

Ron Somerville, Deputy Commissioner
Department of Fish and Game

May 17, 1991

663-88-0174

465-3600

Approval of revised
Department of Fish & Game
ethics policy (Executive
Branch Ethics Act
AS 39.52)

Larri Irene Spengler
Assistant Attorney General
Natural Resources Section - Juneau

On June 27, 1990, we approved in part and disapproved in part the ethics policy adopted by the Department of Fish and Game on August 10, 1989. 1990 Inf. Op. Att'y Gen. (June 27; 663-88-0174). Since then, we have worked with your department on revisions to the policy. Now, pursuant to your May 7, 1991, request, we have reviewed the June 1, 1991, version of the policy for conformity with the Executive Branch Ethics Act, AS 39.52.

You have adopted the policy under AS 39.52.920, which provides:

Subject to the review and approval of the attorney general, an agency may adopt a written policy that, in addition to the requirements of this chapter, limits the extent to which a public officer in the agency or an administrative unit of the agency may

(1) acquire a personal interest in an organization or financial interest in a business or undertaking that may benefit from official action taken or withheld by the agency or unit;

(2) have a personal or financial interest in a state grant, contract, lease, or loan administered by the agency or unit; or

(3) accept a gift.

All the provisions of your June 1, 1991, ethics policy reflect the actual requirements and prohibitions of the Ethics Act itself, or fall within the scope of what each agency is allowed to elaborate upon in a policy, as described in AS 39.52.920. The problems with your August 10, 1989, policy have all been adequately

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addressed in this version.

Therefore, we approve your June 1, 1991, ethics policy under AS 39.52.920.

LIS:nml

cc: Steve White
Bruce Botelho
Assistant Attorneys General
Juneau AGO

Bonnie Harris
Assistant Attorney General
Anchorage AGO