

Introduced: 3/1/84
Referred: Resources

1 IN THE HOUSE

BY LINDAUER

2 SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 63
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 THIRTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act establishing priority uses of fishery
7 resources."

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

9 * Section 1. AS 16.05.251(b) is amended to read:

10 (b) The Board of Fisheries shall adopt regulations in accordance
11 with the Administrative Procedure Act (AS 44.62) permitting the taking
12 of fish for subsistence uses and personal consumption, commercial and
13 sport fishing uses unless the board determines, in accordance with the
14 Administrative Procedure Act, that adoption of such regulations will
15 jeopardize or interfere with the maintenance of fish stocks on a
16 sustained-yield basis. Whenever it is necessary to restrict the
17 taking of fish to assure the maintenance of fish stocks on a
18 sustained-yield basis, or to assure the continuation of subsistence
19 uses and sport fishing uses of such resources, subsistence uses and
20 sport fishing uses [USE] shall be the priority uses [USE]. If further
21 restriction is necessary, the board shall establish restrictions and
22 limitations on and priorities for these consumptive uses on the basis
23 of the following criteria:

- 24 (1) customary and direct dependence upon the resource as
25 the mainstay of one's livelihood;
26 (2) local residency; and
27 (3) availability of alternative resources.