

Original sponsors: Gardiner and Moss

Offered: 2/28/80
Referred: Rules

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

2 CS FOR HOUSE BILL NO. 590

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to herring; and providing for an
7 effective date."

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

9 * Section 1. LEGISLATIVE FINDINGS AND POLICY ON HERRING STRIPPING. (a)
10 Notwithstanding AS 16.10.172, the legislature finds that in certain circum-
11 stances the processing technique described in AS 16.10.172(3), commonly
12 referred to as "stripping", provides benefits of such importance to the state
13 economy that the benefits outweigh the waste involved in the process.

14 (b) It is the policy of the legislature that notwithstanding AS 16.-
15 10.173 the disposal of herring carcasses is acceptable only if

16 (1) the herring is taken from waters in which the herring popu-
17 lation is large enough to support a stripping industry without substantially
18 reducing the availability of the herring for other uses; and

19 (2) the stripping process is conducted in an area of the state
20 where local industry either does not exist or, if it does exist, it is in-
21 sufficient to provide reasonable economic support to the people who live in
22 the area.

23 * Sec. 2. HERRING STRIPPING. (a) The legislature finds that the Bering
24 Sea is an area where the disposal of herring carcasses is acceptable under
25 the criteria established in sec. 1 of this Act.

26 (b) Notwithstanding AS 16.10.173 and until July 1, 1983, the stripping
27 of commercially taken herring for the purpose of removing and selling the roe
28 product is authorized if the herring is taken from and the carcass disposal
29 process occurs in the Bering Sea.

1 (c) The Board of Fisheries shall adopt regulations in accordance with
2 the Administrative Procedure Act (AS 44.62) regarding disposal of herring
3 carcasses for each administrative area where disposal occurs.

4 (d) The provisions of AS 46.03.100 apply to the disposal of herring
5 carcasses under this section.

6 * Sec. 3. AS 16.10 is amended by adding a new section to article 3 to
7 read:

8 Sec. 16.10.175. REMOVAL OF HERRING FROM STATE. (a) It is unlaw-
9 ful for a person to remove herring from the state before the herring has
10 been frozen or otherwise processed for shipment.

11 (b) In this section, "processed for shipment" includes, but is not
12 limited to, icing, stripping or salting of the herring; however, it does
13 not include salting of the herring if five percent or more of the body
14 weight of the herring consists of roe.

15 * Sec. 4. Sections 1, 2 and 4 of this Act take effect September 1, 1980.
16 Section 3 of this Act takes effect September 1, 1981.

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