

**HB**

**93**

22-LS0431\C  
Utermohle  
2/27/01

**CS FOR HOUSE BILL NO. 93( )**

**IN THE LEGISLATURE OF THE STATE OF ALASKA**

**TWENTY-SECOND LEGISLATURE - FIRST SESSION**

**BY**

**Offered:  
Referred:**

**Sponsor(s): REPRESENTATIVE LANCASTER**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act establishing the permit fee for the personal use dip net fisheries for the Kenai**  
2 **River and the Kasilof River; and providing for an effective date."**

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 **\* Section 1. AS 16.05.340(a) is amended by adding a new paragraph to read:**

5 **(25) Personal use dip net fishing permit for the Kenai River and**  
6 **the Kasilof River.....\$10.**

7 **\* Sec. 2. This Act takes effect July 1, 2001.**

March 26, 2001

Amendment offered by Rep. Scalzi

House Resources Committee

CS FOR HOUSE BILL NO. 93 ( )

22-LS0431\C

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Add to (25) – line 5

A sport fish license is not required to purchase the dip net permit. Proof of Alaska residency is required.

# Alaska State Legislature

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Fax 907-465-3835

INTERIM ADDRESS:  
35477 Suite 101-B Spur Hwy  
Soldotna, Alaska 99669  
Phone 907-260-5236  
Fax 907-260-3044

Representative Ken Lancaster  
District 8

*Ken  
copy*

March 19, 2001

## MEMORANDUM

To: <sup>Drew</sup> Representative Drew Sculzi, Co-chairman  
Representative Beverly Masek, Co-chairman  
House Resources Committee

Subject: House Bill 93 – "An Act relating to the permit fee for the personal use dip net fisheries for the Kenai River and the Kasilof River"

I would like to request a committee hearing on House Bill 93. I have attached the information concerning this bill along with the original fiscal note that was prepared when the bill was heard in Fisheries. If you have any questions, let me know.

I will look forward to the bill being heard in your committee!

*Ken*

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## Representative Ken Lancaster District 8

### SPONSOR STATEMENT

For

### HOUSE BILL 93

**“Establishing the permit fee for the personal use dip net fisheries for the Kenai River and the Kasilof River”**

The piece of legislation will require a \$10.00 charge to dip net fish on the Kenai River and the Kasilof River. Being the largest sockeye salmon producer in the State of Alaska, there is a real abuse to this fishery.

Annually, there are approximately 10,000 to 15,000 permits issued. At \$10.00 per permit, roughly \$100,000 to \$150,000 could be generated annually. The fishery opens on July 10 and runs until the end of the month. It is opened for 21 days. With this many fishermen in the area, there is complete disregard for habitat, environment, and the banks of these rivers. In addition, there have been complaints of trespassing on private property (those people trying to get access to the rivers). Costs of clean up on these two rivers have increased over the years due to the lack of enforcement. It has been reported that some fishermen are fishing without licenses, taking more than the 25 fish they are allocated to harvest, an abuse of this fishery. Temporary enforcement officers need to be hired for this 21-day period. It is the intent of this legislation that the monies raised will be used for enforcement. In addition dollars would be used for habitat protection and bank area cleanup. The program should pay for itself. Additionally, it has been reported that non-residents are illegally participating in this fishery, as they are not allowed by Alaska Statute 16.05.340.

# FISCAL NOTE

**STATE OF ALASKA**  
**2001 LEGISLATIVE SESSION**

Fiscal Note Number: \_\_\_\_\_  
 Bill Version: CSHB 93 (FSH)  
 () Publish Date: \_\_\_\_\_

Revision Date/Time (Note if correction): 3/15/01 10:00 AM Dept. Affected: Fish and Game  
 Title: Kenai Dip Net Fishery Permit Fee BRU: Sport Fisheries  
 Component: Sport Fisheries  
 Sponsor: Representative Lancaster  
 Requester: House Fisheries Component Number: 464

**Expenditures/Revenues** (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2002	FY 2003	FY 2004	FY 2005	FY 2006	FY 2007
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

<b>CAPITAL EXPENDITURES</b>						
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<b>CHANGE IN REVENUES</b>	<b>65.0</b>	<b>65.0</b>	<b>65.0</b>	<b>65.0</b>	<b>65.0</b>	<b>65.0</b>
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**FUND SOURCE** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other -- Fish and Game Fund (1024)						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY2001) cost: 0.0

Check this box (X) if funding for this bill is included in the Governor's FY 2002 budget proposal:

**POSITIONS**

Full-time						
Part-time						
Temporary						

**ANALYSIS:** (Attach a separate page if necessary)

To calculate the potential revenue change by passage of HB 93 as written the following information was collected and assumptions made.

