



# LAWS OF ALASKA

1987

**Source**

HCS CSSB 297(Res)

**Chapter No.**

70

**AN ACT**

Placing a moratorium until July 1, 1988, on the issuance or granting of licenses, permits, leases, or authorizations for commercial finfish farming; providing for a bivalve spat collection permit; and providing for an effective date.

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

THE ACT FOLLOWS ON PAGE 1, LINE 12

UNDERLINED MATERIAL INDICATES TEXT THAT IS BEING ADDED TO THE LAW AND BRACKETED MATERIAL IN CAPITAL LETTERS INDICATES DELETIONS FROM THE LAW; COMPLETELY NEW TEXT OR MATERIAL REPEALED AND RE-ENACTED IS IDENTIFIED IN THE INTRODUCTORY LINE OF EACH BILL SECTION.

Approved by the Governor: June 15, 1987  
Actual Effective Date: June 16, 1987

AN ACT

Placing a moratorium until July 1, 1988, on the issuance or granting of licenses, permits, leases, or authorizations for commercial finfish farming; providing for a bivalve spat collection permit; and providing for an effective date.

\* Section 1. FINFISH FARMING MORATORIUM. (a) Except as provided in (b) of this section, the following licenses, permits, leases, or authorizations may not be issued or granted for the construction or operation of a commercial finfish farm:

- (1) authorization for use of an interim-use permit for the experimental commercial taking of a fishery resource (AS 16.05.050(10));
- (2) fish farming license (AS 16.05.340(a)(14));
- (3) collection permit (AS 16.05.340(b));
- (4) land use or tidelands permit (AS 38.05.035);
- (5) a land lease (AS 38.05.070);
- (6) fish transport permit (5 AAC 41.005);
- (7) permit to appropriate water (11 AAC 93.120);
- (8) temporary water use permit (11 AAC 93.210 - 11 AAC 93.220).

(b) A fish farming license and a fish transport permit may be issued for commercial finfish farming in a privately owned freshwater body that has no outlet to state water.

\* Sec. 2. NO PREFERENCE INTENDED. A license, permit, lease, or authorization described in sec. 1 of this Act that is issued or granted for a

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1 purpose other than commercial finfish farming and that is in effect during  
2 the period of the moratorium imposed by sec. 1 of this Act does not create  
3 a right or preference with regard to the issuance, granting, or renewal of,  
4 or conditions or limitations placed on, any license, permit, lease, or  
5 authorization for aquatic farming after the period of the moratorium.

6 \* Sec. 3. AS 16.05.340(b) is amended to read:

7 (b) The commissioner of fish and game may issue without cost a  
8 permit to collect fish and game, including fur animals, subject to  
9 limitations and provisions that are appropriate, for a scientific,  
10 propagative, or educational purpose. The commissioner also may issue  
11 a permit for the collection of bivalve spat for use in connection with  
12 an aquatic farm. In addition, the commissioner shall issue a permit  
13 for the collecting of wild fur animals for improving the genetic stock  
14 of fur farm animals. Permits issued under this subsection shall be in  
15 accordance with current sustained yield management practices for the  
16 species of wild game for which the permit is requested. The annual  
17 permit fee for an Alaska resident to collect wild fur animals for fur  
18 farming purposes is the same as the fee for resident trappers.

19 \* Sec. 4. Section 1 of this Act is repealed July 1, 1988.

20 \* Sec. 5. This Act takes effect immediately under AS 01.10.070(c).  
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