnson informed the Board that maps 1-5 had been completed.

Mr. Rohrer stated there had been no changes to units 7 and 8; unit 10 has no State of Alaska lands; unit 9 had some changes and concession changes.

Mr. Mumford stated there were no concessions to his assigned units and the subcommittee was making headway.

Mr. Wilson informed the Board that there was one change to unit 20, and that his group had started working on concessions in areas 11, 12, 13 and 20. Mr. Wilson stated the subcommittee was making headway.

Mr. Spraker stated GUA's 16, 17, 19 and 21 have a lot of usage and the subcommittee is looking into concessions by following the UCU guidelines.

Mr. Johnson thanked the Board members for their reports.

Item 6. Application Review (Cintra)

Mr. Warren joined the Board via teleconference at 1:15 p.m.

1. Mark L. East, Class-A Assistant Guide applicant
2. John Rydeen, Registered Guide-Outfitter applicant
3. Mike Sofolis, Registered Guide-Outfitter license renewal
4. Craig Hill, Registered Guide exam applicant; application continuously tabled – Request resolution be reached
5. Richard Kinmon, Registered Guide exam applicant
6. Kurt Lepping, Transporter initial applicant

On a motion duly made by Leif Wilson, seconded by Dick Rohrer, and approved unanimously, it was

RESOLVED to adjourn into Executive Session under the authority of AS 44.62.310 to discuss with the investigator the applications for Kurt Lepping and Mike Sofolis and the investigative report.

The Board adjourned into executive session at 1:29 p.m., and returned from executive session at 2:05 p.m.

Recess The Board recessed for break at 2:05 p.m.; reconvened at 2:18 p.m.

The Board reviewed the above applications and made the following motions:

On a motion duly made by Leif Wilson, seconded by Bob Mumford, and approved unanimously, it was

RESOLVED to approve the renewal of Michael C. Sofoulis, Registered Guide-Outfitter #811.

Roll Call Vote

NAME	YES	NO	ABSTAINED
BJ Schmitz	X		
Paul Johnson			X
Bob Mumford	X		
Dick Rohrer	X		
Ted Spraker	X		
Leif Wilson	X		
Colin Brown	X		

On a motion duly made by Leif Wilson, seconded by Bob Mumford, and approved unanimously, it was

RESOLVED to approve the application of Mark L. East for licensure as a Class-A Assistant Guide.

Roll Call Vote

NAME	YES	NO
Paul Johnson	X	
BJ Schmitz	X	
Dick Rohrer	X	
Ted Spraker	X	
Leif Wilson	X	
Colin Brown	X	
Bob Mumford	X	

On a motion duly made by Leif Wilson, seconded by Bob Mumford, and approved unanimously, it was

RESOLVED to approve the application of John Rydeen for the Registered Guide-Outfitter examinations.

Roll Call Vote

NAME	YES	NO
BJ Schmitz	X	
Leif Wilson	X	
Paul Johnson	X	
Bob Mumford	X	
Dick Rohrer	X	
Ted Spraker	X	
Colin Brown	X	

The Board reviewed the current and abandoned applications for the Registered Guide exam submitted by Craig Hill. The Board asked Ms. Cintra if any response had been received from the request for information dated December 31, 2007. Ms. Cintra informed the Board that no response had been received. Quinten Warren, Investigator also noted to the Board that Mr. Hill had not answered "yes" to any applicable questions on his Class-A Assistant Guide renewals for at least the last two biennial cycles.

On a motion duly made by Leif Wilson, seconded by Bob Mumford, and approved unanimously, it was

RESOLVED to deny the application of Craig E. Hill for the Registered Guide-Outfitter examinations in accordance with AS 08.54.710(a)(3).

Roll Call Vote

NAME	YES	NO
Dick Rohrer	X	
Paul Johnson	X	
Colin Brown	X	
Bob Mumford	X	
Leif Wilson	X	
BJ Schmitz	X	
Ted Spraker	X	

On a motion duly made by Ted Spraker, seconded by BJ Schmitz, and approved unanimously, it was

RESOLVED to approve the application of Richard Kinmon for the Registered Guide-Outfitter examinations.

Roll Call Vote

NAME	YES	NO
Bob Mumford	X	
Dick Rohrer	X	
Leif Wilson	X	
Paul Johnson	X	
Ted Spraker	X	
BJ Schmitz	X	
Colin Brown	X	

On a motion duly made by Leif Wilson, seconded by Bob Mumford, and approved unanimously, it was

RESOLVED to deny the application of Kurt Lepping for licensure as a transporter.

Roll Call Vote

NAME	YES	NO
Dick Rohrer	X	
Paul Johnson	X	
Colin Brown	X	
Bob Mumford	X	
Leif Wilson	X	
BJ Schmitz	X	
Ted Spraker	X	

On a motion duly made by Dick Rohrer, seconded by Bob Mumford, and approved unanimously, it was

RESOLVED to adopt the MOA for case #1700-07-005.

Roll Call Vote

NAME	YES	NO
Paul Johnson	X	
Bob Mumford	X	
Dick Rohrer	X	
Ted Spraker	X	
Leif Wilson	X	
Colin Brown	X	
BJ Schmitz	X	

On a motion duly made by Dick Rohrer, seconded by Leif Wilson, and approved unanimously, it was

RESOLVED to adopt the MOA for case #1700-07-011.