1. In calendar year 2000, Division of Sport Fish issued 16,100 personal use permits for the Cook Inlet area.
2. In calendar year 2000, 1,385 permits were reported as actively fished in the Kaslof River and 6,721 actively fished in the Kenal River.
3. For calendar year 2001 and beyond, these participation numbers were rounded to 1,500 and 7,000 respectively for purposes of this analysis.
4. Approximately 10% of the active dip net fishers participate in both the Kenal and Kaslof fisheries.
5. A total of 7,650 permits would be issued for both Kenal and Kaslof River fisheries.
6. Revenue is estimated to total \$65,025 (\$76,500 less vendor fees of approximately \$11,475).

Prepared by: Kelly Hepler, Director Phone 465-4180  
 Division: Sport Fish Date/Time 3/15/01 10:00 AM  
 Approved by: Gordy Williams for Commissioner Frank Rue Date 03/15/2001  
 Agency: Alaska Department of Fish and Game

For distribution information, call the Governor's Legislative Office

# Alaska State Legislature

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Soldotna, Alaska 99669  
Phone 907-260-1236  
Fax 907-260-3044

## Representative Ken Lancaster District 8

March 14, 2001

A handwritten signature in cursive script that reads "John".

John Williams, Mayor  
Kenai City Council Members  
City of Kenai  
210 Fidalgo Avenue Suite 200  
Kenai, Alaska 99611-7794

Dear John and Council Members:

I want to thank you for the City of Kenai Resolution 2001-12 supporting House Bill 93. The bill had its first hearing on Monday, March 14 and I used the resolution and the costs as part of my testimony. The bill did pass out of committee and will next surface in Resources.

I appreciate the support from you and the City Council. If I can be of further assistance, let me know.

Cordially,

A handwritten signature in cursive script that reads "Ken".

Ken Lancaster, Representative



# CITY OF KENAI

*" Oil Capital of Alaska "*

210 FIDALGO AVE., SUITE 200 KENAI, ALASKA 99611-7794  
TELEPHONE 907-283-7535  
FAX 907-283-3014



March 8, 2001

Representative Ken Lancaster  
Alaska State Legislature  
State Capitol (MS3101) Room 421  
Juneau, AK 99801-1182

Fax: 465-3835

Dear Representative Lancaster:

Subject: HB 93

Enclosed is City of Kenai Resolution No. 2001-12 supporting HB 93 entitled "Kenai Dip Net Fishery Permit Fee." This resolution passed our City Council by unanimous vote on March 7, 2001.

Also enclosed is a detailed description and justification of the City of Kenai's request for a State grant for "State of Alaska Dip Net Fishery Projects." The City of Kenai appreciates your support for these badly needed projects.

Sincerely,

A handwritten signature in cursive script that reads "Keith Kornelis".

Keith Kornelis  
Public Works Manager

KK/jet  
Enclosures

Suggested by: Council

**CITY OF KENAI  
RESOLUTION NO. 2001-12**

A RESOLUTION OF THE COUNCIL OF THE CITY OF KENAI, ALASKA, SUPPORTING HB 93 ENTITLED "KENAI DIP NET FISHERY PERMIT FEE."

WHEREAS, Representative Ken Lancaster is sponsoring HB 93, which is an act establishing the permit fee of \$10 for the personal use dip net fisheries for the Kenai River and the Kasilof River with an effective date of July 1, 2001; and,

WHEREAS, the City of Kenai has listed "State of Alaska Dip Net Fishery Projects" for \$900,000 as one of its top CIP requests for State Grant funds in 2001-2002; and,

WHEREAS, the projects consist of the following:

a.	Dock Area Paving	\$425,000
b.	New Launch Ramps	275,000
c.	New Dock Access Road	200,000
	<b>TOTAL</b>	<b>\$900,000</b>

