

HOUSE BILL NO. 286

IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-SECOND LEGISLATURE - SECOND SESSION

BY REPRESENTATIVES SCALZI, Fate

Introduced: 1/14/02

Referred: House Special Committee on Fisheries, Resources

A BILL

FOR AN ACT ENTITLED

1 **"An Act allowing a person to hold more than one commercial fishing entry permit for a**
2 **fishery; relating to the power of the Board of Fisheries to establish fishing periods and**
3 **areas for subgroups of commercial fishing permits and commercial fishing permit**
4 **holders and to establish limits on the amount of fishing gear that may be used by certain**
5 **commercial fishing permit holders; and providing for an effective date."**

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

7 *** Section 1.** AS 16.05.251 is amended by adding a new subsection to read:

8 (i) The Board of Fisheries, after consultation with the Alaska Commercial
9 Fisheries Entry Commission, may

10 (1) restrict distinct, identified subgroups of commercial fishing permits
11 or permit holders in a fishery to certain fishing periods or fishing areas within the
12 fishery; the board shall provide, to the extent practicable, reasonable fishing
13 opportunities for subgroups of permits or permit holders in the fishery;

1 (2) establish the amount of gear that a commercial fishing entry permit
 2 holder who holds more than one entry permit for a fishery may employ in the fishery
 3 under each additional entry permit that the permit holder holds for the fishery.

4 * **Sec. 2.** AS 16.43.140(c) is amended to read:

5 (c) A person may hold more than one interim-use or entry permit issued or
 6 transferred under this chapter only for the following purposes:

7 (1) fishing more than one type of gear;

8 (2) fishing in more than one administrative area;

9 (3) harvesting particular species for which separate interim-use or
 10 entry permits are issued;

11 (4) if authorized by regulations of the commission, fishing an entire
 12 unit of gear in a fishery in which the commission has issued entry permits for less than
 13 a unit of gear under AS 16.43.270(d); under this paragraph, a person may not hold
 14 more than two entry permits for a fishery; however, the person may not

15 (A) fish more than one unit of gear in the fishery; or

16 (B) acquire a second entry permit for the fishery after the
 17 person has acquired an entry permit that authorizes the use of an entire unit of
 18 gear in the fishery;

19 **(5) fishing an additional unit of gear or an additional increment of**
 20 **a unit of gear in a fishery if the Board of Fisheries authorizes persons to fish**
 21 **more than one unit of gear in a fishery;**

22 **(6) fishing during fishing periods for more than one subgroup of**
 23 **entry permits or entry permit holders for a fishery if the Board of Fisheries has**
 24 **established separate fishing periods in a fishery for distinct, identified subgroups**
 25 **of entry permits or entry permit holders for the fishery;**

26 **(7) fishing in open areas for more than one subgroup of entry**
 27 **permits or entry permit holders for a fishery if the Board of Fisheries has**
 28 **established separate fishing areas in a fishery for distinct, identified subgroups of**
 29 **entry permits or entry permit holders for the fishery;**

30 **(8) if authorized by regulations of the commission, reducing the**
 31 **number of persons participating in a fishery by allowing a person to acquire and**

1 **hold two or more entry permits for the fishery.**

2 * **Sec. 3.** AS 16.43.150(a) is amended to read:

3 (a) Except as may be otherwise provided under **AS 16.05.251(i) or**
4 AS 16.43.270(d), an entry permit authorizes the **permit holder** [PERMITTEE] to
5 operate a unit of gear within a specified fishery.

6 * **Sec. 4.** This Act takes effect January 1, 2003.