

Introduced: 2/4/74
Referred: Resources

BY THE RULES COMMITTEE BY
REQUEST OF THE SPECIAL
COMMITTEE ON FISHERIES

1 IN THE SENATE

2 SENATE BILL NO. 326

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 EIGHTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the emergency closure of commer-
7 cial fishing seasons or periods; and providing for
8 an effective date."

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

10 * Section 1. AS 16.05.060 is amended to read:

11 Sec. 16.05.060. EMERGENCY OPENINGS AND CLOSURES. This Chapter
12 does not limit the power of the commissioner or his authorized desig-
13 nee, when circumstances require, to summarily open or close seasons
14 or areas or to change weekly closed periods on fish or game by means
15 of emergency orders. However, when the National Marine Fisheries
16 Service within the U. S. Department of Commerce and the state Depart-
17 ment of Fish and Game concur that the number of salmon from a particular
18 stock will be inadequate to meet the minimum escapement level for that
19 stock as set by the Department of Fish and Game, the fishing season
20 or period in any area during which that stock of fish would be harvested
21 shall be summarily closed by emergency order until the Department of
22 Fish and Game determines that the escapement level is met. An emergency
23 order has the force and effect of law after field announcement by the
24 commissioner or his authorized designee. An emergency order adopted
25 under this section is not subject to the Administrative Procedure Act
26 (AS 44.62).

27 * Sec. 2. This Act takes effect on the day after its passage and approval
28 or on the day it becomes law without approval.
29