

1 IN THE HOUSE

BY HERRMANN, HUDSON AND
HOFFMAN

2

HOUSE BILL NO. 316

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FIFTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

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

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 rural Alaskans resid-
11 ing in the areas for which their permits were issued has been decreasing at
12 an alarming rate because the highest prices for permits are frequently
13 offered by urban Alaskans residing in other areas of the state and by
14 nonresidents;

15 (2) more than 50 percent of the decrease in permit ownership by
16 local rural Alaskans since the inception of the limited entry program has
17 occurred in the Bristol Bay area;

18 (3) change of permit ownership from Alaska residents to non-
19 Alaskans is contrary to the best interests of the state;

20 (4) the high cost of buying a limited entry permit prevents
21 young Alaskans with low incomes from entering commercial fisheries as gear
22 operators;

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

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

1 (g) Except as provided in AS 16.10.333 - 16.10.337, AS 16.43.-
2 180, AS 44.81.210, and 44.81.230 - 44.81.250, an entry permit may not
3 be

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

5 (2) transferred with any retained right of repossession or
6 foreclosure, or on any condition requiring a subsequent transfer; or

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

9 * Sec. 3. AS 16.43.180 is amended by adding a new subsection to read:

10 (c) The commission shall adopt regulations allowing a limited
11 entry permit holder who is 60 years of age or older to transfer the
12 permit by lease to a child or grandchild of the permit holder or to a
13 spouse of the child or grandchild.