

Alaska State Legislature

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REPRESENTATIVE LOUISE STUTES

District 32

Kodiak-Cordova-Yakutat

E-Mail: Rep.Louise.Stutes@akleg.gov

Session:

Alaska State Capitol, #416
Juneau, AK 99801

Phone: (907) 465-2487
Fax: (907) 465-4956
Free: (800) 865-2487

Interim:

305 Center Avenue, Suite 1
Kodiak, AK 99615
Phone: (907) 486-8872
Fax: (907) 486-5264

HB 112 enacts a change in statutes repealing references to the Commercial Fisheries Entry Commission and establishing a Commercial Fisheries Entry Division in the Department of Fish and Game. The majority of the sections in HB 112 enact conforming amendments replacing references to Commercial Fisheries Entry Commission with Commercial Fisheries Entry Division. The sectional below lists the topic of the section in which the conforming amendment occurs.

Please note that a sectional analysis of a bill or resolution should not be considered an authoritative interpretation of the measure itself. The legislation is the best statement of its contents.

Section 1 — Powers and Duties of the Commissioner of the Alaska Department of Fish and Game

Section 2 — Process to petition the Board of Fisheries to establish a moratorium on new entrants into a commercial fishery

Section 3 — Vessel license statute

Section 4 — Social Security number to child services agency

Section 5 — Vessel number plate

Section 6 — Issuance of permanent vessel number plate

Section 7 — Prohibition on landing or delivering fish in state without landing permit

Section 8 — Issuance of landing permits

Section 9 — Confidentiality of records

Sections 10, 11, 12 - Loans for purchase of Alaska limited entry permits

Section 13 — Limited entry permit loan default and foreclosure

Section 14— Transfer of entry permit after foreclosure

Section 15 — Sale of a foreclosed permit

Section 16 — Commercial Fishing Loan Act definitions section modification

Section 17 — Salmon Fishery Associations

Section 18 — Establishes the Commercial Fisheries Entry Division

Section 19 — Powers and Duties of the Commercial Fisheries Entry Division

Section 20 — Regulations and hearing procedures

Section 21 - Application of Administrative Procedure Act

Sections 22, 23 — Requirement for entry permit

Section 24— Failure to renew an entry permit

Section 25 — Death of a permit holder

Section 26 — Voluntary relinquishment of a permit

Section 27, 28, 29 — Annual fee for entry permit

Sections 30, 31, 32, 33 — Transferability of permits

Section 34 — Emergency permit transfers

Section 35 — Administrative areas

Sections 36, 37, 38, 39— Interim use permits

Section 40 — Moratorium on new entrants into certain fisheries

Section 41 — Moratorium in Southeast Alaska Dungeness crab fishery

Sections 42 — Moratorium on late entry

Sections 43, 44— Designation of distressed fisheries

Sections 45, 46— Determination of the maximum number of entry permits for initial issue

Section 47 —Standards for initial issuance of entry permits

Sections 48, 49, 50, 51, 52 — Application for initial issuance of entry permits

Sections 53, 54 — Initial issuance of entry permits

Section 55 — Optimum number of entry permits

Section 56—Revision of optimum number of entry permits

Section 57— Establishment of buy-back funds and permit buy-back assessments

Section 58—Administration of buy-back program

Sections 59, 60 — Issuance of new entry permits; appropriations related to fleet reduction

Sections 61, 62 — Educational entry permit

Sections 63, 64 — Terms and conditions of education entry permit

Section 65 — Accounting of harvest

Section 66 — Adoption of regulations

Sections 67, 68 — Terms and Conditions of special harvest area entry permits

Section 69 — Adoption of regulations

Sections 70, 71, 72 — Demerit point system for commercial salmon fishery violations

Sections 73, 74 — Assessment of demerit points

Sections 75, 76, 77 — Permit suspensions

Section 78 — Notice and appeal

Section 79 — Required notice to department

Section 80 — Hearings in proximity to Board of Fisheries Meetings

Sections 81, 82, 83, 84, 85, 86, 87, 88 - Commission revocation or suspension of permits

Section 89, 90, 91, 92, 93 — Penalties

Sections 94, 95 – Permit transfers while under suspension

Sections 96, 97 -- Suspension and revocation of permits

Section 98—Public disclosure of certain documents prohibited

Section 99 — Annual report requirement

Sections 100, 101, 102 — Definitions

Section 99 — Child support lien against commercial fishing earnings

Sections 100, 101, 102 — Definitions

Section 103 — Liens on real and personal property

Section 104 — Interim use and entry permits for fisheries

Section 105 — Regulation of fisheries

Section 106 — Interim use and entry permits for dive fisheries

Section 107 — Election to approve and or terminate dive fishery management assessment

Section 108 — Interim use and entry permits for salmon fisheries

Section 109 — Election to approve and or terminate salmon fishery assessment

Section 110 — Permit buy-back assessment

Section 111 — Election to approve and or terminate seafood development tax

Section 112 — Commercial fishery entry division

Section 113 — Pledge of permit for security on loan with the Commercial Fishing and Agriculture Bank (CFAB)

Section 114 — Initial notice of default (CFAB)

Section 115 — Foreclosure (CFAB)

Section 116 — Cancellation of foreclosed entry permits (CFAB)

Section 117 — Buy-back of foreclosed entry permits (CFAB)

Section 118 — Sales of foreclosed entry permits (CFAB)

Section 119 — Definition of “division”

Section 120 — Repeal of Commercial Fisheries Entry Commission statutes and references: Definition section of Commercial Fishing Loan Act - 16.10.360(1), enabling statute of Commercial Fisheries Entry Commission — 16.43.02, Commission term of office, vacancy and removal — 16.43.030, Commission quorum — 16.43 .040, Commission qualifications — 16.43 .050, Commission compensation — 16.43.060, Commission legal counsel — 16.43.070, Commission Employment of personnel — 16.43 .080, a portion of the Southeast Alaska dive fisheries statute is deleted as it is no longer valid statute — 16.43 .228(e), The Commercial Fisheries Entry Commission is removed from the exempt service statute 39.25.110(1 1)(D), removes the Commercial Fisheries Entry commission from the public official financial disclosure law 39.50.200(b)(10)

Section 121 — Transition language

Section 122 — Employees

Section 123, 124, 125, 126, 127 — Effective dates