

Original sponsors: Binkley, Jones,
Sturgulewski, et al.

1 IN THE SENATE BY THE RESOURCES COMMITTEE
2 CS FOR SENATE JOINT RESOLUTION NO. 33 (Resources)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 SIXTEENTH LEGISLATURE - FIRST SESSION
5 Relating to reauthorization of the
6 Magnuson Fishery Conservation and Man-
7 agement Act by Congress.
8 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:
9 WHEREAS the Magnuson Fishery Conservation and Management Act of 1976
10 is due for reauthorization by the Congress by September 30, 1989; and
11 WHEREAS the Magnuson Fishery Conservation and Management Act is the
12 most significant federal fisheries legislation in the history of our coun-
13 try; and
14 WHEREAS with the enactment of the Magnuson Fishery Conservation and
15 Management Act the United States became the world leader in firmly estab-
16 lishing a sound foundation for rational marine fisheries management; and
17 WHEREAS while the Magnuson Fishery Conservation and Management Act
18 states that the United States has jurisdiction over American anadromous
19 species, such as salmon and steelhead, on the high seas beyond the United
20 States Exclusive Economic Zone, the federal government claims some ambigu-
21 ity exists on asserting that jurisdiction for the purpose of stopping
22 illegal harvests of salmon and steelhead on the high seas; and
23 WHEREAS Alaska, Washington, and Oregon are losing hundreds of millions
24 of dollars annually due to the illegal harvest of North American salmon and
25 steelhead on the high seas, which substantially affects the American econo-
26 my and the United States' balance of trade;
27 BE IT RESOLVED that the Alaska State Legislature respectfully requests
28 the Congress to reauthorize the Magnuson Fishery Conservation and Manage-
29 ment Act this year and to add the following amendments as a minimum:

1 (1) a reemphasis that the Governing International Fisheries
2 Agreements with foreign fishing nations require boarding of all foreign
3 vessels on the high seas as part of the United States' extended jurisdic-
4 tion over anadromous species and mandate that the boarding and the seizure
5 of evidence of violations of the agreements be nondiscretionary;

6 (2) establishment of salmon protection zones beyond the United
7 States and Soviet Exclusive Economic Zones and creation of a rebuttable
8 presumption that salmon discovered on board vessels within the salmon
9 protection zones are salmon of North American or Soviet origin;

10 (3) a prohibition on the sale, purchase, transport, or further
11 marketing of anadromous fish not harvested within fisheries authorized
12 under international treaty or within the Exclusive Economic Zone of the
13 nation of origin of the anadromous fish;

14 (4) establishment of a country of origin certification program,
15 whereby all salmon legally caught in the United States are identified,
16 labeled, and documented as salmon of the United States; and a request that
17 all other nations of origin establish similar programs;

18 (5) a Congressional declaration calling for ending high seas
19 gillnet fishing beyond the Exclusive Economic Zones of all nations by 1992
20 and directing the U.S. Secretary of State to develop by 1992 a new interna-
21 tional fisheries organization consisting of all the salmon-producing
22 nations in the world;

23 (6) extension of state jurisdiction from 3 miles to 12 miles for
24 the purpose of managing living marine resources and in order to make the
25 seaward boundaries of all states' waters consistent;

26 (7) expand the sanctions under the Pelly amendment to include
27 any product imported into the United States from any violating nation;

28 (8) a requirement that transponders, transmitters, or other type
29 of satellite communications device appropriate to provide instantaneous

1 locational information be required on board all foreign vessels fishing
2 within identified salmon zones;

3 (9) a requirement that federal intelligence agencies provide
4 available information to the U.S. Coast Guard on the location of foreign
5 fishing vessels without jeopardizing national security interests;

6 (10) a clarification that regional fishery management councils do
7 have the authority to establish mandatory, 100 percent coverage, observer
8 programs for domestic groundfish fishing vessels, and that these are to be
9 paid for by industry user fees;

10 (11) a declaration that the current geographic balance of the
11 membership of the North Pacific Fishery Management Council is appropriate;

12 (12) a mechanism for a community development quota of groundfish
13 to be used for fisheries development in small rural communities of Alaska.

14 COPIES of this resolution shall be sent to the Honorable George Bush,
15 President of the United States; the Honorable Dan Quayle, Vice-President of
16 the United States and President of the U.S. Senate; the Honorable James A.
17 Baker, III, U. S. Secretary of State; the Honorable Edward E. Wolfe, Amba-
18 sador for Fisheries and the Ocean, U. S. Department of State; the Honorable
19 Robert A. Mosbacher, U. S. Secretary of Commerce; William E. Evans, Admin-
20 istrator, National Oceanic and Atmospheric Administration, U.S. Department
21 of Commerce; the Honorable George J. Mitchell, U. S. Senate Majority Lead-
22 er; the Honorable Jim Wright, Speaker of the U. S. House of Representa-
23 tives; the Honorable George Deukmejian, Governor of the State of Califor-
24 nia; the Honorable Leo T. McCarthy, President of the Senate of the State of
25 California; the Honorable Willie Lewis Brown, Jr., Speaker of the Assembly
26 of the State of California; the Honorable Cecil D. Andrus, Governor of the
27 State of Idaho; the Honorable C.L. Otter, President of the Senate of the
28 State of Idaho; the Honorable Tom Boyd, Speaker of the House of Representa-
29 tives of the State of Idaho; the Honorable Neil Goldschmidt, Governor of

1 the State of Oregon; the Honorable John Kitzhaber, President of the Senate
2 of the State of Oregon; the Honorable Vera Katz, Speaker of the House of
3 Representatives of the State of Oregon; the Honorable Booth Gardner, Govern-
4 nor of the State of Washington; the Honorable Joel Pritchard, President of
5 the Senate of the State of Washington; the Honorable Joseph E. King, Speak-
6 er of the House of Representative of the State of Washington; and to the
7 Honorable Ted Stevens and the Honorable Frank Murkowski, U.S. Senators, and
8 the Honorable Don Young, U.S. Representative, members of the Alaska delega-
9 tion in Congress.

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