

COMMITTEE REPORT

5/19/76

HOUSE

Mr. Speaker:

Date 5-22-76

The Committee on FINANCE has had CS SB 685

under consideration. A Majority of the members of the Committee

recommends it DO PASS

recommends it DO NOT PASS

recommends it DO PASS WITH ATTACHED AMENDMENT(S)

recommends it BE REPLACED WITH CS FOR _____ AND THAT

CS FOR _____ DO PASS

"and" recommends it BE REFERRED TO THE _____

COMMITTEE

reports it back WITHOUT RECOMMENDATION

"other"

Members signing the Majority report:

_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Members NOT concurring in the Majority report:

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

_____ Chairman

Original sponsor: Rules Committee by
request of the Governor

Offered: 4/28/76
Referred: Resources

1 IN THE SENATE

BY THE COMMERCE COMMITTEE

2 CS FOR SENATE BILL NO. 666

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to salmon hatcheries; and providing
7 for an effective date."

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

9 * Section 1. INTENT. It is the intent of this Act to produce salmon for
10 the common property fisheries of the state.

11 * Sec. 2. AS 16.10 is amended by adding new sections to read:

12 Sec. 16.10 B. REGIONAL PLAN FOR SALMON ENHANCEMENT. The com-
13 missioner shall designate regions of the state for the purpose of
14 enhancing salmon production and shall develop and amend as necessary a
15 comprehensive salmon enhancement plan for each region for both public
16 and private nonpublic fishery systems. Comprehensive salmon enhance-
17 ment plans shall be developed in cooperation with appropriate qualified
18 regional associations formed under sec. 380 of this chapter.

19 Sec. 16.10 C. REGIONAL ASSOCIATIONS. (a) The commissioner
20 shall assist in and encourage the formation of qualified regional
21 associations for the purpose of enhancing salmon production. A regional
22 association is qualified if the commissioner determines that

23 (1) It is comprised of associations representative of com-
24 mercial fishermen in the region;

25 (2) It includes representatives of other user groups inter-
26 ested in fisheries within the region who wish to belong; and

27 (3) It possesses a board of directors which includes no less
28 than one representative from each user group that belongs to the associa-
29 tion.

1 (b) In this section "user group" includes, but is not limited to,
2 sport fishermen, processors, commercial fishermen, subsistence fisher-
3 men, and representatives of local communities.

4 Sec. 16.10.475. DEFINITIONS. In secs. 375 - 470 of this chapter

5 (1) "commissioner" means the commissioner of fish and game;

6 (2) "department" means the Department of Fish and Game.

7 * Sec. 3. AS 16.10.400 is amended by adding new subsections to read:

8 (e) A qualified regional association formed under sec. 380 of this
9 chapter, if it has become a nonprofit corporation under AS 10.20, has
10 a preference right to a permit if its proposed hatchery is provided for
11 in the comprehensive plan for that region developed under sec. 375 of
12 this chapter. A local nonprofit corporation established or approved
13 by a qualified regional association has an identical preference right.

14 (f) Except for permits issued before the effective date of this
15 Act, no permit may be issued for construction or operation of a hatchery
16 on an anadromous fish stream unless the stream has been classified as
17 suitable for enhancement purposes by the commissioner. The commissioner
18 shall undertake to make such classifications in conjunction with the
19 development of the comprehensive plan under sec. 375 of this chapter.

20 (g) During the development of a comprehensive plan for a region
21 no permit may be issued for a hatchery unless the commissioner deter-
22 mines that such an action would result in substantial public benefits
23 and would not jeopardize natural stocks.

24 * Sec. 4. This Act takes effect immediately in accordance with AS 01.10.-
25 070(c).

Introduced: 3/2/76
Referred: Commerce and
Resources

1 IN THE SENATE

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

2 SENATE BILL NO. 688

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to fish hatcheries; and providing for
7 an effective date."

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

9 * Sec. 1. INTENT. It is the intent of this Act to produce fish for the
10 common property fisheries of the state.