;and,

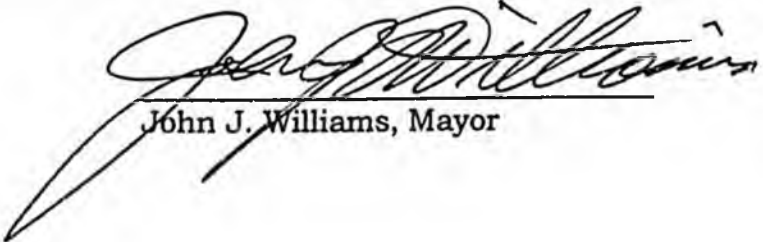
WHEREAS, the State should provide grant funds to the City to cover the costs of the impact of the dip net fishery since the State governs or regulates this fishery on City-owned lands; and,

WHEREAS, there is an estimated 15,000 dip net permits issued each year; and therefore, a \$10 permit fee would increase State revenue by approximately \$150,000 per year; and,

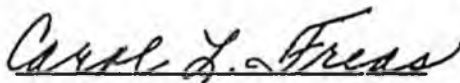

WHEREAS, it would take the State only six years of \$150,000/year permit revenues to recoup the \$900,000 capital costs that are needed for the dip net fishery project listed above.

NOW, THEREFORE, BE IT RESOLVED THAT THE COUNCIL OF THE CITY OF KENAI, ALASKA, supports HB 93 entitled "Kenai Dip Net Fishery Permit Fee."

PASSED BY THE COUNCIL OF THE CITY OF KENAI, ALASKA, this 7th day of March 2001.

  
John J. Williams, Mayor

ATTEST:

  
Carol L. Freas, City Clerk  
Approved by Finance 

**CITY OF KENAI  
REQUEST FOR STATE GRANT  
2001 – 2002 CAPITAL IMPROVEMENT PROJECT**

**NAME: STATE OF ALASKA DIP NET FISHERY PROJECTS**

**TOTAL PROJECT COST: \$900,000**

**PROJECT DESCRIPTION: (See Drawing)**

a. Dock Area Paving \$425,000

This part of the project is to rebuild the Boat Launch Road and a portion of the Boating Facility parking lot, which is presently gravel. The project includes asphalt paving, parking striping, and signage.

b. New Launch Ramps \$275,000

This part of the project is to add two new launch ramps with a floating dock between the ramps. It would be similar to the existing launch ramps.

c. New Dock Access Road \$200,000

This part of the project is to add a new road as an exit access to the boating facility.

**PROJECT JUSTIFICATION:**

The Boat Launch Road, Parking Lot, and Launch Ramps are heavily used by personal dip net fishermen using the Boating Facility. Over 15,000 dip net permits for households are issued each year, and over 100,000 fish are caught in this Kenai River fishery. The City Boat Facility handles most of this fishery. This project will improve the Boating Facility operation and make it a lot cleaner.

This project will greatly enhance the health and quality of life of its users. At the present time, users of the Boating Facility use staging areas that are gravel surfaced and often dirty and unsanitary. Dust in the area is a problem since dust retardants cannot be used due to the closeness to the water. Users spend time in staging areas getting their boats ready to load and unload onto their trailers and in parking. This project would definitely enhance recreational opportunities for dip net fishermen. Informational signs would also enhance the understanding of the area.