Roll Call Vote

NAME	YES	NO
Bob Mumford	X	
Paul Johnson	X	
Leif Wilson	X	
Dick Rohrer	X	
BJ Schmitz	X	
Colin Brown	X	
Ted Spraker	X	

Item 7. Investigative Unit Report

Mr. Warren reviewed the investigative process with the Board. Mr. Warren informed the Board that many of the same cases from the December 2007 report were also on the current March 2008 report. Mr. Warren went on to state that there had been some new cases and complaints opened since the December 2007 report.

Mr. Warren stated that there are 98 open cases, 22 open complaints and 5 closed cases

Mr. Mumford asked Mr. Warren if any of the cases were able to be dealt with by the Troopers. Mr. Warren said some of the cases he was able to hand off to the Troopers.

Mr. Rohr asked about closing old cases. He also asked if there are multiple cases against the same guide, if it could be noted on the investigative report. Mr. Warren stated that he would try to do that for the next report.

Mr. Rohrer gave the Board a synopsis of Mr. Warren's investigative trip to Reno, Nevada for the January 2008 Safari Club International convention.

The Board thanked Mr. Warren for his time and participation.

The Board noted that new Board member Brenda Rebne had joined the meeting and invited her to sit at the Board table and introduce herself.

Mr. Rebne joined the Board as the newly appointed public landholder. Mr. Rebne informed the Board that she is a member of Ahtna, Incorporated and a private landholder. Ms. Rebne also stated she also attends most Board of Game meetings representing Ahtna, Inc.

Recess The Board recessed for break at 2:49 p.m.; reconvened at 23:08 p.m.

Item 8. Public Comment

Mr. Johnson requested those individuals to come forward to testify.

Brad Adams, Registered Guide-Outfitter

- State lands have become overcrowded.
- Need to up the level of professionalism.
- Experience and expertise in the unit, time effort invested in the unit, compliance with State and Federal rules, past history, safety, etc. – all of these should be taken into consideration when determining who should be allowed on State lands.
- Concessions should be issued for longer terms like 10 years (time may vary by area) and they should be transferable, so that you can sell them.
- Believes that guides should be required to use an area reasonably.

Mr. Johnson asked Mr. Adams how he feels about safety issues. Mr. Adams stated he feels safety issues need to be addressed.

Mr. Spraker stated he understood that a multi year permit would allow the building of an approved structure/lodge on State land. Mr. Adams agreed with Mr. Spraker and reiterated structures could only be built if the investor had a long term lease. Mr. Spraker asked what would happen if the lease was lost. Mr. Adams stated that the 10 year leases are made transferable.

Mr. Rohrer asked if all leases should be issued under the same rules/requirements. Mr. Adams stated that as each area is different, each lease should be specifically based on that area.

Mr. Johnson thanked Mr. Adams for his time and participation.

Gary King, Master Guide-Outfitter

- Informs all employees each year that they are in the entertainment/tourism business.
- It is in everyone's best interest to make it the best experience possible.
- State lands have become a zoo. Need to have a fiduciary responsibility to areas.

Mr. Johnson thanked Mr. King for his time and participation.

Mark Wagner, Registered Guide-Outfitter GMU 10 (Adak)

Mr. Wagner stated that there are many problems with unlicensed practice happening; the person calls himself a "hunting consultant". These consultants meet clients at the airport and they give totes of food and gear. They subcontract a transporter and may or may not accompany them during the transportation. He feels that they are contracting and providing hunting related services and should be required to be licensed. Mr. Wagner went on to inform the Board that he has spoken with enforcement agencies and has been told there is nothing they can do, as they are not licensed. Mr. Wagner stated he feels the Board should address this issue and is seeking direction from the Board regarding what steps should he take.

Mr. Johnson asked if the person consults on hunting and fishing trips that may be covered under a club membership fee. Mr. Wagner informed Mr. Johnson that they do consulting on both hunting and fishing; so far as he can tell there is no "club" or at least no club charge. They are doing business as Adak Adventures. Mr. Johnson asked if the group is similar to the Saginaw Bay group. Mr. Wagner agreed they were similar. Mr. Johnson asked Mr. Wagner to sit down with Dave Lorrington, Criminal Justice Planner Dept. of Public Safety, Wildlife Troopers to discuss the issue. Mr. Wagner stated he would be happy to.

Mr. Rohrer asked Mr. Wagner if the group was providing lodging. Mr. Wagner informed the Board that the lodging at a local hotel was provided for one night and then they subcontract the client out to a Guide. Mr. Wagner stated he inquired about the lodging, he was told by the group they were not in any violation of statutes/regulations as lodging was provided not "in-field", but in town.

Mr. Spraker stated this is a growing problem that the Board of Game is also aware of. Mr. Spraker asked Mr. Wagner to keep in contact with him and provide any further information he gathers. Mr. Wagner agreed. Mr. Wagner thanked the Board for its help.

Mr. Johnson thanked Mr. Wagner for his time and participation.

Audun Endestad, Registered Guide-Outfitter

- Suggested limiting the number of Assistant Guides employed/used by contracting guides.
- Another option if resources are too limited, only allow registered/master guides in the area.
- Not sure if mapping project is the right approach.

Mr. Rohrer commented that Department of Law has indicated that the statutes/regulations do not allow limiting the number of Assistant Guides if they meet established criteria.

Mr. Johnson thanked Mr. Endestad for his time and participation.

Dave Lorrington Jr., Member of Public, Fairbanks resident, lifelong Alaskan

Mr. Lorrington, Jr., stated to the Board that values are gone or being lost and that good stewardship is needed. Mr. Lorrington, Jr., went on to state that he hunts on State land in unit 20-A and has hunted in same area for 13 years along with many other resident hunters. Mr. Lorrington, Jr., went on to state that while hunting this past September he had a very negative season due to conflicts with other licensed Guides being and harvesting within 200 yards of his camp. Mr. Lorrington, Jr., went on to state that he had tried contacting the Guides and also DNR with no success. Mr. Rohr said that Mr. Lorrington, Jr., should contact the Boards investigator, so that hunt records can be checked and potentially the information may be passed on to DNR.

