

31-GH2165\U
Klein
3/16/20

CS FOR HOUSE BILL NO. 247(FSH)

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-FIRST LEGISLATURE - SECOND SESSION

BY THE HOUSE SPECIAL COMMITTEE ON FISHERIES

Offered:

Referred:

Sponsor(s): HOUSE RULES COMMITTEE BY REQUEST OF THE GOVERNOR

A BILL

FOR AN ACT ENTITLED

"An Act relating to the fish and game fund; relating to a sport fishing surcharge; providing for an effective date by amending the effective date of sec. 21, ch. 18, SLA 2016; and providing for an effective date."

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

* **Section 1.** AS 16.05.130(e) is amended to read:

(e) Money accruing to the state from the sport fishing enhancement [FACILITY] surcharge imposed under AS 16.05.340(j) shall be deposited in a separate account known as the [ALASKA] sport fishing enhancement [ENTERPRISE] account within the fish and game fund. The department shall allocate money [MONEY] in the enhancement [ENTERPRISE] account to programs [SHALL BE ALLOCATED TO SPORT FISHING FACILITIES] intended to directly benefit license purchasers as follows:

(1) \$2.50 of each surcharge collected to fisheries management, fisheries research, invasive species suppression and eradication, habitat

restoration, and ongoing maintenance of the department's sport fishing facilities and sport fishing hatchery facilities; and

(2) the remainder of each surcharge collected to sport fishing stock enhancement and ongoing maintenance of the department's sport fishing hatchery facilities. [MONEY IN THE ENTERPRISE ACCOUNT MAY BE PLEDGED TO PAY THE PRINCIPAL OF AND INTEREST ON REVENUE BONDS ISSUED UNDER AS 37.15.765 - 37.15.799. THE COMMISSIONER SHALL SEEK AUTHORITY FOR THE TRANSFER OF AMOUNTS DETERMINED UNDER AS 37.15.783 FROM THE ENTERPRISE ACCOUNT TO THE REDEMPTION FUND ESTABLISHED IN AS 37.15.770.]

* **Sec. 2.** AS 16.05.340(j) is amended to read:

(j) In addition to the fees for a sport fishing license set out in (a) and (d) of this section, each person who purchases a sport fishing license shall pay a sport fishing **enhancement** [FACILITY] surcharge as set out in this subsection for the purpose of providing funding for **enhancement of sport fisheries** [SPORT FISHING FACILITIES]. A person who is eligible for a \$5 resident hunting, trapping, and sport fishing license under (a)(6) of this section or a free license under AS 16.05.341 is exempt from payment of the surcharge imposed under this subsection. [THE SURCHARGE AUTHORIZED BY THIS SUBSECTION SHALL TAKE EFFECT ON THE DATE ESTABLISHED BY REGULATION BY THE COMMISSIONER. THE AUTHORITY OF THE DEPARTMENT TO COLLECT THE SURCHARGE UNDER THIS SUBSECTION TERMINATES ON DECEMBER 31 OF THE CALENDAR YEAR IN WHICH THE PRINCIPAL AMOUNT OF THE BONDS ISSUED UNDER AS 37.15.765 - 37.15.799, TOGETHER WITH THE INTEREST ON THEM AND ANY INTEREST OWING ON UNPAID INSTALLMENTS OF INTEREST, AND ALL OTHER OBLIGATIONS WITH RESPECT TO THE BONDS, ARE FULLY MET AND DISCHARGED.] The amount of the surcharge attached to each sport fishing license must be clearly disclosed on the sport fishing license. The amount of the sport fishing **enhancement** [FACILITY] surcharge to be paid for each sport fishing license is as follows:

(1) resident sport fishing license \$ **6.50** [9]

(2) resident hunting and sport fishing license	<u>6.50</u> [9]
(3) resident hunting, trapping, and sport fishing license.....	<u>6.50</u> [9]
(4) nonresident 14-day sport fishing license	<u>27.50</u> [30]
(5) nonresident seven-day sport fishing license.....	<u>22.50</u> [25]
(6) nonresident three-day sport fishing license	<u>12.50</u> [15]
(7) nonresident one-day sport fishing license	<u>7.50</u> [10]
(8) nonresident annual sport fishing license	<u>42.50</u> [45]
(9) [SPECIAL NONRESIDENT MILITARY SMALL GAME AND SPORT FISHING LICENSE	9
(10)] special nonresident military sport fishing license	<u>6.50</u> [9].

* **Sec. 3.** Section 34, ch. 18, SLA 2016, is amended to read:

Sec. 34. AS 16.05.100(2), [16.05.130(e),] 16.05.130(f) [, 16.05.340(j)];
AS 37.15.765, 37.15.770, 37.15.773, 37.15.777, 37.15.780, 37.15.783, 37.15.787,
37.15.790, 37.15.793, and 37.15.799 are repealed.

* **Sec. 4.** The uncoded law of the State of Alaska enacted in sec. 35(a), ch. 18, SLA 2016,
is amended to read:

(a) **Section** [SECTIONS 21 AND] 34 of this Act **takes** [TAKE] effect only if the
commissioner of fish and game notifies the revisor of statutes in writing as required under (b)
of this section.

* **Sec. 5.** Section 21, ch. 18, SLA 2016, is repealed.

* **Sec. 6.** The uncoded law of the State of Alaska is amended by adding a new section to
read:

TRANSITION: DISPOSITION OF FUNDS. Funds remaining in the sport fishing
enterprise account after bond obligations are discharged shall be transferred to the sport
fishing enhancement account on the effective date of secs. 1 and 2 of this Act.

* **Sec. 7.** The uncoded law of the State of Alaska is amended by adding a new section to
read:

CONDITIONAL EFFECT. Sections 1 and 2 of this Act take effect only if the
conditions described in sec. 35, ch. 18, SLA 2016, are met.

* **Sec. 8.** Section 36, ch. 18, SLA 2016, is amended to read:

Sec. 36. If, under sec. 35 of this Act, **sec.** [SECS. 21 AND] 34 of this Act

1 **takes** [TAKE] effect, **it takes** [THEY TAKE] effect January 1 of the calendar year
2 following the year of notice under sec. 35 of this Act.

3 * **Sec. 9.** If, under sec. 7 of this Act, secs. 1 and 2 of this Act take effect, they take effect
4 January 1 of the calendar year following the year the conditions in sec. 7 of this Act are met.

5 * **Sec. 10.** Except as provided in sec. 9 of this Act, this Act takes effect immediately under
6 AS 01.10.070(c).