

**SENATE BILL NO. 282**

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

**BY SENATOR STEVENS**

**Introduced: 2/6/02**

**Referred: Labor and Commerce, Finance**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to the membership of the board of directors of the Alaska Seafood**  
2 **Marketing Institute; extending the termination dates of certain activities and salmon**  
3 **marketing programs of the Alaska Seafood Marketing Institute and of the salmon**  
4 **marketing tax; and providing for an effective date."**

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

6 **\* Section 1.** AS 16.51.020(a) is amended to read:

7 (a) The governing body of the institute is a board of directors. The board  
8 consists of **13** [25] voting members appointed by the governor. In making  
9 appointments to the board, the governor shall consider, but need not appoint, nominees  
10 presented by persons engaged in fish processing, the financing of fish processing, or  
11 commercial fishing.

12 **\* Sec. 2.** AS 16.51.020(b) is amended to read:

13 (b) **Six** [TWELVE] members of the board shall be seafood processors: **four**  
14 [EIGHT] of the seafood processors must have an annual payroll in the state of more

1 than \$2,500,000; two [FOUR] of the seafood processors must have an annual payroll  
 2 in the state of \$50,000 - \$2,500,000. Six [TWELVE] members of the board must be  
 3 engaged in commercial fishing. The governor, to the extent practicable, shall appoint  
 4 as commercial fishing members of the board persons engaged in commercial fishing in  
 5 a fishery management region of the state in the same proportion that the region  
 6 contributes, or is expected to contribute during the next year, to the total salmon  
 7 marketing tax collected under AS 43.76.110 - 43.76.130. One member of the board  
 8 shall be a lay person selected by the governor.

9 \* **Sec. 3.** AS 16.51.050 is amended to read:

10 **Sec. 16.51.050. Quorum.** Seven [FOURTEEN] members of the board  
 11 appointed under AS 16.51.020 constitute a quorum for the transaction of business and  
 12 the exercise of the powers and duties of the board.

13 \* **Sec. 4.** The uncodified law of the State of Alaska enacted in sec. 9, ch. 55, SLA 1993, as  
 14 amended by sec. 1, ch. 111, SLA 1998, is amended to read:

15 Sec. 9. AS 43.76.110, 43.76.120, and 43.76.130 are repealed June 30, 2008  
 16 [2003].

17 \* **Sec. 5.** The uncodified law of the State of Alaska enacted in sec. 10, ch. 55, SLA 1993, as  
 18 amended by sec. 2, ch. 111, SLA 1998, is amended to read:

19 Sec. 10. AS 16.51.100(7), 16.51.100(8), and 16.51.100(9) are repealed  
 20 June 30, 2009 [2004].

21 \* **Sec. 6.** The uncodified law of the State of Alaska is amended by adding a new section to  
 22 read:

23 TRANSITION; REDUCTION IN THE NUMBER OF SEAFOOD PROCESSOR  
 24 MEMBERS OF THE BOARD OF DIRECTORS OF THE ALASKA SEAFOOD  
 25 MARKETING INSTITUTE. (a) Notwithstanding AS 16.51.020, as amended by secs. 1 and  
 26 2 of this Act, the seafood processor members of the board of directors of the Alaska Seafood  
 27 Marketing Institute that are serving on the board on the effective date of this Act shall  
 28 continue to serve on the board for the remainder of the terms to which they were appointed.

29 (b) In the event of a vacancy in a membership of a seafood processor member of the  
 30 board described in (a) of this section, before the expiration of the member's term, the governor  
 31 shall appoint a person to serve for the balance of the term. The vacancy shall be filled in the

1 same manner as the original appointment but only for the unexpired term.

2 (c) The governor shall appoint one person eligible to serve as a large seafood  
3 processor member of the board of directors of the Alaska Seafood Marketing Institute under  
4 AS 16.51.020(b), as amended by sec. 2 of this Act, to fill the vacancy arising on July 1, 2003,  
5 as the result of the expiration of the term of a large seafood processor member of the board.

