

Fisheries committee sends letter to Secretary Shultz

January 24, 1986

The Honorable George Shultz
Secretary of State
Main State Department Building
2201 C Street NW
Washington, D.C. 20520

Dear Mr. Secretary:

The House Special Committee on Fisheries and other members of the Alaska House of Representatives are extremely disappointed at the collapse of bilateral negotiations with Japan on the high-seas interception of Alaska salmon.

Despite the best efforts of the state and federal governments to convince the Japanese that the interceptions represent a serious foreign policy issue, the Japanese government and fishing industry apparently are refusing to negotiate in good faith.

Our concern is compounded by the Japanese threats to impose sanctions against U.S. seafood imports. We find this situation particularly distressing since Japan is a most

important trading partner with both the U.S. and Alaska. The possibility of Alaska seafoods being embargoed is of great concern to all Alaskans, but our resolve in the interception issue is not lessened by threats.

The State of Alaska has been extremely careful to manage its commercial fisheries to avoid interceptions of salmon stocks destined to Japan, even though many of these fish pass through our waters. At the same time, the Japanese have been allowed to catch and purchase billions of pounds of groundfish in our 200-mile zone each year.

Last May, members of the Alaska Legislature approved a resolution urging the federal government to withhold allocations of groundfish from the Japanese if they should fail to negotiate in good faith on the interception issue. This position was endorsed by the North Pacific Fishery Management Council in December when it recommended a withholding of all groundfish allocations

(Continued on Page Seven)

Inmate seeks return to Alaska

To the editor:

I am presently in protective custody here in the prison in Lampoc CA. I've been here for 6 months now. I have written to Mr. Bobbie Spindie, Chief Classification officer for the Dept of Corrections informing him of my situation here. He states in his letter to me that I am using this as a ploy to try to return back to Alaska, and that I have emphatically been expressing my desire to return to Alaska.

Two people from the classification committee have come here to review every prisoners past record for that year. Every year. And no doubt, each inmate has asked when they will be returned back to Alaska. If this is the case Mr. Bobbie Spindie, Chief Classification officer, is referring to as emphatically expressing my desires to return to Alaska then I am oh! so! very guilty. Did you think Mr. Bobbie Spindie that I wouldn't ask to be returned to Alaska I being a Native son of Alaska? Tell me Mr. Bobbie Spindie

what reason would I have or what could I possibly gain by coming into protective custody but my own life? Which I treasure as much as you do yours. I am 2 years short of my release date. I've been here for 5 years with only minor infractions, none of them violent. A very outstanding record with the federal prison administration. Have always gotten along well with inmates and staff here. No violence whatever in a violence prone environment.

Section "E" of the Cleary-Beirne Sub Class "C" partial settlement. (E Interim Standards for Return) states I shall be returned back to Alaska to finish the balance of my sentence within 60 days of meeting the criteria in category E.1. A prisoner who's life is in danger in one or more federal Bureau of Prisons. E.2. A prisoner with two years left to serve E.5. A prisoner with 5 years of Disciplinary free record. Excluding

(Continued on Page Seven)

Executive order on Local hire is good idea

To the editor:

The Governor's intention to introduce an executive order requiring Alaska Hire is an excellent plan. Alaskans have been forced to wait almost two years for our Supreme Court to decide the constitutionality of our existing law. Although the court's delay has already seriously hampered legislative action, an executive order can play the gap between the court's recent decision and legislative action.

Unfortunately, the Supreme Court's decision provided almost nothing new in the form of guidance to lawmakers. The court ignored both legislators' request for advice and last year's legislative action (HB 294) without explanation.

Luckily, both the newly proposed Alaska Hire legislation (HB 466 sponsored by Representative H.A. "Red" Boucher) and the proposed executive order already address most, if not all, of the concerns identified

by the court's decision. Both proposals incorporate constitutional case law and precedents not available when the existing law was written.

As a labor attorney who helped draft both of these proposals, I believe, given the law and facts as they are available today, they are as constitutional as we could possibly make them.

Nothing in this area of constitutional law is an absolute, but these proposals are the best yet and are clearly legally superior to any resident hire law that has ever been tested or for that matter, even adopted, in the nation.

The Governor should proceed with an executive order as soon as possible. An executive order can be in effect, *guaranteeing jobs for Alaskans this upcoming construction season* while the legislature works on a more permanent solution, such as HB 466.

Sincerely,
Dave Donley

AVCP protests death of Francis Trader

Mr. Tony Knowles
Mayor of Anchorage
632 W. 6th Avenue
Anchorage, Alaska 99501

Dear Mr. Knowles:

The Executive Board of the Association of Village Council Presidents (AVCP), regional tribal organization and non-profit Native association for the 56 Yup'ik Native communities and 20,000 Yup'ik Native individuals of western Alaska, has instructed me to communicate a formal protest to your office concerning the Municipality of Anchorage's involvement in circumstances leading to the death of Mr. Francis Trader, an individual member of our Association.

AVCP Traditional Chief Edward

Hoffman, Sr. has already advised your (acting) Police Chief of our extreme concern over this incident.

Various accounts of the tragedy indicate that the Anchorage Police Department, despite several contacts from concerned citizens, failed to properly respond to Mr. Trader's mortal distress. Incredibly, hours of miscommunication and blatant neglect passed by as Mr. Trader sat unattended and severe hypothermia set in. In the days after his death, even more incredibly, municipal officials sought more to protect themselves from blame and liability rather than to take steps to assure others in similar misfortune do not suffer the same needless fate.

