

"(2) it must provide for staggered terms of office;

"(3) it must provide that at least a majority of its members be Alaska natives as defined in this chapter;

"(4) the Alaska residence requirements for members of the commission must be substantially the same as those prescribed in sec. 30 of this chapter;

"(5) the scope of judicial review of actions and final determinations of the commission must be at least as ample as that set out in sec. 130 of this chapter;

"(6) it must be empowered to make final determinations of the matters committed to it by this chapter, where this chapter requires final determinations.

"SEC. 38.30.030. CREATION OF STATE COMMISSION. There is created in the office of the governor an Alaska Native Commission to exercise the duties and powers conferred upon it by this chapter. The commission shall be considered as the head of a regulatory and quasi-judicial agency of the state. The commission consists of seven members, appointed by the governor and confirmed by a majority of the members of the legislature in joint session. At least four members shall be Alaska natives as defined in this chapter. Each member of the commission shall have been a resident of Alaska continuously for at least five years before his appointment and must remain a resident during his term of office. In appointing members of the commission due regard shall be given to obtaining fair geographic and ethnic representation.

"SEC. 38.30.040. TERMS OF OFFICE. The members initially appointed by the governor shall be given terms of office of one, two, three, four, five, six and seven years respectively, the terms to commence upon the day the sections of this chapter concerning an Alaska Native Commission become operable. Their successors shall be appointed for terms of seven years by the governor in the same manner and subject to the same qualifications as the initial appointments, except that a person chosen to fill a vacancy shall be appointed only for the unexpired term of the member whom he succeeds. Upon the expiration of his term of office a member shall continue to serve until his successor has been appointed and is qualified to take office. The members of the commission shall choose a chairman from the commission's membership. Any commissioner may be removed by the governor for inefficiency, neglect of duty, malfeasance in office, or engaging in conduct which violates any conflict of interest laws of the state, and such removal and determination by the governor is not subject to judicial review.

"SEC. 38.30.050. COMPENSATION. The commissioners shall be paid compensation in the sum of \$35 for each day in which they are engaged in the performance of their official duties. They shall also be reimbursed for expenses which have been authorized by the commission.

"SEC. 38.30.060. NOMINATIONS. Any organization recognized by the Secretary of the Interior (or if there be none recognized by him, by the governor) to speak for the Alaska natives on a statewide basis and the statewide native corporation shall each be given the opportunity to recommend prospective appointees to the commission, but the governor is not limited by the recommendations in his exercise of appointive power.

"SEC. 38.30.070. LOCATION. The commission shall have its offices and hold its meetings in the state at a place to be determined by the commission.

"SEC. 38.30.080. EMPLOYEES AND COMPENSATION. (a) The commission may employ an executive director with the concurrence of the governor. The executive director position shall be in the partially exempt service and the salary shall be as specified in AS 39.27. The commission may employ other personnel and may incur any expenses it deems necessary in the performance of its duties subject to available appropriations. All the personnel hired by the commission shall be in the partially exempt service and their salaries shall be as specified in AS 39.27.

"(b) The transactions of the commission shall be subject to preaudit and post audit.

"SEC. 38.30.090. PROCEDURE. The commission shall have power to establish its own rules of procedure, and the time and place of its meetings. The commission shall not be subject to the Alaska Administrative Procedure Act (AS 44.62) as to functions of an adjudicatory nature. A quorum consists of four members.

"SEC. 38.30.100. JURISDICTION AND POWERS. (a) The commission shall carry out the functions delegated it by this chapter and may also accept and carry out the functions delegated to it by the Secretary of the Interior, such as the preparation of official rolls of native groups, if the acceptance of the latter delegated