

Introduced: 2/18/80
Referred: Resources and
Judiciary

1 IN THE HOUSE

BY MALONE

2 HOUSE BILL NO. 808

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 the issuance of limited entry
7 permits to certain applicants who failed to qualify for
8 a limited entry permit; and providing for an effective
9 date.

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

11 * Section 1. ISSUANCE OF PERMITS TO APPLICANTS WHO FAILED TO QUALIFY FOR
12 AN INITIAL ISSUANCE OF PERMITS. (a) The Alaska Commercial Fisheries Entry
13 Commission shall issue an entry permit to a person who

14 (1) was a gear license holder who actively participated for at
15 least five of the ten years before 1973 in a fishery for which entry permits
16 have been issued under AS 16.43.270 before July 1, 1980;

17 (2) applied to the Alaska Commercial Fisheries Entry Commission
18 for a limited entry permit during the application period established under
19 AS 16.43.260(b) but who failed to qualify for the permit; and

20 (3) makes a written request to the Alaska Commercial Fisheries
21 Entry Commission before January 1, 1981 for an entry permit for the fishery.

22 (b) The written request required under (a)(3) of this section shall
23 specify the fishery described in (a)(1) of this section.

24 (c) For the purposes of this section the Alaska Commercial Fisheries
25 Entry Commission may issue entry permits in excess of the maximum number of
26 entry permits established for a fishery under AS 16.43.230 - 16.43.240. This
27 section does not authorize the Alaska Commercial Fisheries Entry Commission
28 to revoke a permit previously issued.

29 * Sec. 2. APPLICABILITY OF AS 16.43. The provisions of AS 16.43 apply to

1 entry permits issued under sec. 1 of this Act, except that entry permits
2 issued under sec. 1 of this Act

3 (1) are not transferable except

4 (A) to the Alaska Commercial Fisheries Entry Commission under
5 AS 16.43.170(b); or

6 (B) in accordance with AS 16.43.180 and the regulations of
7 the Alaska Commercial Fisheries Entry Commission adopted under AS 16.-
8 43.180;

9 (2) do not survive the death of the holder, and, upon the death of
10 the holder, revert to the Alaska Commercial Fisheries Entry Commission,
11 notwithstanding AS 16.43.150(f) and (h).

12 * Sec. 3. This Act takes effect July 1, 1980.

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