The Francis Trader affair likely would have drawn little or no public attention if there had not been so much conspicuous evidence of careless disregard for his well-being. There have been several other individuals from our region lost to us in Anchorage this past year. Hardly a month passes by without an individual from one of our communities dying in Anchorage from hypothermia, homicide or car-pedestrian accidents. Respect for the sanctity of human life seems lessened in your community when the victim is indigent and inebriated.

For every village resident who is seen as a street person in Anchorage, there are at least one hundred village people who travel to Anchorage, and stay in commercial lodging, paying the city's hotel tax, shop extensively in your stores and who contribute year-round to the Anchorage economy. We would think that this economic relationship would receive greater consideration when the municipality is deciding how much of its human services budget is to be devoted to programs such as the Salvation Army's Community Service Patrol.

Concern over the increasing numbers of our members who become victims of neglect in Anchorage prompted AVCP last year to seek relocation of major Native events, such as the Alaska Federation of Natives Convention, outside of Anchorage. We are still giving serious consideration to this proposal, even though it may be damaging to hotel business investments by our regional corporation which was incorporated by AVCP in 1972.

We realize the financial constraints upon the municipality at this time. Not very long ago, AVCP would have responded immediately with financial assistance to meet emergency needs of indigent Natives from our region who are in Anchorage. Recently, all such assistance has been terminated by the federal government. It may be prudent for Anchorage to invest funds necessary for a full-time Community Service Patrol rather than risk the possibility of a wrongful death award against an uninsured municipality.

At a minimum, what is urgently needed at this time is increased communication and cooperation among human service providers, public safety personnel, responsible municipal officials and Native organizations to ensure that there are no further needless deaths on the streets and alleyways of Anchorage. The lead organization for this, AVCP believes, should be the Alaska Federation of Natives Human Resources Board. Accordingly, AVCP will request that AFN accept this responsibility during the AFN Human Resources Board of Directors' February 19 meeting in Juneau.

The Association of Village Council Presidents, on behalf of our 56 member communities and 20,000 individual Yup'ik Native members, protests the needless death of Francis Trader and strongly encourages immediate corrective actions be taken to assure this tragedy will not be repeated in your community.

Sincerely,

Association of Village Council Presidents
Harry O. Wilde, Sr.

Fisheries committee

(Continued from Page Six)

to the Japanese until progress has been made in the salmon interception talks.

We believe that now is the time for the United States to hold firm on the interception issue. We urge you to withhold the Japanese groundfish allocations until real progress has been accomplished toward a cutback in the high seas take of Alaska salmon by Japan's high-seas gillnet fleets.

Furthermore, we endorse Governor

Sheffield's proposal to deduct 10,000 metric tons of groundfish already allocated to the Japanese as an expression of the U.S. dissatisfaction with the breakdown of the negotiations. These 10,000 ton penalties should continue on a monthly basis until the Japanese return to the bargaining table.

In conclusion, Mr. Secretary, we urge you to withhold all further groundfish allocations to the Japanese until the salmon interception issue is resolved.

Sincerely,

Rep. Peter Goll
Chairman
Chairman House Fisheries Committee

Rep. John Binkley
Member
House Fisheries Committee

Rep. Katie Hurley
Member
House Fisheries Committee

Rep. Roger Jenlins
Member
House Fisheries Committee

Rep. Andre Marrou
Member
House Fisheries Committee

Rep. Ronald Larson
Rep. Terry Martin
Rep. M. Mike Miller
Rep. Mike W. Miller
Rep. Drue Pearce
Rep. Fritz Pettyjohn
Rep. Randy Phillips
Rep. Marco Pignalberi
Rep. Pat Pourchot
Rep. Steve Rieger
Rep. John Ringstad
Rep. John Sund
Rep. Mike Szymanski
Rep. robin Taylor
Rep. Rick Uehling

Rep. Dave Thompson
Member
House Fisheries Committee

Rep. Ben Grussendorf
Speaker of the House

Rep. Adelheid Herrmann
Co-Chairman
House Resources Committee

Rep. Richard Shultz
Co-Chairman
House Resources Committee

Rep. Mike Navarre
Member
House Fisheries Committee

Rep. F. Kay Wallis
Rep. Jack Fuller
Rep. Al Adams
Rep. H. A. Boucher
Rep. Bette Cato
Rep. Don Clocksin
Rep. Virginia Collins
Rep. Sam Cotten
Rep. Mike Davis
Rep. Jim Duncan
Rep. Steve Frank
Rep. Walter Furnace
Rep. Max Gruenberg, Jr.
Rep. Alyce Hanley
Rep. Niilo Koppen

Inmate

(Continued from Page Six)

minor infractions.

I've been in protective custody for 6 months Mr. Bobbie Spindie. 6 months after informing you of my situation. 126 days after the criteria. 96 days over the federal Bureau of prisons 90 day protections case's policy 541:23. And I am still sitting up here in Protective Custody in the same prison. You must not like your job very much Mr. Bobbie Spindie as Chief Classification officer for the Dept. of Correction's. Justice is a fine

and beautiful part of our system, our society. Justice for all, Dr. Martin Luther King stated in his letter to the white clergyman of Alabama in August of 1963! I submit that an individual who breaks the law that conscience tells him is unjust, and who willingly accepts the penalty of imprisonment in order to arouse the conscience of the community over its injustice, is in reality expressing the highest respect of law...food for thought huh!

Sincerely your friend,
Billy Howarth