

Introduced: 2/8/68  
Referred: Resources,  
Judiciary and Finance

BY THE RULES COMMITTEE  
BY REQUEST

1 IN THE HOUSE

2 HOUSE BILL NO. 526

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the sale of fish; and providing  
7 for an effective date."

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

9 \* Section 1. AS 16 is amended by adding a new chapter to read:

10 CHAPTER 50. SALE OF FISH.

11 Sec. 16.50.010. PAYMENT FOR FISH. A person who purchases fish  
12 from a fisherman shall pay the fisherman in cash, at the time of purchase,  
13 in an amount equal to the sale price of the fish, notwithstanding an  
14 agreement to the contrary between the two parties.

15 Sec. 16.50.020. EXCEPTIONS. The provisions of sec. 10 of this  
16 chapter shall not be applicable if the purchaser furnishes to the  
17 fisherman at the time of the first purchase in the calendar year

18 (1) a copy of an irrevocable \$50,000 bond, posted with and  
19 approved by the Department of Revenue, which is valid for the calendar  
20 year and is conditioned on the payment to the fisherman of the full  
21 purchase price of any fish purchased; or

22 (2) a copy of a certificate issued by the Department of Reve-  
23 nue for the calendar year verifying that the purchaser has filed with  
24 it a statement, under oath, which certifies that the purchaser owns  
25 real property in the state, giving its description and location, having  
26 an unencumbered value of at least \$150,000, exclusive of any property  
27 he may have relied upon to obtain another bond under a state statute,  
28 against which the sales price of the fish may be collected.

29 Sec. 16.50.030. PENALTIES. (a) A person who violates sec. 10 of

1 this chapter, upon conviction, is punishable,

2 (1) if the sale price of the fish is less than \$100, by a  
3 fine of not more than \$1,000 or by imprisonment for not more than one  
4 year, or by both; or

5 (2) if the sale price of the fish is \$100 or more, by a fine  
6 of not more than \$5,000 or by imprisonment for not less than one year  
7 nor more than three years, or by both.

8 (b) Each purchase of fish in violation of sec. 10 of this chapter  
9 is a separate offense.

10 Sec. 16.50.040. DEFINITIONS. In this chapter unless the context  
11 otherwise requires

12 (1) "cash" means legal tender of the United States or a  
13 cashier's check or certified check payable to the fisherman payee and  
14 drawn on a bank located in the United States;

15 (2) "fish" means any species of marine, anadromous, and  
16 freshwater fish; amphibians, shellfish, and other invertebrates found  
17 or introduced in the state; and includes eggs or parts of a "fish";

18 (3) "sale price" means the price agreed upon between the  
19 fisherman and the person purchasing the fish or the fair market value  
20 if there is no agreed price.

21 \* Sec. 2. This Act takes effect on May 1, 1968.  
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