

1 IN THE HOUSE

BY STEVENS AND TILLION

2 HOUSE BILL NO. 367

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act creating a salmon farming program; and pro-  
7 viding for an effective date."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 \* Section 1. AS 38 is amended by adding a new chapter to read:

10 CHAPTER 30. SALMON FARMING

11 Sec. 38.30.010. APPLICATION. (a) Persons may apply to the  
12 director for a license to engage in salmon farming in certain streams  
13 and lakes in the state.

14 (b) In addition to other requirements established by the depart-  
15 ment by regulation, the applicant must present the director with a  
16 statement from the Department of Fish and Game certifying that the  
17 property area involved has not been used by anadromous fish for pur-  
18 poses of spawning within 10 years before the date of application.

19 Sec. 38.30.020. TERMS OF LEASE. A successful applicant under  
20 sec. 10 of this chapter shall be given a 10 year lease of a property area  
21 for the purpose of salmon farming. An annual license fee shall be paid  
22 to the department, the amount to be determined by the commissioner.  
23 The lease shall be renewable on terms set by the commissioner consis-  
24 tent with the public interest.

25 Sec. 38.30.030. LOANS FOR SALMON FARMING. (a) A loan for the  
26 purpose of salmon farming may be granted to a lessee under this  
27 chapter for money appropriated by the legislature for this purpose.

28 (b) The amount of the loan may not exceed \$10,000.

29 (c) The loan shall be repaid by the lessee from his gross income

1 from fish produced and sold from his salmon farm. The rate of repay-  
2 ment is to be not less than 15 per cent of the gross income received  
3 by the lessee for fish produced and sold from his salmon farm.

4 (d) When repayment is required under (c) of this section, the  
5 loan shall be repaid at five per cent interest.

6 Sec. 38.30.040. PENALTY. No person, except the salmon farm  
7 lessee, may take salmon or other anadromous fish from a property area  
8 leased for the purpose of salmon farming. Violation of this section is  
9 a misdemeanor.

10 Sec. 38.30.050. REGULATIONS. The department shall promulgate  
11 regulations to implement the provisions of this chapter, including the  
12 regulation and protection of private fish hatcheries used in salmon  
13 farming, the size, location, and nature of the property area used as a  
14 salmon farm, and the facilities entitled to be classified as private  
15 fish hatcheries.

16 Sec. 38.30.060. DEFINITIONS. In this chapter

17 (1) "commissioner" means the commissioner of natural  
18 resources;

19 (2) "department" means the Department of Natural Resources;

20 (3) "director" means the director of the division of lands;

21 (4) "salmon farming" means the use of private fish hatcheries  
22 for the propagation of anadromous fish for monetary gain by the method  
23 of taking the mature salmon or other anadromous fish on its return to  
24 the fish hatchery to spawn.

25 \* Sec. 2. This Act takes effect on the day after its passage and  
26 approval or on the day it becomes law without approval.  
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