

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

2 1

HOUSE BILL NO. 303

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FIFTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act placing a moratorium on the issuance or
7 granting of licenses, permits, or authorizations for
8 fish farming or aquatic farming; and providing for an
9 effective date."

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

11 * Section 1. FISH FARMING AND AQUATIC FARMING MORATORIUM. (a) Except
12 as provided in (b) of this section, the following licenses, permits, or
13 authorizations may not be issued or granted for the construction or opera-
14 tion of a fish farm or aquatic farm:

- 15 (1) authorization for use of an interim-use permit for the
16 experimental commercial taking of a fishery resource (AS 16.05.050(10));
17 (2) fish farming license (AS 16.05.340(a)(14));
18 (3) collection permit (AS 16.05.340(b));
19 (4) land use or tidelands permit (AS 38.05.035);
20 (5) a land lease (AS 38.05.070);
21 (6) fish transport permit (5 AAC 41.005);
22 (7) permit to appropriate water (11 AAC 93.120);
23 (8) temporary water use permit (11 AAC 93.210 - 11 AAC 93.220).

24 (b) Notwithstanding (a) of this section, a license, permit, or au-
25 thorization issued or granted before the effective date of this section may
26 be reissued or regranted to a person who has held the license or permit, or
27 to whom the authorization has been granted, if the person is constructing
28 or operating a fish farm or aquatic farm in the state on the effective date
29 of this section.

1 * Sec. 2. NO PREFERENCE INTENDED. A license, permit, or authorization
2 described in sec. 1(a) of this Act that is issued or granted for a purpose
3 other than fish farming or aquatic farming and that is in effect during the
4 period of the moratorium imposed by sec. 1 of this Act does not create a
5 right or preference with regard to the issuance or granting of any license,
6 permit, or authorization for fish farming or aquatic farming after the
7 period of the moratorium.

8 * Sec. 3. Section 1 of this Act is repealed on the effective date of an
9 Act of the legislature that provides for the regulation of the construction
10 or operation of aquatic farms.

11 * Sec. 4. This Act takes effect immediately under AS 01.10.070(c).