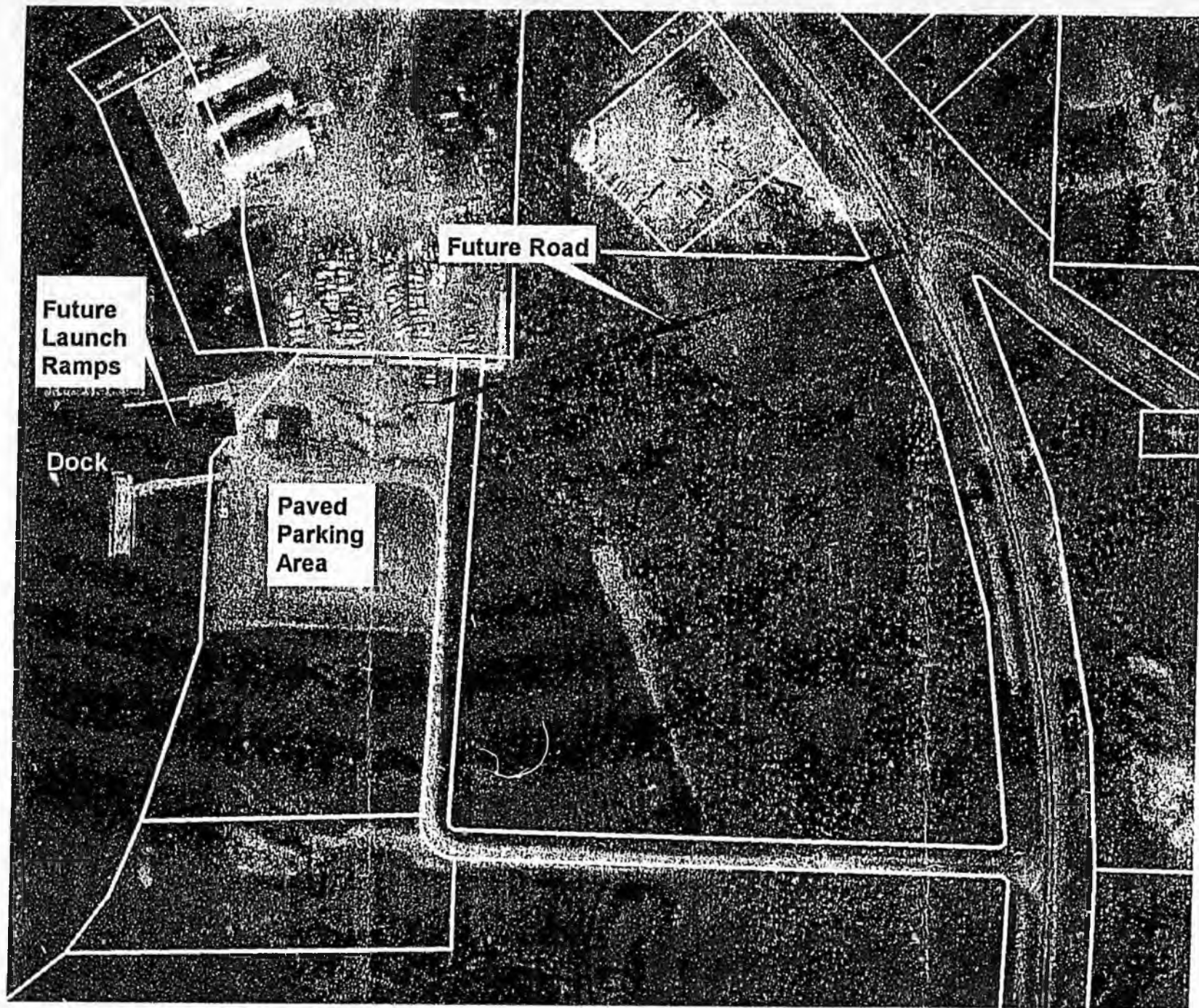
The biggest bottleneck that restricts the number of dip net users is having only two launch ramps. This project would provide users an additional two ramps allowing more users and faster access to the river. Under the present conditions, sometimes

there is a two-hour wait to get a boat into the water plus another two-hour wait to get the boat out of the water.

At times, the line of vehicles with boats or trailers extends down Boat Launch Road almost to Bridge Access Road. This presents many problems of access on this narrow road. Users often have to exit the facility and drive down Bridge Access Road to find a place to turn around and then back to Boat Launch Road to get in line to retrieve their boats. A new one-way exit from the facility would allow users with their boats to exit directly or allow vehicles with a trailer to make a loop to the line on Boat Launch Road to retrieve their boats.

The three parts of this project are very badly needed, and they are a direct result of the heavy use of dip net fishermen. Since the dip net fishery is governed or regulated in this area by the State of Alaska, the City of Kenai is requesting funds to help relieve some of the costs caused by the impact of this fishery. That is also why this project is entitled "State of Alaska Dip Net Fishery Projects."

THE  
FOLLOWING  
DOCUMENT(S)  
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POOR  
ORIGINAL  
COPIES



AMENDMENT

House Resources Committee

CS For HB 93 ( ) 22-Ls0431\C

March 26, 2001

Amendment offered by Rep. McGuire

ADD:

Line 5,

*amended to follow Scalzi's #1 which was adopted.*  
(25) ~~A sport fish license is not required to purchase the dip net permit, but~~  
if applicant shows proof of a resident sport fish license, fee is waived.

