

Introduced: 1/18/83
Referred: Resources and
Judiciary

1 IN THE SENATE

BY V. FISCHER

2

SENATE BILL NO. 39

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

THIRTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act authorizing the Board of Fisheries to estab-
7 lish a personal use fishery."

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

9 * Section 1. AS 16.05.251 is amended by adding a new subsection to
10 read:

11 (c) The Board of Fisheries shall adopt regulations in accordance
12 with the Administrative Procedure Act (AS 44.62) permitting personal
13 use fishing unless the board determines, in accordance with the Admin-
14 istrative Procedure Act, that adoption of such regulations will jeop-
15 ardize or interfere with the maintenance of fish stocks on a sus-
16 tained-yield basis. Whenever it is necessary to restrict the taking
17 of fish to assure the maintenance of fish stocks on a sustained-yield
18 basis, or to assure the continuation of the personal use fishing of
19 such resources, personal use fishing shall be the second priority use
20 after subsistence use.

21 * Sec. 2. AS 16.05.940 is amended by adding a new paragraph to read:

22 (30) "personal use fishing" means the taking, fishing for,
23 or possession of fish, shellfish, or other fishery resources for
24 personal use and not for sale, barter, or trade, with gill net, seine,
25 fish wheel, long line, or other means defined by the Board of Fisher-
26 ies.