

**HOUSE BILL NO. 462**

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

**BY REPRESENTATIVE STEVENS**

**Introduced: 2/19/02**

**Referred: House Special Committee on Fisheries, Resources**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to the release of certain confidential records and reports concerning**  
2 **fishing, fish buying, or fish processing; and providing for an effective date."**

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

4 **\* Section 1.** AS 16.05.815(a) is amended to read:

5 (a) Except as provided in (b) and (c) of this section, records required by  
6 regulations of the department concerning the landings of fish, shellfish, or fishery  
7 products, and annual statistical reports of buyers and processors required by regulation  
8 of the department are confidential and may not be released by the department or by the  
9 Alaska Commercial Fisheries Entry Commission except as set out in this subsection.  
10 The department may release the records and reports set out in this subsection to the  
11 Alaska Commercial Fisheries Entry Commission. The department and the Alaska  
12 Commercial Fisheries Entry Commission may release the records and reports set out  
13 in this subsection to the recipients identified in this subsection if the recipient, other  
14 than a recipient under **(5) - (9)** [(5) - (8)] of this subsection, agrees to maintain the

1 confidentiality of the records and reports. The department and the Alaska Commercial  
2 Fisheries Entry Commission may release

3 (1) any of the records and reports to the National Marine Fisheries  
4 Service and the professional staff of the North Pacific Fishery Management Council as  
5 required for preparation and implementation of the fishery management plans of the  
6 North Pacific Fishery Management Council within the exclusive economic zone;

7 (2) any of the records and reports to the professional staff of the  
8 Pacific States Marine Fisheries Commission who are employed in the Alaska Fisheries  
9 Information Network project for the purpose of exchanging information with users  
10 authorized by the department;

11 (3) any of the records and reports to the Department of Revenue to  
12 assist the Department of Revenue in carrying out its statutory responsibilities;

13 (4) records or reports of the total value purchased by each buyer to a  
14 municipality that levies and collects a tax on fish, shellfish, or fishery products if the  
15 municipality requires records of the landings of fish, shellfish, or fishery products to  
16 be submitted to it for purposes of verification of taxes payable;

17 (5) such records and reports as necessary to be in conformity with a  
18 court order;

19 (6) on request, the report of a person to the person whose fishing  
20 activity is the subject of the report, **or to a designee of the person whose fishing**  
21 **activity is the subject of the report;**

22 (7) **on request, annual statistical reports of a buyer or processor to**  
23 **the buyer or processor whose activity is the subject of the report, or to a designee**  
24 **of the buyer or processor whose activity is the subject of the report;**

25 (8) fish tickets, [AND] fish ticket information, **saltwater charter**  
26 **logbooks, saltwater charter logbook information, and annual statistical reports of**  
27 **buyers and processors and information in those reports** to the [DIVISION OF  
28 FISH AND WILDLIFE PROTECTION,] Department of Public Safety;

29 (9) [(8)] fish tickets, [AND] fish ticket information, **and annual**  
30 **statistical reports of buyers and processors and information in those reports** to  
31 the law enforcement personnel of the National Marine Fisheries Service and the

1 National Oceanic and Atmospheric Administration for the purpose of enforcing  
2 fishery laws in waters of this state and in waters of the exclusive economic zone  
3 adjacent to this state;

4 (10) [(9)] fish tickets and fish ticket information regarding halibut to  
5 the International Pacific Halibut Commission; and

6 (11) [(10)] any of the records and reports to the child support  
7 enforcement agency created in AS 25.27.010, or the child support enforcement agency  
8 of another state, for child support purposes authorized under law.

9 \* **Sec. 2.** This Act takes effect immediately under AS 01.10.070(c).