

**CS FOR HOUSE BILL NO. 174(FSH)**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FOURTH LEGISLATURE - FIRST SESSION

**BY THE HOUSE SPECIAL COMMITTEE ON FISHERIES**

**Offered: 3/29/05**

**Referred: Resources, Finance**

**Sponsor(s): REPRESENTATIVE SAMUELS**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to commercial fishing permit and vessel license fees; and providing for**  
2 **an effective date."**

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

4 **\* Section 1.** AS 16.05.520(a) is amended to read:

5 (a) The vessel license includes a permanent number plate. The number plate  
6 shall be accompanied by a tab affixed to **the number plate** [IT] designating the year  
7 to be fished. A number plate is not transferable, and **the number plate** [IT] shall be  
8 considered a permanent fixture upon the vessel upon which **the number plate** [IT] is  
9 originally placed. **The number plate** [IT] shall be securely fastened well forward on  
10 the port side in plain sight. On a vessel with a superstructure the **number** plate shall  
11 be fastened on the port side of the superstructure. A number plate remains the  
12 property of the state. **The Alaska Commercial Fisheries Entry Commission may**  
13 **establish by regulation a reasonable fee for the initial issuance of a permanent**  
14 **number plate.** If a permanent number plate is accidentally defaced, mutilated,

1 destroyed, or lost, the person owning or operating the vessel shall immediately apply  
 2 for and may obtain a duplicate upon furnishing the Alaska Commercial Fisheries  
 3 Entry Commission with the pertinent facts and a payment of **a reasonable fee**  
 4 **established by the commission by regulation that is not less than \$2.**

5 \* **Sec. 2.** AS 16.43.160 is repealed and reenacted to read:

6 **Sec. 16.43.160. Fees.** (a) Except as specifically provided in this section, the  
 7 commission shall establish annual fees for the issuance and annual renewal of entry  
 8 permits or interim-use permits.

9 (b) The commission may charge interest at a rate not to exceed the legal rate  
 10 of interest established in AS 45.45.010 on fees more than 60 days overdue.

11 (c) For an entry permit or an interim-use permit issued or renewed for  
 12 calendar year 2006 and following years, the annual base fee for issuance or renewal of  
 13 an entry permit or an interim-use permit may not be less than \$30. The annual base  
 14 fee must reasonably reflect the different rates of economic return for different  
 15 fisheries. In addition to the annual base fee established by the commission under this  
 16 subsection, a nonresident shall pay an annual nonresident surcharge for the issuance or  
 17 renewal of one or more entry permits or interim-use permits. The commission shall  
 18 establish the annual nonresident surcharge by regulation at an amount that is as close  
 19 as is practicable to the maximum allowed by law.

20 (d) For an entry permit or an interim-use permit issued or renewed for  
 21 calendar year 2006 and following years, the holder of a permit whose household  
 22 income, assets, and financial resources fall within the eligibility standards for the food  
 23 stamp program under 7 U.S.C. 2011 - 2025, as amended, is subject to an annual base  
 24 fee for the issuance or renewal of an entry permit or an interim-use permit that is equal  
 25 to 50 percent of the annual base fee that the permit holder would otherwise pay under  
 26 (c) of this section. In addition to the reduced annual base fee under this subsection, a  
 27 nonresident who qualifies for a reduced fee under this subsection shall pay the annual  
 28 nonresident surcharge established under (c) of this section.

29 \* **Sec. 3.** The uncodified law of the State of Alaska is amended by adding a new section to  
 30 read:

31 **FEES FOR ENTRY PERMITS AND INTERIM-USE PERMITS FOR CALENDAR**

1 YEAR 2005. (a) Notwithstanding the repeal and reenactment of AS 16.43.160, by sec. 2 of  
2 this Act, for an entry permit or an interim-use permit issued or renewed for calendar year  
3 2005, on or after the effective date of sec. 2 of this Act, the annual base fee may not be less  
4 than \$10 or more than \$300. The annual base fee must reasonably reflect the different rates of  
5 economic return for different fisheries. In addition to the annual base fee established by the  
6 Alaska Commercial Fisheries Entry Commission under this subsection, a nonresident shall  
7 pay an annual nonresident surcharge for the issuance or renewal of one or more entry permits  
8 or interim-use permits. The annual nonresident surcharge shall be established by the  
9 commission by regulation at an amount that is as close as is practicable to the maximum  
10 allowed by law.

11 (b) Notwithstanding the repeal and reenactment of AS 16.43.160, by sec. 2 of this  
12 Act, for an entry permit or an interim-use permit issued or renewed for calendar year 2005,  
13 the holder of a permit whose household income, assets, and financial resources fall within the  
14 eligibility standards for the food stamp program under 7 U.S.C. 2011 - 2025, as amended, is  
15 subject to a maximum annual base fee that is equal to 50 percent of the annual base fee that  
16 the permit holder would otherwise pay under (a) of this section. In addition to the annual base  
17 fee under this subsection, a nonresident who qualifies for a reduced fee under this subsection  
18 shall pay an annual nonresident surcharge of \$57 for the issuance or renewal of one or more  
19 entry permits or interim-use permits.

20 (c) Notwithstanding the repeal and reenactment of AS 16.43.160, by sec. 2 of this  
21 Act, an entry permit or an interim-use permit issued or renewed for calendar year 2005 under  
22 the former provisions of AS 16.43.160 before the effective date of sec. 2 of this Act is valid  
23 for the period for which the entry permit or the interim-use permit was issued or renewed.

24 \* **Sec. 4.** This Act takes effect immediately under AS 01.10.070(c).