Mr. Johnson thanked Mr. Lorrington, Jr., for his time and participation.

Kelly Vrem, Master Guide-Outfitter

- Need to apply a common sense approach to GUAs; slight adjustments now may be better for everybody.
- Asked if there would be time for public comment on the mapping project results?
- Make transporters accountable by requiring transporters to register for 3 areas like guides.
- Require a special license for residents that are taking 1st/2nd degree of kindred hunting. Possibly require that they pass a test on the area because they are basically "guiding".

Mr. Johnson stated that the adjustments need to be resource based. Mr. Johnson stated that there would be ample time for the public comment period.

Ms. Rebne asked if the transporters were residents or non-residents. Mr. Vrem stated the transporters were both residents and non-residents. Mr. Vrem went on to state that the residents should be required to take and pass a test for the area the resident would be taking the non-resident family to.

Mr. Wilson stated that with the Boards current statutes and regulations, the Board has no way to provide more regulation until new or updated statutes and/or regulations are in place.

Mr. Johnson thanked Mr. Vrem for this time and participation.

The Board went off record at 4:20 p.m. in order to facilitate the mapping subcommittees.

The meeting adjourned at 4:43 p.m. until Wednesday at 8:30 a.m.

Wednesday, March 12, 2008

Item 9. Call to Order/Roll Call

The meeting of the Big Game Commercial Services Board was called to order by Paul Johnson, Chair at 8:30 a.m. Members present constituting a quorum were:

Paul Johnson, Registered Guide-Outfitter, Chair
Robert Mumford, Public Member
Colin Brown, Transporter
Richard Rohrer, Master Guide-Outfitter
Brenda Rebne, Private Landholder
Ted Spraker, Board of Game
Leif Wilson, Transporter, Vice-Chair
BJ Schmitz, Public Member.

Excused from the meeting was: Raymond Stoney, Private Landholder

Present from the Division of Corporations, Business and Professional Licensing were:

Cynthia Cintra, Licensing Examiner
Karl Marx, Licensing Examiner
Cori Hondolero, Records and Licensing Supervisor

Present from the Department of Law via teleconference were

Kevin Saxby, Attorney

Present from State and Federal agencies were:

Stuart Pechek, Department of Natural Resources
Roger Delany, Bureau of Land Management
Doreen Parker McNeill, AK Department of Fish and Game
Chris Milles, Department of Natural Resources
Bill Tremblay, US Forest Service
Clark Cox, Natural Resource Manager, Dept. of Natural Resources
George Helfrich, Alaska National Park Service
Rick Thompson, Alaska National Park Service
Dave Lorring, Department of Public Safety
Ken Taylor, AK Department of Fish and Game
Jon Martin, US Forest Service
Jeanne Proulx, Department of Natural Resources

Present from the public were:

James Boyce, Master Guide-Outfitter
Anthony Conrad, Registered Guide-Outfitter
Braun Kopsack, Registered Guide-Outfitter
Tim Booch, Master Guide-Outfitter
Jeff Sullivan, Assistant Guide
Coke Wallace, Master Guide-Outfitter
Tom Shankster, Master Guide-Outfitter
Robert Jewett, Registered Guide-Outfitter
Loren Karro, Registered Guide-Outfitter

Steve Pogany, Registered Guide-Outfitter
Tracy Vrem, Master Guide-Outfitter
Mark Wagner, Registered Guide-Outfitter
Chet Benson, Registered Guide-Outfitter
Gary King, Master Guide-Outfitter
Frank Dinello, Registered Guide-Outfitter
Henry Tiffany, Master Guide-Outfitter
John Latham, Master Guide-Outfitter
Russell Davis, Master Guide-Outfitter
Charlie Adams (SP?), Assistant Guide (?)
Bob Adams, Master Guide-Outfitter
Hugh Les Krank, Master Guide-Outfitter
Todd Walton, Registered Guide-Outfitter
Ernie Finch, Registered Guide-Outfitter
Steve Perrins, Master Guide-Outfitter
Peter Barela, Assistant Guide
Gary LaRose, Master Guide-Outfitter
Gary Gray, Registered Guide-Outfitter
Jeff Chadd, Master Guide-Outfitter
Clint Mayeur, Registered Guide-Outfitter
Fred Sorensen, Registered Guide-Outfitter
Tom Kirstein, Master Guide-Outfitter
Audun Endestad, Registered Guide-Outfitter
Dave Leonard, Master Guide-Outfitter
Ben Stevenson, Registered Guide-Outfitter
Dan Montgomery, Master Guide-Outfitter
Brad Adams, Registered Guide-Outfitter
Ralph Miller, Master Guide-Outfitter
Nate Turner, Registered Guide-Outfitter
Virgil Umpehnour, Master Guide-Outfitter
Mike Colpo, Registered Guide-Outfitter
James Weidner, Registered Guide-Outfitter
Matt Snyder Matt Snyder, Registered Guide-Outfitter
Sue Entsminger, Registered Guide-Outfitter
Kelly Vrem, Master Guide-Outfitter
Jim Kedrowski, Registered Guide-Outfitter
Wayne Kubat, Master Guide-Outfitter
Wade Renfro, Registered Guide-Outfitter
Wes Malcolm, Registered Guide-Outfitter
Josh Randall, Registered Guide-Outfitter
Luke Randall, Registered Guide-Outfitter
Steven Green, Assistant Guide
Frank Danford, Registered Guide-Outfitter

Mr. Johnson asked that there be a committee forum about the proposed DNR prospectus bidding. It was asked that the 10 a.m. public comment not be used for discussion about the bidding process.

