

HB

346



Official Business

Alaska State Legislature

Senate

Committee on Resources

May 7, 1980

Pouch V
State Capitol
Juneau, Alaska 99811

TO: Senate Resource Committee Members
FROM: Jens Zehbe, Staff Member
REGARDING: CSSSHB 346

This bill amends the Alaska Fish and Game Statutes by the addition of a new section which states:

The Board of Fisheries by regulation, installs fishing markers to close off certain areas to commercial fishing yet sometimes fails to remove the old existing markers. This bill would expressly permit fishing in the area between the old and new markers until the Board removes the old markers.

There is no fiscal impact. (See attached fiscal note)



Alaska Native Brotherhood

Camp Number 2

510 West Willoughby Avenue
April 3, 1980

Juneau, Alaska 99801

The Honorable Bill Sumner
Alaska State Senate
Pouch V - M.S. 3100
Juneau, Alaska 99811

Dear Senator Sumner:

The Resources Committee has a House passed measure, namely CS HB 346, "an Act Relating to fishing area markers".

We would like to recommend passage, and offer consideration of an amendment to rectify a situation which we regard as a serious situation.

Presently, the markers for closed areas in the bays and other systems, are posted by order of the Board of Fisheries. The Department of Fish & Game has statutory authority to move the markers by emergency order. What has been occurring is when the stream guard sees that the salmon are moving outside of the closed markers, he arbitrarily goes to the shore and moves the markers out so that the salmon are in closed area. When the so-called "emergency" is over, the markers remain where they were moved to - and not back to where the Board has affixed the markers to be.

We recommend an amendment that would require an emergency order, with at least 24 hour notice -- and, that the markers be moved by the area biologist, not a stream guard -- and, that the markers be posted back to the original location. Or, prohibit movement of markers at all.

We thank you for this consideration.

Respectfully,

Robert Willard, Chairman
Legislative Affairs Committee

RW:in

THE LEGISLATURE OF THE STATE OF ALASKA
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. SS HB 346

Title: An Act relating to fishing area markers

Requested by Resources Committee

Date March 24, 1980

II. FISCAL DETAIL -

Agency Affected Department of Fish and Game

Program Category Affected Natural Resources Management

BRU, Program, or Subprogram(s) Affected Division of Commercial Fisheries

(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

FUNDING (Thousands of Dollars)

GENERAL FUND	-0-	-0-	-0-	-0-	-0-	-0-
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME	-0-	-0-	-0-	-0-	-0-	-0-
PART TIME						
TEMPORARY						

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

There would be no fiscal impact, provided the intent of the Legislature is to have the requirement applied to only the markers established by the Board of Fisheries by regulation or change in regulation, and does not apply to emergency orders or regulations used in season to manage the fisheries. Furthermore, it is recognized that the Department should do a better job when changing markers as required by the Board of Fisheries regulatory action.

IV. DATE March 25, 1980

PREPARED BY Russell H. Clark

AGENCY Department of Fish and Game

PHONE 465-4120

Original: Legislative Finance

cc: Budget and Management

Prime Sponsor (First Legislator Named)

Office of the Governor-Keith Specking

CSSSHB 346
on Monday's
Calendar

CSSSHB 346- by the House Resources Committee

An act relating to fishing area markers

This bill amends Alaska Fish and Game Statutes by the addition of a new section.

The Board of Fisheries by regulation, installs fishing markers to close off certain areas to commercial fishing yet sometimes fails to remove the old existing markers. This bill would allow fishing in the area between the old and new markers until the Board removes the old markers.



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Agenda

Pouch V
State Capitol
Juneau, Alaska 99811

Resources Committee Meeting
May 7, 1980
1:30 p.m.
Butrovich Room

- CSSSHB 346 Relating to fishing area markers
Testimony: Bob Willard- Alaska Native Brotherhood
Bob Clasby- Fish and Game
Mike Clemmons- Public Safety
Representative Zharoff- will attend the
meeting but doesn't necessarily want
to testify.
- SB 581 Sale of state land to holders of valid mining claims
Testimony: None scheduled
- SB 547 Preservation of green belts and open space
Testimony: None scheduled