# FISCAL NOTE

**STATE OF ALASKA**  
**2001 LEGISLATIVE SESSION**

Fiscal Note Number: \_\_\_\_\_  
 Bill Version: CSHB 93 (FSH)  
 () Publish Date: \_\_\_\_\_

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 Component: Sport Fisheries  
 Sponsor: Representative Lancaster  
 Requester: House Fisheries Component Number: 464

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Estimate of any current year (FY2001) cost: 0.0

Check this box (X) if funding for this bill is included in the Governor's FY 2002 budget proposal:

**POSITIONS**

Full-time						
Part-time						
Temporary						

**ANALYSIS: (Attach a separate page if necessary)**

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6. Revenue is estimated to total \$65,025 (\$76,500 less vendor fees of approximately \$11,475).

Prepared by: Kelly Hepler, Director Phone 465-4180  
 Division: Sport Fish Date/Time 3/15/01 10:00 AM  
 Approved by: Gordy Williams for Commissioner Frank Rue Date 03/15/2001  
 Agency: Alaska Department of Fish and Game

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## Representative Ken Lancaster District 8

### SPONSOR STATEMENT

For

### HOUSE BILL 93

“Establishing the permit fee for the personal use dip net fisheries for the Kenai River and the Kasilof River”

The piece of legislation will require a \$10.00 charge to dip net fish on the Kenai River and the Kasilof River. Being the largest sockeye salmon producer in the State of Alaska, there is a real abuse to this fishery.

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*Alaska State Legislature*

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*Representative Ken Lancaster*  
*District 8*

March 14, 2001

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John Williams, Mayor  
Kenai City Council Members  
City of Kenai  
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Cordially,

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Ken Lancaster, Representative

E-Mail: [Representative\\_Ken\\_Lancaster@legis.state.ak.us](mailto:Representative_Ken_Lancaster@legis.state.ak.us)

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# CITY OF KENAI

*" Oil Capital of Alaska "*

210 FIDALGO AVE., SUITE 200 KENAI, ALASKA 99611-7794  
TELEPHONE 907-283-7535  
FAX 907-283-3014



March 8, 2001

Representative Ken Lancaster  
Alaska State Legislature  
State Capitol (MS3101) Room 421  
Juneau, AK 99801-1182

Fax: 465-3835

Dear Representative Lancaster:

Subject: HB 93

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Sincerely,

A handwritten signature in cursive script that reads "Keith Kornelis".

Keith Kornelis  
Public Works Manager

KK/jet  
Enclosures

Suggested by: Council

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a.	Dock Area Paving	\$425,000
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	<b>TOTAL</b>	<b>\$900,000</b>

;and,


WHEREAS, the State should provide grant funds to the City to cover the costs of the impact of the dip net fishery since the State governs or regulates this fishery on City-owned lands; and,

WHEREAS, there is an estimated 15,000 dip net permits issued each year; and therefore, a \$10 permit fee would increase State revenue by approximately \$150,000 per year; and,

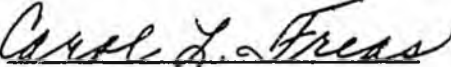

WHEREAS, it would take the State only six years of \$150,000/year permit revenues to recoup the \$900,000 capital costs that are needed for the dip net fishery project listed above.

NOW, THEREFORE, BE IT RESOLVED THAT THE COUNCIL OF THE CITY OF KENAI, ALASKA, supports HB 93 entitled "Kenai Dip Net Fishery Permit Fee."

PASSED BY THE COUNCIL OF THE CITY OF KENAI, ALASKA, this 7th day of March 2001.

  
John J. Williams, Mayor

ATTEST:

  
Carol L. Freas, City Clerk  
Approved by Finance 

**CITY OF KENAI  
REQUEST FOR STATE GRANT  
2001 – 2002 CAPITAL IMPROVEMENT PROJECT**

**NAME: STATE OF ALASKA DIP NET FISHERY PROJECTS**

**TOTAL PROJECT COST: \$300,000**

**PROJECT DESCRIPTION: (See Drawing)**

a. Dock Area Paving \$425,000

This part of the project is to rebuild the Boat Launch Road and a portion of the Boating Facility parking lot, which is presently gravel. The project includes asphalt paving, parking striping, and signage.

