



LAWS OF ALASKA
2000

Source
HCS CSSB 301(FIN)

Chapter No.
50

AN ACT

Relating to the Chitina dip net fishing permit; and providing for an effective date.

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

THE ACT FOLLOWS ON PAGE 1

Approved by the Governor: May 11, 2000
Actual Effective Date: May 12, 2000

AN ACT

1 Relating to the Chitina dip net fishing permit; and providing for an effective date.

2

3

4 * **Section 1.** The uncodified law of the State of Alaska is amended by adding a new
5 section to read:

6 LEGISLATIVE FINDINGS, PURPOSE, AND INTENT. (a) The legislature finds that

7 (1) the Copper River Railroad right-of-way has provided access to the Chitina
8 dip net fishery for nearly 40 years;

9 (2) the Chitina dip net fishery provides salmon for personal consumption to
10 more than 20,000 Alaskans each year;

11 (3) disputes over land ownership rights have created access problems in the
12 past; and

13 (4) agreements between the State of Alaska and the private landowners in the
14 Chitina dip net fishery area have enabled continuous use of the Copper River Railroad right-

Chapter 50

1 of-way to provide access to the fishery since 1987.

2 (b) In approving an increase in the Chitina dip net fishing permit fee, the legislature
3 recognizes the need to maintain access to the Chitina dip net fishery for more than 20,000
4 Alaskans; however, the current agreement between the state and the private landowners expires
5 December 31, 2000. It is the intent of the legislature that (1) the Department of Fish and
6 Game enter into a subsequent agreement for access to the fishery by February 28, 2001, with
7 the private landholders in the area that will last for three years; and (2) the permit fee is not
8 to exceed \$25 during the term of the agreement. Also, during the term of that agreement, the
9 Department of Fish and Game is to work with other local, state, and federal agencies to secure
10 a long-term solution by a lease, land exchange, or other means. The Department of Fish and
11 Game is to work with private landowners, the Department of Natural Resources, and the
12 Department of Transportation and Public Facilities to identify the portion of the Copper River
13 Railroad right-of-way associated with the Chitina dip net fishery, utilizing the most cost-
14 efficient methodology available to carry out this intent, the costs of which should be paid from
15 the revenues generated from the Chitina dip net fishing permit fee.

16 * Sec. 2. AS 16.05.340(a)(22) is amended to read:

17 (22) Chitina [PERSONAL USE SALMON] dip net fishing
18 permit 25 [10]
19 A person who has received a permanent identification card issued under
20 AS 16.05.400(b) may obtain a Chitina dip net fishing permit without charge.
21 The members of the family of a person who has obtained a Chitina dip net fishing
22 permit are not required to have a Chitina dip net fishing permit while they are
23 engaged in dip net fishing at Chitina if they are engaged in fishing in the presence
24 of the person and the person has the Chitina dip net fishing permit in the
25 person's physical possession. In this paragraph, "family" means persons who are
26 related by blood, marriage, or adoption and who live in the same household on
27 a permanent basis. The legislature may appropriate the receipts from the sale of
28 the permit to the fish and game fund.

29 * Sec. 3. This Act takes effect immediately under AS 01.10.070(c).