Item 10. GUA Mapping Subcommittee Update

Mr. Johnson requested mapping updates.

Mr. Wilson stated that his subcommittee was getting close to wrapping up their assigned maps.

Mr. Mumford reported his subcommittee was also going smoothly and that they were having many discussions about concessions.

Mr. Rohrer informed the Board that there were still five to six areas in GMU 9 that needed work, as there were still ongoing discussions about where boundaries should be drawn. Mr. Rohrer stated that he felt this process was that should not be rushed and also stated more changes may be coming.

Mr. Spraker stated his subcommittee was also coming along very well; however he is finding that guides are reluctant to draw boundary lines for other guides.

Item 11. Public Comment

Mr. Johnson asked for Federal and State testimony to begin first.

**A. John Martin, US Forest Service, Tongass National Forest (USFS)
Bill Tremblay, US Forest Service, Permitting**

Mr. Martin informed the Board that in Southeast Alaska water based transporters are causing problems; there are also management problems which are impacting the guiding community. Mr. Martin stated that the Forest Services needs help addressing this issue and requested Board assistance. Mr. Martin went on to urge the Board to write/adopt transporter regulations. Mr. Martin went on to state that more stringent permitting would force transporters, etc., to come into a Forest Service, office which would allow more information to be shared.

Mr. Martin informed the Board that the Forest Service would be mailing current policies and asked for feedback from those who receive the information. Mr. Martin also mentioned that the Forest Service would be putting caps on the number of black bear harvests.

Mr. Rohrer stated he was hoping to see suggested wording for regulations. Mr. Martin said he did not have any suggestions at this time; however he will mail information as soon as possible. Mr. Martin also stated the main concern he had was dealing with the water based transporters.

Mr. Tremblay informed the Board that the Forest Service has stepped up its investigations; however with 11,000 miles of shoreline it was very difficult to patrol.

Mr. Tremblay informed the Board that it would be a great help if regulations requiring initial face-to-face contact before a permit for a water based transporter was issued. This would help greatly with investigations.

Mr. Wilson asked if they had contacted their legal department regarding if the Forest Service can require permitting of transporters who may never set foot on Forest Service land. Mr. Tremblay stated he had been in contact and was informed that if this Board makes a permitting requirement the Forest Service would be in full support.

Mr. Wilson also asked about using enforcement in place of adding new requirements, if it is already known that transporters are providing supplies and sometimes accompanying hunters into the field. Mr. Tremblay reiterated the amount of area Forest Service officers must patrol and also stated that with a regulatory requirement it may make the process easier.

Mr. Spraker asked about hunting clubs providing services. Mr. Tremblay said that there are several hunting clubs in Southeast Alaska. Mr. Tremblay informed the Board that he is looking for better direction on how to handle the "clubs", as it is very hard to find out where the club monies are coming from. Mr. Spraker also asked how many clubs were in operation. Mr. Tremblay stated that there were several in operations at this time.

Mr. Johnson asked Mr. Martin and Mr. Tremblay if clarification of the Board's compensation regulation would help. Both Mr. Martin and Mr. Tremblay stated that clarification would help.

Mr. Martin informed the Board that the Forest Service are using moratoriums in some areas and are working on instituting moratoriums in other areas.

Ms. Rebne asked what was meant by "gray areas" and proposed language. Mr. Johnson stated that many transporters use loopholes in the Boards current statutes and regulations in order to avoid some permitting processes. Mr. Spraker elaborated that permits must be obtained from several different Boards and sources. Mr. Spraker went on to state that he hoped this Board and the Forest Service would be able to fix this problem and that the Board of Game would be addressing this topic at its November 2008 meeting.

Mr. Johnson thanked Mr. Martin and Mr. Tremblay for their time and participation.

B. Clark Cox, Dept. of Natural Resources, Natural Resource Manager (DNR)

Mr. Johnson asked Mr. Cox how the mapping was going. Mr. Cox informed the Board that the project was moving along very well. Mr. Cox stated that sole use areas were not seeing much change from original lines; however concessions may need to be changed. Mr. Rohrer asked Mr. Cox in what format the information was needed in.

Mr. Cox stated that once the mapping was completed by the subcommittees, he and other DNR staff would transfer the information onto overlays that would then be taken back to Anchorage for digitization.

Mr. Johnson thanked Mr. Cox for his time and participation.

C. George Helfrich, Alaska National Park Service (NPS), Western Arctic

Mr. Helfrich asked the Board about the effectiveness of the new examination process and if the questions he had submitted were being used. Mr. Johnson stated that the questions were well written and were being used statewide. Mr. Johnson informed Mr. Helfrich that they could always use more questions if would like to submit any more to send them to Ms. Hondolero.

Mr. Helfrich stated that the Noatak Preserve has non assigned concessions in areas 23-02, 23-03 and 23-06. Mr. Helfrich asked if the Board knew if the concession areas coincide or do not coincide with established guide use areas in Noatak Preserve. Mr. Helfrich informed the Board that there continues to be user conflict between transporters, clients and resident hunters. Mr. Helfrich also stated that NPS continues to address this problem with education and enforcement. Mr. Helfrich informed the Board that NPS will sponsor a unit 23 working group. Mr. Helfrich also informed the Board that NPS made contact with 108 individuals at 75 camps in 2007 and found that most hunters were in compliance with the laws – hunters had their licenses, clean camps, no waste, etc.

