

Introduced: 5/17/83
Referred: House Special Committee
on Fisheries and Resources

1 IN THE HOUSE

BY WARD

2

HOUSE BILL NO. 419

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

THIRTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act relating to leases for shore fisheries devel-
7 opment."

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

9 * Section 1. AS 38.05.082(b) is amended to read:

10 (b) The director may classify land [LANDS] as subject to leases
11 for fisheries development, and publicly invite applications for lease
12 of the selected areas. Each application shall be accompanied by an
13 affidavit to the effect that the applicant is a resident and presently
14 intends to personally utilize the leased area for fishing purposes the
15 following season. If two or more applications are received for the
16 same shore area, the director shall award the lease to the most quali-
17 fied applicant. In determining the qualifications of applicants, the
18 director shall consider the length of time during which the applicant
19 has been engaged in set netting, the proximity of the [HIS] past
20 fishing sites of the applicant to the land to be leased, the [HIS]
21 present ability of the applicant to utilize the location to its maxi-
22 mum potential, and other factors relevant to the equitable assignment
23 of the disputed area. If the director cannot determine a preference
24 between conflicting applicants for the same lease site on the basis of
25 qualifications, the director [HE] shall select between the applicants
26 by lot. An aggrieved applicant may appeal to the commissioner within
27 five days for a review of the director's determination.

28 * Sec. 2. AS 38.05.082(d) is amended to read:

29 (d) Subleasing and renewals of leases are governed by

- 1 AS 38.05.095 and 38.05.102, except that a lease under this section may
- 2 be transferred only to a resident [SECS. 95 - 100 OF THIS CHAPTER].