



LAWS OF ALASKA

1972

Source

Chapter No.

SCS CSHB 102 am FCC

134

AN ACT

Relating to loans for commercial fishing purposes; and providing for an effective date.

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

* Section 1. AS 16.10 is amended by adding new sections to read:

ARTICLE 7. COMMERCIAL FISHING LOAN ACT.

Sec. 16.10.300. DECLARATION OF POLICY. It is the policy of the state, under secs. 300 - 370 of this chapter, to promote the development and continued maintenance of commercial fishing gear and vessels throughout the state by means of long-term low interest loans.

Sec. 16.10.310. POWERS OF THE DEPARTMENT. (a) The department may

(1) make loans to individual commercial fishermen who have been state residents for a continuous period of five years and have had a commercial gear license for three years for the repair, restoration or upgrading of existing vessels and gear;

(2) designate agents and delegate its powers to them as necessary;

(3) adopt rules and regulations necessary to carry out its functions;

(4) establish amortization plans for repayment of loans, which may include extensions for poor fishing seasons;

(5) enter into agreements with private lending

institutions, other state agencies or agencies of the federal government, to carry out the purposes of secs. 300 - 370 of this chapter.

(b) The department shall consult with the Department of Fish and Game on regulations and procedures established under this chapter.

Sec. 16.10.320. LIMITATIONS ON LOANS. A commercial fishing loan may not exceed \$100,000. A loan may not run longer than 15 years or bear interest exceeding seven per cent, and it shall be secured by a first lien and appropriate security agreements. Loans may not exceed 75 per cent of the appraised value of the collateral used to secure the loan.

Sec. 16.10.330. SALE OR TRANSFER OF MORTGAGES AND NOTES. (a) The commissioner of commerce may sell or transfer at par value or at a premium or discount to any bank or other private purchaser for cash or other consideration the mortgages and notes held by the Department of Commerce as security for loans made under this chapter.

(b) The commissioner of commerce may sell or transfer at par value to the Department of Revenue the mortgages and notes held by the Department of Commerce as security for loans made under this chapter. The Department of Revenue shall purchase all such mortgages and notes offered.

Sec. 16.10.340. CREATION OF FUND. There is a commercial fishing revolving loan fund which shall not exceed \$1,000,000 to carry out the purpose of secs. 300 - 370 of this chapter.

Sec. 16.10.350. ADMINISTRATION OF FUND. The commissioner shall administer the loan fund.

Sec. 16.10.360. DEFINITIONS. In secs. 300 - 370 of this chapter

(1) "commissioner" means the commissioner of commerce;

(2) "department" means the Department of Commerce.

Sec. 16.10.370. SHORT TITLE. Secs. 300 - 370 of this chapter may be cited as the Commercial Fishing Loan Act.

* Sec. 2. This Act shall be effective until March 15, 1973. Before that time, the department shall submit to the finance committees of the legislature a resume of all loans made under this Act.

* Sec. 3. This Act takes effect on the day after its passage and approval or on the day it becomes law without approval.