Mr. Helfrich informed the Board that research was conducted after the December 31, 2007 permits expired to find out the impact on subsistence hunters, which is NPS' main concern. Mr. Helfrich said that the draft A-10 analysis reflect impacts and other pertinent information. Mr. Helfrich went on to state that NPS may limit or cap the number of clients/trips into some areas. Mr. Rohrer asked if NPS had the authority to cap or limit the number of clients. Mr. Helfrich informed the Board that NPS does have the authority and that they have had success with other areas concessions.

Mr. Johnson thanked Mr. Helfrich for his time and participation.

D. Dave Lorrington, Department of Public Safety (DPS)

- DPS supports the Boards definition of compensation that is up for public comment at this meeting.
- 12 AAC 75.250 – house keeping measure, need to have a word inserted in the first sentence. Add the word “also” so that it would read: 12 AAC (a) A Registered Guide-Outfitter who contracts to guide a hunt who is participating in a hunt as required in AS 08.54.630(b)(3) shall be present in the field in person with the client and also any guide not certified for the unit at least once during the hunt to discuss with the client and the guide the big game hunting services provided.
- AS 08.54.720; Add clause to statutes addressing bail fees, and maybe reduce criminal violation to administrative violation.

Mr. Johnson requested Mr. Lorrington keep working with the Board on regulations.

Mr. Johnson thanked Mr. Lorrington for his time and participation

Recess The Board recessed at 9:54 a.m.; reconvened at 10:05 a.m.

Item 11. Public Comment cont.

Henry Tiffany, Master Guide-Outfitter

- Thanked Board for noticing that overcrowding is an issue.
- Proposed that the Board not issue any new registered or master guide licenses to non-residents.
- 12 AAC 75.920(c) should not be required.
- Believes that communication between people in the field can do a lot and feels this may reduce conflicts.

Mr. Johnson informed Mr. Tiffany that not issuing non-resident licenses legally can't be done.

Mr. Johnson thanked Mr. Tiffany for his time and participation.

Pete Buist, Master Guide-Outfitter

- Does agree that State land is a zoo and is a serious conservation issue.
- Asks for respect for small operators, so they are not regulated out of business.

Mr. Johnson thanked Mr. Buist for his time and participation.

Robert Jewett, Registered Guide-Outfitter

- Run a small operation with only a handful of hunters each year into GMU 14, 16 & 20.
- Commented that making new requirements for transporters is not going to stop those that do not care if they are violating them.
- More laws/regulations for transporters will not stop those who conduct unlawful practices.
- Due to overcrowding, suggests 20-03 and 20-04 become sole use areas.

Mr. Johnson thanked Mr. Jewett for his time and participation.

Gary King, Master Guide-Outfitter

- Thanked Board for its hard work.
- Reiterated Mr. Buist's comments.
- DNR needs to keep in mind that in any good economy there are small and large businesses. Notes that members of the industry are getting older and the program should have a progression.

Mr. Johnson thanked Mr. King for his time and participation.

Coke Wallace, Master Guide-Outfitter

- Some of his guides have had problems with conflict in the field.
- Questioned the qualifications of some of the individuals who have been granted and currently hold guide licenses.
- Does trap line hunting in the winter and does not see why he should have to stay in his three guide use areas if his client has a trapping permit.

Mr. Spraker asked if a guide license was required for running a trap line. Mr. Wallace stated that technically no guide license was required for a trap line, however most of his traps were located in his registered GUAs. Ms. Cintra stated that the Board has no statutes or regulations pertaining to trap lines. Mr. Johnson informed Mr. Wallace that he will check with Mr. Lorrington for further information. Mr. Wallace thanked the Board.

Mr. Johnson thanked Mr. Wallace for this time and participation.

Hugh Les Krank, Master Guide-Outfitter

- Concerned about a one time offering for prospectus bidding. Does not want to see long time guides pushed out.
- Requested Board not rule out shared GUAs.
- At first BGCSB meeting a State lands committee was set up and wants the dialog to continue even between meetings.

Mr. Johnson thanked Mr. Krank for this time and participation.

Chuck McMahan, Registered Guide-Outfitter

- Has grown up in the guiding business; considers himself a small operator and has no known conflicts with anyone.
- All of the discussion has been enlightening.
- Stated he is happy and has to ask himself why he would want to redraw lines if it may put his business in jeopardy. If this is going to happen would want to understand criteria for prospectus and would want prior experience in the area to count.
- Should be looking at the game that can be taken in an area, not starting with limiting the number of guides that can be in an area.
- Question about the ability to transfer and area. Thinks that they should be able to transfer the area to a person of their choice, as you can with Federal areas.

Mr. Rohr asked what he thinks constitutes a small operator. Mr. McMahan said that having only 8-10 clients in fall and 2-3 in the spring is a small operator.

Mr. Johnson thanked Mr. McMahan for his time and participation.

E. Roger Delany, Bureau of Land Management (BLM), Outdoor Recreations Specialist and Kyle Jolly, Wildlife Biologist

Mr. Delany informed the Board and public that he has copies of BLM's SRP pamphlet for anyone who has a desire to perform commercial activities as it outlines the process of how to apply for permits.

