

**HOUSE CS FOR CS FOR SENATE BILL NO. 146(FIN)**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIRST LEGISLATURE - FIRST SESSION

BY THE HOUSE FINANCE COMMITTEE

Offered: 5/7/99

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

13 \* **Sec. 4.** AS 16.05.480 is amended by adding new subsections to read:

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

17 (f) A person engaged in commercial fishing who is less than 13 years of age  
18 shall pay a fee of \$5 for a crewmember fishing license.

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

20 (a) There is created a fund, designated as the "fishermen's fund." The  
21 Department of Revenue is the custodian of the fund and the Department of Labor shall  
22 administer it. The fund shall be composed of **39** [60] percent of the money derived  
23 by the state from all commercial fishermen's licenses and money appropriated to carry  
24 out the purpose of this chapter.

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