6 (d) The governor shall appoint one person eligible to serve as a small seafood  
7 processor member of the board of directors of the Alaska Seafood Marketing Institute under  
8 AS 16.51.020(b), as amended by sec. 2 of this Act, to fill the vacancy arising on or about  
9 July 1, 2003, as the result of the expiration of the terms of two small seafood processor  
10 members of the board.

11 (e) The governor shall appoint one person eligible to serve as a large seafood  
12 processor member of the board of directors of the Alaska Seafood Marketing Institute under  
13 AS 16.51.020(b), as amended by sec. 2 of this Act, to fill a vacancy arising on or about July 1,  
14 2004, as the result of the expiration of the terms of three large seafood processor members of  
15 the board.

16 (f) The governor shall appoint one person eligible to serve as a small seafood  
17 processor member of the board of directors of the Alaska Seafood Marketing Institute under  
18 AS 16.51.020(b), as amended by sec. 2 of this Act, to fill the vacancy arising on or about  
19 July 1, 2004, as the result of the expiration of the terms of two small seafood processor  
20 members of the board.

21 (g) The governor shall appoint two persons eligible to serve as large seafood  
22 processor members of the board of directors of the Alaska Seafood Marketing Institute under  
23 AS 16.51.020(b), as amended by sec. 2 of this Act, to fill the vacancies arising on or about  
24 July 1, 2005, as the result of the expiration of the terms of four large seafood processor  
25 members of the board.

26 \* **Sec. 7.** The uncodified law of the State of Alaska is amended by adding a new section to  
27 read:

28 TRANSITION; REDUCTION IN THE NUMBER OF COMMERCIAL FISHING  
29 MEMBERS OF THE BOARD OF DIRECTORS OF THE ALASKA SEAFOOD  
30 MARKETING INSTITUTE. (a) Notwithstanding AS 16.51.020, as amended by secs. 1 and  
31 2 of this Act, the commercial fishing members of the board of directors of the Alaska Seafood

1 Marketing Institute that are serving on the board on the effective date of this Act shall  
2 continue to serve on the board for the remainder of the terms to which they were appointed.

3 (b) In the event of a vacancy in a membership of a commercial fishing member of the  
4 board described in (a) of this section, before the expiration of the member's term, the governor  
5 shall appoint a person to serve for the balance of the term. The vacancy shall be filled in the  
6 same manner as the original appointment but only for the unexpired term.

7 (c) The governor shall appoint two persons eligible to serve as commercial fishing  
8 members of the board of directors of the Alaska Seafood Marketing Institute under  
9 AS 16.51.020(b), as amended by sec. 2 of this Act, to fill the vacancies arising on or about  
10 July 1, 2003, as the result of the expiration of the terms of three commercial fishing members  
11 of the board.

12 (d) The governor shall appoint two persons eligible to serve as commercial fishing  
13 members of the board of directors of the Alaska Seafood Marketing Institute under  
14 AS 16.51.020(b), as amended by sec. 2 of this Act, to fill the vacancies arising on or about  
15 July 1, 2004, as the result of the expiration of the terms of four commercial fishing members  
16 of the board.

17 (e) The governor shall appoint two persons eligible to serve as commercial fishing  
18 members of the board of directors of the Alaska Seafood Marketing Institute under  
19 AS 16.51.020(b), as amended by sec. 2 of this Act, to fill the vacancies arising on or about  
20 July 1, 2005, as the result of the expiration of the terms of five commercial fishing members  
21 of the board.

22 \* **Sec. 8.** The uncodified law of the State of Alaska is amended by adding a new section to  
23 read:

24 TRANSITION; QUORUM OF THE BOARD OF DIRECTORS OF THE ALASKA  
25 SEAFOOD MARKETING INSTITUTE. Notwithstanding AS 16.51.050, as amended by sec.  
26 3 of this Act, the quorum of the board of directors of the Alaska Seafood Marketing Institute  
27 is

- 28 (1) 14 members until July 1, 2003;
- 29 (2) 12 members on July 1, 2003, until July 1, 2004;
- 30 (3) 10 members on July 1, 2004, until July 1, 2005;
- 31 (4) seven members on or after July 1, 2005.

1      \* **Sec. 9.** This Act takes effect January 1, 2003.