Mr. Delany stated that he has concerns that if the State limits the number of guides allowed on State lands; it will have quite an impact on BLM as it would add new regulatory requirements to cope with the influx of guides wanting to operate on BLM land. Mr. Delany asked the Board for recommendations on how BLM can regulate those operating on BLM land. Mr. Johnson stated that DNR will be spearheading the prospectus bidding process and suggested Mr. Delany keep in contact with DNR for information.

Mr. Jolly requested the Board keep him apprised of the final outcome on the number of guides allowed in GUA's. Mr. Johnson said when the Board had that information he would be sure to pass it along. Ms. Rebne asked if BLM limited the number of transporter allowed on its land. Mr. Delaney stated that at this time BLM did not limit the number of guides or transporters, however for the first time BLM may be looking at limiting the number of guides and transporters permitted in the Squirrel River area.

Mr. Johnson thanked Mr. Delany and Mr. Jolly for their time and participation.

Mr. Johnson called Mr. Cox and Mr. Fithian to come forward to set a time for a prospectus bidding committee to meet; the decision was to meet from 11:30 p.m. until 1:15 p.m.

Recess The Board recessed at 11:00 a.m.; reconvened at 1:05 p.m.

Item 13. Public Comment Regarding Public Noticed Regulations

Mr. Johnson asked if there was anyone who would like to come forward and testify. Mr. Johnson noted only one person had signed up and chose not to come forward. Mr. Johnson announced that it was time to reconvene the mapping subcommittees.

The Board went off record at 1:09 p.m. in order to facilitate the mapping subcommittees and reconvened at 4:33 p.m.

Mr. Johnson clarified for the Board and attendees that the updated maps were not going to be adopted during this meeting. Mr. Johnson went on to state that once the changes had been updated by DNR and Fish & Game, information and updated maps would again be public noticed in time for the December 2008 meeting. Mr. Johnson also urged the public to attend the December 2008 meeting.

Item 12. Board Discussion

A. Set Meeting Date(s) and Location(s)

The Board had a brief discussion and decided that the next meeting would be held in Anchorage, December 9th – 11th, 2008 and the examinations would be held at the same locations December 11th and 12th.

Mr. Johnson asked staff to book the December at the Egan Convention center due to the extensive mapping project.

Item 6. Application Review cont.

Mr. Johnson informed the Board that he had spoken with Mr. Warren who had expressed concerns that the Board did not have the statutory authority to deny Kurt Lepping's transporter application and opened the floor for Board discussion. The Board reviewed current statutes and regulations. Mr. Johnson suggested that the Board take another vote.

On a motion duly made by Leif Wilson, seconded by Dick Rohrer, and approved unanimously, it was

RESOLVED to approve the application for licensure as a transporter for Kurt Lepping.

Roll Call Vote

NAME	YES	NO	ABSTAINED
BJ Schmitz	X		
Ted Spraker		X	
Paul Johnson			X
Leif Wilson		X	
Colin Brown		X	
Bob Mumford		X	
Dick Rohrer		X	

Mr. Johnson stated that due to the Board not reaching a quorum decision, they would call Mr. Saxby tomorrow and ask for direction.

Mr. Johnson asked Mr. Brown to give an update on the ethics subcommittee.

Mr. Brown gave an overview of the ethics committee findings. It was noted that the committee is requesting updates to the Board's web page and requested that the investigator's contact information be listed on the hunt records and transporter activity reports. Mr. Brown also stated he had been working with Mr. Loring to draft language which would address some transporter concerns.

The Board held a brief discussion regarding the findings of the ethics subcommittee. Mr. Johnson called Mr. Lorrington forward to share his information on a new or amended regulation which may help.

Mr. Lorrington, DPS read his proposed wording to the Board which would amend 12 AAC 75.250(a) by adding the word "also". Mr. Lorrington went on to state this amendment may help with the Board's ethical concerns.

12 AAC 75.250(a) A Registered Guide-Outfitter who contracts to guide a hunt and who is participating in a hunt as required in AS 08.54.630(b)(3) shall be present in the field in person with the client and **also** any guide not certified for the unit at least once during the hunt to discuss with the client and the guide the big game hunting services provided.

The Board briefly discussed the verbiage and decided to public notice the change for the December 2008 meeting.

Mr. Johnson polled the Board, hearing no disagreement Mr. Johnson asked staff to public notice the amendment to 12 AAC 75.250.

Mr. Johnson thanked Mr. Lorrington for his time and help.

The meeting adjourned at 5:00 p.m. until Thursday at 8:30 a.m.

Thursday, March 13, 2008

Item 15. Call to Order/Roll Call

The meeting of the Big Game Commercial Services Board was called to order by Paul Johnson, Chair at 8:37 a.m. Members present constituting a quorum were:

Paul Johnson, Registered Guide-Outfitter, Chair
Robert Mumford, Public Member
BJ Schmitz, Public Member
Colin Brown, Transporter
Richard Rohrer, Master Guide-Outfitter
Brenda Rebne, Private Landholder
Ted Spraker, Board of Game
Leif Wilson, Transporter, Vice-Chair

Excused from the meeting was: Raymond Stoney, Private Landholder

Present from the Division of Corporations, Business and Professional Licensing were:

Cynthia Cintra, Licensing Examiner
Karl Marx, Licensing Examiner
Cori Hondolero, Records and Licensing Supervisor

Present from the Department of Law via teleconference were

Kevin Saxby, Attorney

Present from State and Federal agencies were:

Stuart Pechek, Department of Natural Resources

Chris Milles, Department of Natural Resources

Clark Cox, Natural Resource Manager, Dept. of Natural Resources

Jeanne Proulx, Department of Natural Resources

Present from the public were:

