

Introduced: 1/25/73  
Referred: Resources,  
Judiciary and Finance

1 IN THE HOUSE

BY ELIASON

2 HOUSE BILL NO. 138

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 EIGHTH LEGISLATURE - FIRST 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 45. SALMON FARMING.

11 Sec. 38.45.010. 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. 38.45.020. TERMS OF LEASE. A successful applicant under  
20 sec. 10 of this chapter shall be given a 10-year lease of a property  
21 area for the purpose of salmon farming. An annual license fee shall be  
22 paid 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. 38.45.030. LOANS FOR SALMON FARMING. (a) A loan for the  
26 purpose of salmon farming may be granted to a lessee under this  
27 chapter from 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

from fish produced and sold from his salmon farm. The rate of repayment shall be not less than 15 per cent of the gross income received by the lessee for fish produced and sold from his salmon farm.

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

Sec. 38.45.040. PENALTY. No person, except the salmon farm lessee, may take salmon or other anadromous fish from a property area leased for the purpose of salmon farming. Violation of this section is a misdemeanor.

Sec. 38.45.050. REGULATIONS. The department shall adopt regulations to implement the provisions of this chapter, including the regulation and protection of private fish hatcheries used in salmon farming, the size, location, and nature of the property area used as a salmon farm, and the facilities entitled to be classified as private fish hatcheries.

Sec. 38.45.060. DEFINITIONS. In this chapter

- (1) "commissioner" means the commissioner of natural resources;
- (2) "department" means the Department of Natural Resources;
- (3) "director" means the director of the division of lands;
- (4) "salmon farming" means the use of private fish hatcheries for the propagation of anadromous fish for monetary gain by the method of taking the mature salmon or other anadromous fish on its return to the fish hatchery to spawn.

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