

CORRECTION

HOUSE BILL NO. 665

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Introduced: 2/4/80  
Referred: Resources

1 IN THE HOUSE

BY ANDERSON

2 HOUSE BILL NO. 665

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 late applications for limited entry  
7 permits; and providing for an effective date."

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

9 \* Section 1. FINDINGS. The legislature finds that

10 (1) many persons who were otherwise qualified for limited entry  
11 permits have not received permits solely because of their failure to submit  
12 an application to the Alaska Commercial Fisheries Entry Commission before the  
13 closing date for applications set by the commission in accordance with AS 16.  
14 43.260(b);

15 (2) in order to prevent economic distress among fishermen and  
16 their dependents, to regulate entry into the commercial fisheries without  
17 unjust discrimination, and to ensure that permits are awarded on the basis of  
18 hardship, as defined in AS 16.43.250, it is necessary to ensure that persons  
19 eligible for permits are not denied permits solely because of a failure to  
20 apply in a timely fashion.

21 \* Sec. 2. APPLICATIONS FOR LIMITED ENTRY PERMITS. Notwithstanding the  
22 provisions of AS 16.43.260 relating to closing dates for application periods,  
23 the Alaska Commercial Fisheries Entry Commission shall accept applications  
24 for limited entry permits, for those fisheries for which the application  
25 periods have closed, from all persons who meet the eligibility requirements  
26 of AS 16.43.260(a) but who failed to apply for limited entry permits for the  
27 fisheries within the time period established by the Alaska Commercial Fish-  
28 eries Entry Commission for the fisheries. Persons who have previously sub-  
29 mitted applications to the Alaska Commercial Fisheries Entry Commission after

1 the closing dates of the application period for the fisheries, but before the  
2 effective date of this Act shall be considered to have applied under this  
3 section. The Alaska Commercial Fisheries Entry Commission shall process  
4 applications received under this section as if they had been submitted during  
5 the application period set by the commission, except that the commission  
6 shall afford an additional reasonable period of time for the submission of  
7 supporting evidence. The application period established in this section  
8 shall open on the effective date of this Act and shall close on December 31,  
9 1980.

10 \* Sec. 3. The Alaska Commercial Fisheries Entry Commission shall process  
11 applications received under sec. 2. of this Act in accordance with regula-  
12 tions applicable to the fishery into which entry is sought except as other-  
13 wise provided in sec. 2 of this Act. The Alaska Commercial Fisheries Entry  
14 Commission shall issue permits to persons applying under this Act who demon-  
15 strate hardship equal to that shown by persons previously issued permits.  
16 The Alaska Commercial Fisheries Entry Commission may issue permits in excess  
17 of the maximum number of permits established for a fishery under AS 16.43.-  
18 230 - 16.43.240 for the purposes of this section. This section does not  
19 authorize the Alaska Commercial Fisheries Entry Commission to revoke a permit  
20 previously issued.

21 \* Sec. 4. This Act takes effect immediately in accordance with AS 01.10.-  
22 070(c).

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