

Offered: 3/31/89
Referred: Judiciary

6-0417J

Original sponsors: Eliason, Zharoff,
Kelly, et al.

1 IN THE SENATE BY THE RESOURCES COMMITTEE
2 HOUSE CS FOR CS FOR SENATE BILL NO. 76 (Resources)
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 confidentiality of certain fish-
7 ery reports and records."

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

9 * Section 1. AS 16.05.815(a) is amended to read:

10 (a) Except as provided in (b) and (c) of this section, records
11 required by regulations of the department concerning the landings of
12 fish, shellfish, or fishery products, and annual statistical reports
13 of buyers and processors required by regulation of the department are
14 confidential and may not be released by the department except as set
15 out in this subsection. The department may release the records and
16 reports set out in this subsection to the recipients identified in
17 this subsection if the recipient, other than a recipient under (4) -
18 (6) of this subsection, agrees to maintain the confidentiality of the
19 records and reports. The [THAT THE] department may release

20 (1) any of its records and reports to the National Marine
21 Fisheries Service and the professional staff of the North Pacific
22 Fishery Management Council as required for preparation and implementa-
23 tion of the fishery management plans of the North Pacific Fishery
24 Management Council within the exclusive economic [FISHERY CONSERVA-
25 TION] zone; [HOWEVER, INFORMATION RELEASED TO THE NATIONAL MARINE
26 FISHERIES SERVICE UNDER THIS PARAGRAPH MAY NOT DISCLOSE THE IDENTITY
27 OF INDIVIDUAL FISHERMEN OR THEIR VESSELS;]

28 (2) any of its records and reports to the Department of
29 Revenue and to the Alaska Commercial Fisheries Entry Commission to

1 assist them in carrying out their statutory responsibilities;
2 (3) records or reports of the total value purchased by each
3 buyer to a municipality that levies and collects a tax on fish, shell-
4 fish, or fishery products if the municipality
5 [(A)] requires records of the landings of fish, shell-
6 fish, or fishery products to be submitted to it for purposes of
7 verification of taxes payable; [AND
8 (B) MAINTAINS THE CONFIDENTIALITY OF REPORTS AND
9 RECORDS THAT IT RECEIVES UNDER THIS PARAGRAPH;]
10 (4) such records and reports as necessary to be in confor-
11 mity with a court order;
12 (5) on request, the report of a person to the person whose
13 fishing activity is the subject of the report; [AND]
14 (6) fish tickets and fish ticket information to the divi-
15 sion of fish and wildlife protection, Department of Public Safety; and
16 (7) fish tickets and fish ticket information regarding
17 halibut to the International Pacific Halibut Commission.