

1 IN THE HOUSE

BY HERRMANN

2

HOUSE BILL NO. 638

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

THIRTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6 For an Act entitled: "An Act relating to the leasing of limited entry
7 permits."

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

9 * Section 1. FINDINGS. The legislature finds that

10 (1) ownership of limited entry permits by Alaska residents has
11 been decreasing at an alarming rate because the highest prices are fre-
12 quently offered by nonresidents, contrary to the best interests of the
13 state;

14 (2) the high cost of buying a limited entry permit prevents
15 young Alaskans with low incomes from entering commercial fisheries as gear
16 operators;

17 (3) state loan programs established to assist Alaska residents
18 in acquiring limited entry permits have failed to prevent the transfer of a
19 large number of permits to nonresidents;

20 (4) allowing resident permit holders who are 60 years of age or
21 older to lease their permits to younger family members will enable many
22 young Alaskans with low incomes to participate in commercial fishing as
23 gear operators, thus giving them the opportunity to acquire the skills
24 needed to qualify for, and the capital needed to afford, the purchase of a
25 limited entry permit.

26 * Sec. 2. AS 16.43.150(g) is amended to read:

27 (g) Except as provided in AS 16.10.333 - 16.10.337, AS 16.43.-
28 180, and in AS 44.81.230 - 44.81.250, an entry permit may not be:

29 (1) pledged, mortgaged, leased, or encumbered in any way;

1 (2) transferred with any retained right of repossession or
2 foreclosure; or

3 (3) attached, distrained, or sold on execution of judgment
4 or under any other process or order of any court.

5 * Sec. 3. AS 16.43.180 is amended by adding new subsections to read:

6 (c) The commission shall adopt regulations allowing a resident
7 entry permit holder who is 60 years of age or older to transfer the
8 permit by lease to a child or grandchild of the permit holder or to a
9 spouse of the child or grandchild.

10 (d) The commission may develop temporary projects for selected
11 fisheries to experiment with allowing entry permit holders other than
12 those 60 years of age or older to transfer permits by lease to other
13 persons.