Rick Kinmon, Registered Guide-Outfitter

Wes Malcolm, Registered Guide-Outfitter

Loren Karro, Registered Guide-Outfitter

Dan Montgomery, Master Guide-Outfitter

Mike Colpo, Registered Guide-Outfitter

Fred Sorensen, Registered Guide-Outfitter

Jim Kedrowski, Registered Guide-Outfitter

Jim Weidner, Registered Guide-Outfitter

Robert Jewett, Registered Guide-Outfitter

Anthony Conrad, Registered Guide-Outfitter

Jeff Sullivan, Assistant Guide

Chet Benson, Registered Guide-Outfitter

Joe Want, Registered Guide-Outfitter

Wayne Kubat, Master Guide-Outfitter

Matt Snyder Matt Snyder, Registered Guide-Outfitter

Mike Horstman, Master Guide-Outfitter

Tom Kirstein, Master Guide-Outfitter

Frank Danford, Registered Guide-Outfitter

Ernie Finch, Registered Guide-Outfitter

Ben Stevenson, Registered Guide-Outfitter

Russell Davis, Master Guide-Outfitter

Todd Walton, Registered Guide-Outfitter

Phil Driver, Master Guide-Outfitter

Steve Pogany, Registered Guide-Outfitter

Gary Gray, Registered Guide-Outfitter

Hugh Les Krank, Master Guide-Outfitter

Michael Wade Renfro, Registered Guide-Outfitter

Kelly Vrem, Master Guide-Outfitter

Bob Adams, Master Guide-Outfitter

Charlie Adams (SP?), Assistant Guide (?)

Steve Perrins, Master Guide-Outfitter

Frank Dinello, Registered Guide-Outfitter

Sue Entsminger, Registered Guide-Outfitter

Jeremy Davis, Registered Guide-Outfitter

Braun Kopsack, Registered Guide-Outfitter
Clint Mayeur, Registered Guide-Outfitter
Wayne Woods, Master Guide-Outfitter
Henry Tiffany, Master Guide-Outfitter
Brad Adams, Registered Guide-Outfitter
Coke Wallace, Master Guide-Outfitter
Tad Gilbert, Registered Guide-Outfitter
Gary King, Master Guide-Outfitter
Scott McRae, Registered Guide-Outfitter
Steve Johnson, Registered Guide-Outfitter
Sandy Jamieson, Registered Guide-Outfitter
Michael Litzen, Master Guide-Outfitter
Sam Fejes, Master Guide-Outfitter
Laona DeWilde, Public

Item 16 Division Business

A. Collect signed Travel Authorizations and Receipts

Ms. Cintra collected documents and receipts

B. Budget Report

The Board reviewed the budget report as provided by Chris Wyatt, Administrative Manager.

The Board decided to designate Mr. Rohrer to be the one who would contact Ms. Wyatt regarding the budget report. Mr. Rohrer asked Mr. Johnson if he had been able to speak with Ms. Wyatt since the December 2007 meeting. Mr. Johnson stated that he had spoken with Ms. Wyatt however the information she provide was incomplete and that he was unable to understand any of it. Mr. Johnson went on to inform the Board that if there were any questions or concerns regarding the budget report that Mr. Rohrer should be the point of contact.

Mr. Brown announced that he is resigning from Board as he will be moving to Africa to run missionary flight services. Mr. Brown gave his letter of resignation to Ms. Cintra.

The Board expressed its thanks to Mr. Brown for all his service to the Board and wished him well on his new adventure.

Item 17. GUA Mapping Subcommittee Update

Mr. Johnson asked for the status of the mapping sub-committees.

All committees felt that they were within an hour of being able to work with DNR to finalize any amended maps. Mr. Johnson asked that the sub-committees have their maps completed by Noon.

Mr. Johnson thanked the Board members for their reports.

Mr. Lorrington informed the Board that he emailed Mr. Saxby the proposed regulation language and would be ready to discuss it at length at 9:00 A.M.

Item 6. Application Review, cont.

The Board called Mr. Saxby at 8:51 a.m.

On a motion duly made by Leif Wilson, seconded by Colin Brown, and approved unanimously, it was

RESOLVED to adjourn into Executive Session under the authority of AS 44.62.310 to discuss the application for licensure as a Transporter of Kurt Lepping.

The Board adjourned into executive session at 8:52 a.m., and returned from executive session at 9:16 a.m.

Mr. Johnson asked Mr. Saxby if the language emailed to him from Mr. Lorrington needed any changes. Mr. Saxby informed the Board that the wording was fine for public noticing and that the Department of Law would make any edits it felt were needed.

Mr. Johnson thanked Mr. Saxby for his time.

Mr. Johnson asked the Board for its input on the issuance of a Transporters license for Kurt Lepping.

Mr. Mumford stated that he strongly felt that Mr. Lepping should not be issued a Transporter license due to the license actions on Mr. Lepping's previous licenses. Mr. Mumford went on to state that the Board has no statutory authority to deny the current application, however as law enforcement agencies rely on this Board to assist with enforcement issues the Board should have some sort of authority to deny the license.

Mr. Rohrer agreed with Mr. Mumford in stating that AS 08.54.650 does not give the Board authority to deny this application. Mr. Rohrer went on to state that the Board does need authority to deny licensure and that at next years legislative session a project would be started to grant the Board statutory authority.

Mr. Spraker stated that he was also reluctant to vote yes and agreed strongly with Mr. Mumford's statements.

On a motion duly made by Leif Wilson, seconded by Dick Rohrer, and approved unanimously, it was

RESOLVED to approve Kurt Lepping's application for licensure as a transporter.

