

CS FOR SENATE BILL NO. 146(FIN)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIRST LEGISLATURE - FIRST SESSION

BY THE SENATE FINANCE COMMITTEE

Offered: 4/22/99

Referred: Rules

Sponsor(s): SENATE FINANCE COMMITTEE

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the amount and disposition of the commercial fishing license
2 fee and to the fishermen's fund; and providing for an effective date."

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

4 * **Section 1.** LEGISLATIVE INTENT. It is the intent of the legislature that nothing in this
5 Act either destroys a valid existing dedication of the proceeds of a state tax or license or
6 creates a new dedication of the proceeds of a state tax or license.

7 * **Sec. 2.** AS 16.05.470(a) is amended to read:

8 (a) A person appointed by the commissioner to sell licenses under
9 AS 16.05.440 - 16.05.480, except salaried employees of the state, shall retain the sum
10 of 10 [15] percent of the fee for the issuance of a license. An agent shall transmit
11 monthly to the commissioner all license fees collected by the agent, less the authorized
12 commission, together with a full accounting of the fees. The commissioner shall make
13 monthly remittances of the fees collected to the proper state official. The
14 commissioner is not liable for defalcation or failure to account for the fees collected

1 by an agent, but the commissioner shall require a bond in the sum the commissioner
2 considers adequate, conditioned upon the faithful accounting of money collected.

3 * **Sec. 3.** AS 16.05.480(a) is amended to read:

4 (a) A person engaged in commercial fishing shall obtain a commercial fishing
5 license. The fee for the license is \$60 [\$30] for residents [,] and \$125 [\$90] for
6 nonresidents. Except for those **that** [WHICH] are also entry or interim-use permits,
7 all commercial fishing licenses are nontransferable. The commercial fishing license
8 shall be retained in the possession of the licensee, readily accessible for inspection at
9 all times. No more than one fee may be charged annually against a person. For the
10 purposes of this section, "commercial fishing license" includes entry permits and
11 interim-use permits issued under AS 16.43 and crewmember fishing licenses.

12 * **Sec. 4.** AS 16.05.480 is amended by adding a new subsection to read:

13 (e) Except as provided under AS 16.05.470 and AS 23.35.060, fees collected
14 from the sale of crewmember fishing licenses under this section may be appropriated
15 into the fish and game fund.

16 * **Sec. 5.** AS 23.35.060(a) is amended to read:

17 (a) There is created a fund, designated as the "fishermen's fund." The
18 Department of Revenue is the custodian of the fund and the Department of Labor shall
19 administer it. The fund shall be composed of 36 [60] percent of the money derived
20 by the state from all commercial fishermen's licenses and money appropriated to carry
21 out the purpose of this chapter.

22 * **Sec. 6.** This Act takes effect January 1, 2000.