

Introduced: 3/3/89
Referred: Resources and
Judiciary

6-0861A

1 IN THE HOUSE

BY FOSTER, JACKO,
GOLL AND MENARD

2

HOUSE BILL NO. 201

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

SIXTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act relating to additional penalties for viola-
7 tion of commercial fishing laws and for theft of
8 commercial fishing gear."

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

10 * Section 1. AS 16.05.710(c) is amended to read:

11 (c) If proceedings in which a limited entry permit may be sus-
12 pending under this section are pending against a permit holder, the
13 permit may not be permanently transferred, unless allowed by order of
14 the court in which the proceedings are pending, and a permanent trans-
15 fer of the permit, unless allowed by order of the court, is void.

16 During the period for which a limited entry permit or the permit
17 holder's right to obtain a limited entry permit is suspended under
18 [(a) OF] this section, a permit card may not be issued to the permit
19 holder and the permit holder's permit may not be transferred or sold.

20 * Sec. 2. AS 16.05.710(d) is repealed and reenacted to read:

21 (d) In this section

22 (1) "commercial fishing license" means a limited entry
23 permit or a crew member license;

24 (2) "commercial fishing privilege" means the privilege of
25 participating in an activity for which a commercial fishing license is
26 required and the privilege of obtaining a commercial fishing license;

27 (3) "limited entry permit" means an entry permit or an
28 interim use permit issued under AS 16.43.

29 * Sec. 3. AS 16.43.170 is amended by adding a new subsection to read:

1 (f) The permanent transfer of an entry permit is void if pro-
2 ceedings in which the entry permit may be suspended under AS 16.05.710
3 are pending against the permit holder at the time of transfer unless
4 the transfer of the entry permit is allowed by order of the court in
5 which the proceedings are pending.