Roll Call Vote

NAME	YES	NO	ABSTAINED
BJ Schmitz	X		
Ted Spraker	X		
Paul Johnson			X
Leif Wilson	X		
Colin Brown	X		
Brenda Rebne			X
Bob Mumford	X		
Dick Rohrer	X		

The Board went off record at 9:40 a.m. in order to facilitate the mapping subcommittees and reconvened at 1:00 p.m.

Mr. Brown left the meeting at 11:30 a.m.

Item 18. Adopt/Amend Regulations

Mr. Johnson polled the Board to make sure that members had reviewed the written comments that had been received regarding the proposed regulations. Board members responded that they had reviewed written comments and felt no responses were needed.

A. 12 AAC 75.235

The Board held a brief discussion regarding the proposed and public noticed 12 AAC 75.235 and decided not to adopt the regulation due to the current mapping project. Mr. Johnson asked if the Board had any problems withdrawing the regulation.

Mr. Johnson polled the Board and hearing no objections requested staff to remove the proposed 12 AAC 75.235.

B. 12 AAC 75.990

On a motion made by Leif Wilson, seconded by Bob Mumford, and approved unanimously by roll call vote, it was

RESOVLED to adopt 12 AAC 75.990(a)(5) as public noticed.

Roll Call Vote

NAME	YES	NO
Ted Spraker	X	
Leif Wilson	X	
Paul Johnson	X	
Brenda Rebne	X	
Bob Mumford	X	

BJ Schmitz **X**
Dick Rohrer **X**

Mr. Johnson asked to Board for comments on the regulation projects.

Mr. Johnson stated that he was concerned that the proposed regulations would not effect hunt clubs and that black bears may need regulation under predator control.

Mr. Spraker informed the Board that the Board of Game considers predator control sacred and it is only allowed in intensive management areas where predator control is clearly justified.

Mr. Rohrer stated that he was ok with the regulations; however he was a bit concerned that the purpose of the compensation regulation may get watered down. Mr. Rohrer went on to state that compensation must be clarified so as to close the loopholes which occur through bartering, club memberships, etc., all of which mean someone is getting paid.

Mr. Johnson thanked the Board for its input.

Mr. Johnson asked Ms. Rebne if she would be on the DNR subcommittee. Ms. Rebne accepted.

Mr. Johnson requested Mr. Fithian come forward to discuss the State lands DNR subcommittee.

Mr. Fithian thanked the Board for its time and hard work. Mr. Fithian stated he had heard the concerns expressed during the March 12 public comment period and that in order to address the concerns stated the entire industry must get involved. Mr. Fithian went on to state that DNR would be willing to take up a subcommittee to work with mapping issues.

Mr. Johnson thanked Mr. Fithian and stated that he would get a list of names for the subcommittee to Mr. Fithian.

Mr. Johnson reviewed the final process of the mapping committees which would allow Mr. Cox to transfer the proposed changes onto an overlay. Mr. Johnson requested that the committee heads meet with Mr. Cox to facilitate the information transfer.

The Board went off record at 1:20 p.m. in order to facilitate the mapping subcommittees and reconvened at 3:05 p.m.

Mr. Johnson thanked all participants of the mapping project and announced that the mapping project was now completed. Mr. Johnson went on to state that the maps would go with Mr. Cox for editing and review and that the Dept. of Fish and Game would then review the changes and either approve or make suggestions. Once Fish and Game had completed their review everything would be returned to Mr. Cox for finalization and re-public noticing for the December 2008 meeting.

The Board discussed how to deal with public comment on the proposed map changes at the December meeting. The Board decided that it would hear comments unit by unit and then take action on an individual unit before moving on to the next. The Board also decided that a time limit on individual's comments would be enforced.

Mr. Wilson requested that the public notice go out in at least 60 days in advance of the December 2008 meeting and that the Board members be given copies of any written comment at least two weeks before the meeting so that members would have plenty of time to review the comments before the December 2008 meeting. Mr. Johnson clarified that the written comment period would have to close 30 days before the meeting in order for them to be distributed in advance.

Mr. Johnson read the names of the DNR subcommittee into record:

Bobby Fithian, Chair of committee, Master Guide-Outfitter

Brenda Rebne, Board Member

Matt Snyder, Registered Guide-Outfitter

Steve Perrins, Master Guide-Outfitter

Tony Lee, Master Guide-Outfitter

Mike McCann, Master Guide-Outfitter

Tom Kirstein, Master Guide-Outfitter

Lorren Karro, Registered Guide-Outfitter

Les Krank, Master Guide-Outfitter

Mr. Spraker recommended that the subcommittee members sort out any problems that may arise and then bring that information to the Board. Mr. Johnson disagreed and stated that any/all discussions must be done on the record.

The Board held a brief discussion regarding implementing regulations for transporters. Mr. Johnson called Mr. Lorrington forward to share his information.

Mr. Lorrington suggested the Board either create a new subsection under 12 AAC 75 or add to the transporter ethics under 12 AAC 75.440(b) by adding the following: A vessel-based transporter operating on salt water must keep in possession, while engaging in transportation services, documentation from the upland owner or land manager of the transporter's permission to embark or disembark clients or their equipment onto or from the uplands where transportation services are provided, or adjacent to that place if the transportation services occur below mean high tide. This documentation must be produced on demand by the board, the department, or a state or federal law enforcement office.

The Board held a brief discussion and decided to public notice Mr. Lorrington's suggested wording in time for the December 2008 meeting.

On a motion made by Brenda Rebne, seconded by Dick Rohrer and approved by roll call vote, it was

