

SCOMM

87:25

MIKE NAVARRE
REPRESENTATIVE

DISTRICT 9



ALASKA STATE LEGISLATURE
HOUSE OF REPRESENTATIVES

DURING SESSION
STATE CAPITOL
JUNEAU, AK 99801-1182
(907) 465-3779

HOME ADDRESS
Box 169 — KENAI, AK 99611
(907) 262-7842

SPONSOR STATEMENT

February 8, 1994

TO: Representative Carl Moses, Chairman of the House Special Committee on Fisheries

FROM: Representative Mike Navarre *Mike*

SUBJECT: House Joint Resolution 17, A resolution relating to the re-authorization of the Magnuson Fishery Conservation Act.

.....

The proposed committee substitute for HJR 17 relates to the Magnuson Fishery Conservation and Management Act of 1976, currently up for re-authorization in the U.S. Congress. This Act was last re-authorized in 1990 for a period of three years. The Act serves two purposes: 1) to make a national claim on the fisheries resources of the continental shelf in the band of marine waters from 3 to 200 miles offshore--the exclusive economic zone (EEZ); and 2) to set up a system for managing and conserving the fisheries resources within this zone. To meet this management and conservation aim, Congress created the Regional Fishery Management Council system. Alaska is represented on the North Pacific Fishery Management Council.

In creating the Council system, Congress recognized the strong interest coastal states had in the fisheries resources of the EEZ off their shores. Congress charges the Councils with the primary responsibilities for determining management policy, within the EEZ, and mandates that the voting members of each of the eight regional Councils be drawn from the relevant coastal states. There is only one voting member representing the federal government on each Council.

The North Pacific Fishery Management Council is unique, among the eight regional Councils created by Congress, in that it is assigned responsibility for a portion of the EEZ lying entirely off the coast of a **single** state -- Alaska. All the other Councils' regions of authority span **multiple** state coastlines. Congress recognized this uniqueness, as well as historic participation in the fisheries off Alaska by the residents of Washington and Oregon, when prescribing the voting membership of the North Pacific Fishery

Management Council. There are 6 votes from Alaska, 3 from Washington, 1 from Oregon, and 1 from the National Marine Fisheries Service.

The makeup of the Council is one of the issues that will likely be considered as part of the re-authorization. Washington and Oregon would like more votes on the Council, and it was a significant issue during the re-authorization in 1990. It is critical that Alaska maintain its voting strength, on the Council, if we are to protect the fisheries resources in our coastal waters and Alaska's interest in those resources.

The overall record of the Council is one of strong support for fishery conservation, often at the expense of the economic self-interest of the individual members. Most importantly, the actions taken by the Council to conserve the resource have consistently had the overwhelming support of the Alaska members on the Council.

The committee substitute for HJR 17 by no means addresses all of the issues affecting the re-authorization of the Magnuson Act. However, it does address the core issue of importance to Alaska--to maintain our current voting representation on the Council. By accomplishing this, we will be able to effectively address the other issues surrounding the Council process.

FISCAL NOTE

STATE OF ALASKA
1994 LEGISLATIVE SESSION

BILL NO. HJR 17

Revision Date: _____ Dept. Affected: _____
 Title: Relating to the reauthorization of the Magnuson
Fishery Conservation Act BRD: _____
 Sponsor: Representative Mike Navarre Component: _____
 Requestor: House Special Committee on Fisheries COMPONENT SERIAL NO. _____

Expenditures/Revenues

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 95	FY 96	FY 97	FY 98	FY 99	FY 00
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0					
CAPITAL EXPENDITURES	0					
CHANGE IN REVENUES ()	0					

FUND SOURCE

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	0					

Estimate of any current year (FY94) cost: \$ 0

POSITIONS

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary)

Prepared by: Cheryl Sutton, Aide, Representative Moses
 Division: Legislative/House of Representatives
House Special Committee on Fisheries
 Approved by Commissioner: *Paul E. Moses*
 Agency: House of Representatives

Phone: 465-6848
 Date: February 8, 1994
 Date: February 8, 1994

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE
 For further distribution information, call the Governor's Legislative Office



34824 Kalifornsky Beach Road • Suite E • Soldotna • Alaska • 99669 • (907) 262-2492

February 6, 1994

Representative Mike Navarre
State Capitol, Room # 521
Juneau, Alaska 99801-1182

Sent By FAX Transmission

Dear Representative Navarre:

Subject: SJR 17 and HJR 17

The Kenai Peninsula Fishermen's Association (KPFA) is a group of over 400 commercial salmon fishermen in the Cook Inlet area.

KPFA strongly supports the reauthorization of the Magnuson Fishery Conservation and Management Act. We also support the current geographic composition of the North Pacific Fishery Management Council. The majority of the membership of the council responsible for the high seas fisheries off Alaska should rightfully be Alaskans.

Thank you for introducing this resolution, Representative Navarre!

Sincerely,

Ken Coleman

Ken Coleman
President



Cook Inlet Seiners Association

P.O. Box 4311
Homer, Alaska 99603
235-2656

February 8, 1994

Representative Mike Navarre
Alaska State Capitol,
Juneau, Alaska 99801-1182

Dear Representative Navarre:

As you know, Cook Inlet Seiners Association (CISA), is a non-profit, Homer based fishing organization. CISA represents eighty-five percent of the seine permit holders in Lower Cook Inlet. We are writing on behalf of our membership in support of House Joint Resolution 17. Thank you for introducing this resolution that relates to the reauthorization of the Magnuson Fishery Conservation and Management Act.