11 * Sec. 2. AS 16.10.400 is amended by adding new subsections to read:

12 (e) The commissioner shall designate regions of the state for the
13 purpose of enhancing salmon production, and shall develop and amend as
14 necessary a comprehensive salmon enhancement plan for each region.
15 Each plan shall be developed in cooperation with the appropriate
16 regional association or corporation, if any, of commercial fishermen
17 and with other user groups in the region.

18 (f) The department shall encourage the formation of the
19 several associations of commercial fishermen into regional associa-
20 tions or regional corporations which may also include representatives
21 of other user groups interested in the fisheries and of the munici-
22 palities within the region. The board of directors of a regional
23 association or corporation shall include no less than one representa-
24 tive of each user group included in the regional association or corpora-
25 tion. A regional corporation, or a local corporation designated by the
26 regional association or corporation, has a preference right to a permit
27 if its proposed hatchery is provided for in the comprehensive plan
28 established under (e) of this section.

29 (g) Except permits issued as of the effective date of this Act,

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1 no permit may be issued for construction or operation of a hatchery
2 utilizing a stream which has not been classified for artificial
3 reproduction; until so classified by the commissioner, all anadromous
4 fish streams are classified for natural recruitment.

5 (h) After a comprehensive plan for a region is developed, to
6 the extent practicable no permit may be issued which is not consistent
7 with a comprehensive plan developed under (e) of this section, and,
8 except upon classification of the stream to be utilized by the
9 proposed hatchery for artificial reproduction, no permit may be issued
10 for construction or operation of a hatchery which is not provided for
11 in the comprehensive plan.

12 (1) In this section, "user group" includes, but is not limited
13 to sport fishermen, processors, commercial fishermen, subsistence
14 fishermen, and local communities.

15 * Sec. 3. This Act takes effect immediately in accordance with
16 AS 01.10.070(c).

SB 688

March 2, 1976

The Honorable Chancy Croft
President of the Senate
Alaska State Legislature
Juneau, Alaska 99811

Dear Mr. President:

In accordance with AS 24.30.060(b) and the Uniform Rules of the Alaska State Legislature, I am transmitting a bill relating to private, non-profit fish hatcheries. It is the intent of this bill to increase the production of salmon for the common property fishery. The bill will, I believe, achieve that objective through encouraging the commercial fishermen and other user groups of an area to form regional associations for two purposes:

1. Develop, in cooperation with the Alaska Department of Fish and Game, comprehensive salmon enhancement plans for the region;
2. Construct and operate salmon hatcheries and enhancement facilities of various types.

Sincerely,

Jay S. Hammond
Governor

THE LEGISLATURE OF THE STATE OF ALASKA

FISCAL NOTE

Second Session - Ninth Legislature

I. REQUEST

Bill No. SSSB 688

Title: An Act Relating to Salmon Hatcheries

Requested by: Senator Rav

Date: 4/5/76

Return Date Requested: ASAP

Agency: Fish and Game

Program: _____

II. FISCAL DETAIL

Budget Request Unit(s) Affected: 1/2 Commercial Fish Div., 1/2 FRED Division

A. EXPENDITURES: (Thousands of dollars)

OBJECT	FY 76	FY 77	FY 78	FY 79	FY 80	FY 81
100 PERSONAL SERVICES						
200 TRAVEL	8.0	9.2	10.5	12.0		
300 CONTRACTUAL	2.0	2.1	2.3	2.5		
400 COMMODITIES	.5	0.6	0.7	0.8		
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL						

B. FUNDING: (Thousands of dollars)

GENERAL FUND	10.0	1.9	13.5	15.3	-	-
FEDERAL FUNDS	-	-	-	-	-	-
OTHER	-	-	-	-	-	-

C. POSITIONS:

PERMANENT/TEMPORARY	/ 0	/ 0	/ 0	/ 0	/ 0	/ 0
MAN MONTHS (P./T.)	/ 0	/ 0	/ 0	/ 0	/ 0	/ 0

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

Travel with existing positions to coordinate plan development under Senate Bill 688 with regional fishery organization.

IV. ATTACHMENTS

V. DATE: May 6, 1976

PREPARED BY: Alaska Department of Fish and Game

Dick Logan, F.R.E.D. Division

Steve Pennoyer, Commercial Fisheries Div.

Original: Legislative Finance

cc: Budget and Management

Prime Sponsor (First Legislator Named)