

CS FOR SENATE BILL NO. 266(RES)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SECOND LEGISLATURE - SECOND SESSION

BY THE SENATE RESOURCES COMMITTEE

Offered: 2/27/02

Referred: Finance

Sponsor(s): SENATORS STEVENS, Lincoln, Elton, Austerman, Taylor, Leman

REPRESENTATIVES Wilson, Kerttula, James

A BILL

FOR AN ACT ENTITLED

1 **"An Act authorizing the commissioner of community and economic development to**
2 **refinance and extend the term of a fishery enhancement loan."**

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 * **Section 1.** AS 16.10.510 is amended to read:

5 **Sec. 16.10.510. Powers and duties of the commissioner.** The commissioner
6 may

7 (1) make loans to permit holders, under AS 16.10.400 - 16.10.470,
8 including those holders issued permits before June 24, 1977, for the planning,
9 construction, and operation of hatchery facilities;

10 (2) make loans to qualified regional associations that have formed a
11 nonprofit corporation or a local nonprofit corporation approved by a qualified regional
12 association, for preconstruction activities necessary to obtain a permit;

13 (3) designate agents and delegate powers to them as necessary;

14 (4) adopt regulations necessary to carry out the provisions of

AS 16.10.500 - 16.10.560, including regulations to establish reasonable fees for services provided;

(5) establish amortization plans for repayment of loans, not to exceed 30 years **unless the commissioner has extended the term of the loan beyond 30 years under (11) of this section;**

(6) establish the rate of interest for loans not to exceed nine and one-half percent a year;

(7) establish regional and local offices and advisory groups to carry out, or assist in carrying out, the duties and authority of the commissioner;

(8) [REPEALED]

(9)] make grants for organizational and planning purposes to qualified regional associations that have formed a nonprofit corporation, in amounts not exceeding \$100,000 per region and up to an additional \$100,000 on a 50/50 cash matching basis with the regional associations that have an authorized royalty assessment under AS 16.10.540; the state portion of the matching share shall be available when a final vote for assessments is made under AS 16.10.540; this provision also applies to qualified regional associations that have formed a nonprofit corporation before June 24, 1977;

(9) [(10)] make loans to qualified regional associations that have formed a nonprofit corporation or to local nonprofit corporations approved by qualified regional associations for planning and implementation of fisheries enhancement and rehabilitation activities including, but not limited to, lake fertilization and habitat improvement;

(10) refinance a debt obligation incurred by a borrower under this section if the borrower otherwise qualifies for a loan under AS 16.10.500 - 16.10.560; the interest rate for a loan to refinance a debt obligation incurred under this section may not exceed the interest rate that is in effect for new loans under this section at the time that the loan commitment for the refinancing loan is made; a loan made under this paragraph is not subject to AS 16.10.525;

(11) **extend the term of a loan made under this section if the commissioner finds that extension of the term of the loan would alleviate an**

1 undue financial hardship on the borrower; the commissioner shall submit
2 annually a report to the legislature summarizing the commissioner's decisions
3 during the prior calendar year to approve or deny requests to extend loans under
4 this paragraph and the reasons for the decisions;

5 (12) charge and collect the fees established under this section.