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**PROJECT JUSTIFICATION:**

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This project will greatly enhance the health and quality of life of its users. At the present time, users of the Boating Facility use staging areas that are gravel surfaced and often dirty and unsanitary. Dust in the area is a problem since dust retardants cannot be used due to the closeness to the water. Users spend time in staging areas getting their boats ready to load and unload onto their trailers and in parking. This project would definitely enhance recreational opportunities for dip net fishermen. Informational signs would also enhance the understanding of the area.

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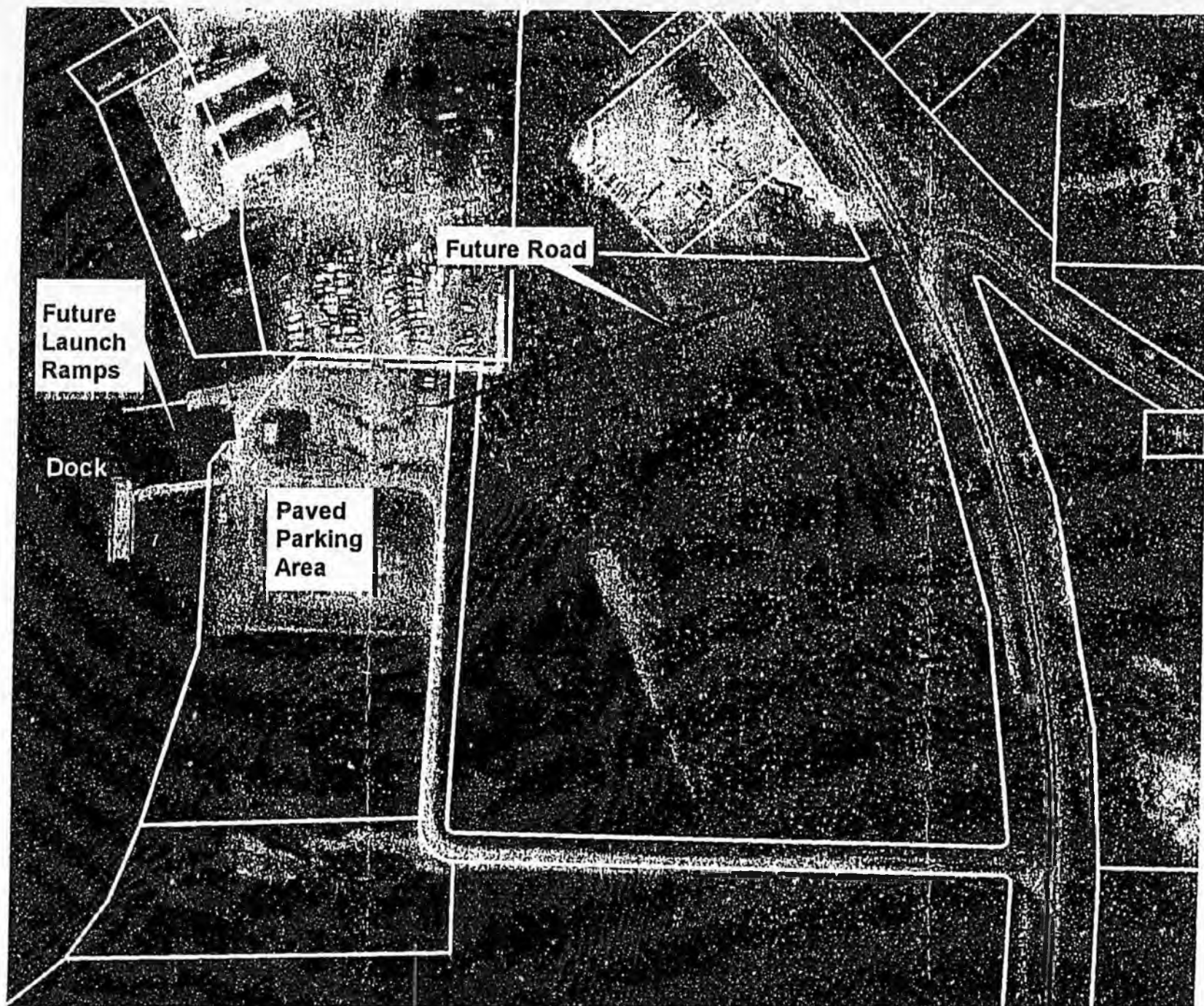
## Dip Net Fishery Projects

Page 2

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500 0 500 1000 Feet