The move by Washington State congresswoman, Jolene Unseold to change the composition of the council is unacceptable. Not only could assigning additional seats to representatives from the lower 48 place the management of Alaskan fisheries into the hands of non-Alaskan, it could also increase the possibility of the appointment of non-qualified people on the council. The fishery industry is facing difficult and complex issues. As a result, it is absolutely necessary and vital that only those with expertise and experience in the field are in decision-making roles.

The present council make-up has a proven track record of sound management. At this point in time, there is no compelling reason to change its composition.

Thank you again on behalf of the lower Cook Inlet Seiners.

Sincerely,

Al Ray Carroll Smith
Al Ray Carroll, President
Cook Inlet Seiners Association

**UNITED COOK INLET DRIFT ASSOCIATION**

P.O. Box 389 • Kenai, Alaska 99611 • 0389

(907) 283-3600 • FAX (907) 283-3306

February 7, 1994

SENT BY TELEFAX

Representative Mike Navarre
(Sponsor) HJR17
State Capitol, Room#521
Juneau, AK 99801-1182

SUBJECT: SJR17/ HJR17

Dear Representative Navarre,

United Cook Inlet Drift Association (UCIDA) would like to express our strong support for SJR17/HJR17. This legislation supports the retention of the current Alaskan majority on the North Pacific Fisheries Management Council (NPFMC).

United Cook Inlet Drift Association (UCIDA) represents the 585 salmon drift permit holders in Upper Cook Inlet. Some 350 permit holders are current members of our association. UCIDA is also active at the state and federal levels as a member of the Executive Committee of United Fishermen of Alaska (UFA).

Of all the Management Councils established by Congress under the Magnuson Act, NPFMC has clearly developed and sustained the largest conservation ethic. This is due, in large part, to the "Alaskan majority" since they represent thousands of Alaskan vessel owners and the many Alaskan coastal communities that have a vested interest in the long viability of the fisheries in the North Pacific.

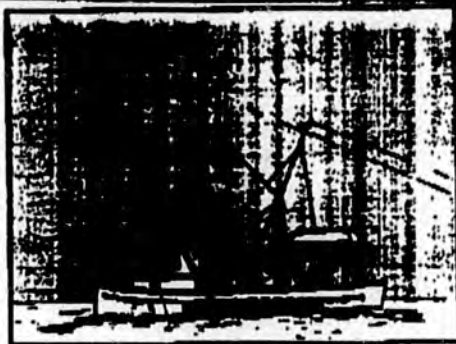
We urge expeditious action on this legislation as it will reinforce similar positions already taken by our Congressional delegations as they work toward the reauthorization of the Magnuson Act.

Sincerely

Theo Matthews
Administrative Assistant

cc Senator Stevens
Representative Young

Senator Murkowski
UFA



Alaska Trollers Association

130 Seward Sr., No. 505
Juneau, Alaska 99801
(907) 586-9400
(907) 586-4473 Fax

February 8, 1994

Representative Carl Moses
Alaska State Capitol
Juneau, AK 99801-1182

Dear Representative Moses:

The Alaska Trollers Association (ATA), representing fishermen from Alaska and the lower 48, supports the principles of sound conservation and management of Alaska's fishery resources and the current composition of the North Pacific Fishery Management Council (Council).

As you may know, Washington state Congresswoman Jolene Unsoeld is interested in changing the composition of the Council, which, in turn, will disadvantage Alaskans. Assigning additional seats for the lower 48 representatives could amplify many of our existing management dilemmas by giving a relatively small number of vessel owners the power to determine the fate of thousands of fishermen, crew and associated businesses who currently make their living in Alaska's fisheries. As for non-industry representation, ATA believes great care should be taken to ensure that those making policy decisions regarding fisheries management bring the necessary expertise to the Council forum.

The present Council make-up has been more than adequate to address the concerns and issues of the many interests. The Council's record of management action is something we can all be proud of.

ATA supports the resolution and hope that it will be expedited through the House and Senate. Time is of the essence for Alaska to inform Congress of its position.

Sincerely,

Dale A. Kelley
Executive Director

Petersburg Vessel Owners Association

P.O. Box 232
Petersburg, Alaska 99833
Phone (907) 772-9323 Voice and Fax

RECEIVED
FEB 15 1994
Ans'd.....

February 11, 1994

Representative Carl Moses, Chairman
House Special Committee on Fisheries
State Capitol
Juneau, Alaska 99801

Dear Representative Moses,

We would like to make you aware of our support for HJR 17, relating to the reauthorization of the Magnuson Fishery Conservation and Management Act. We feel it is essential that the State of Alaska send a strong message to Congress to maintain the current geographic composition of the North Pacific Fishery Management Council.

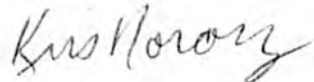
We have been active at the Council process since its inception. We believe the present composition of the NPFMC has been successful in representing and addressing the concerns and interests of the wide array of people who are involved in North Pacific fisheries. One of the criticism that has been levelled specifically at the NPFMC is that the Alaska majority controls the Council process. However, if one examines the voting record of the NPFMC, it is obvious that this is certainly not the case.

Retention of the current geographical composition of the NPFMC is extremely important to us. We are strong believers that it is imperative that the decision makers on the NPFMC are readily accountable to the fishermen and communities that are most affected.

The NPFMC has many fine accomplishments to its credit. The Council prohibited roe stripping, established the nation's first comprehensive domestic observer program, and has maintained the 2 million ton cap on Bering Sea harvests.

We support HJR 17 and hope that it will be fully embraced by both the Senate and House.

Sincerely,



Kris Norosz
Director



Cook Inlet Seiners Association

P.O. Box 4311
Homer, Alaska 99603
235-2656

RECEIVED
FEB 10 1994

Ans'd.....

February 8, 1994

Representative Carl Moses
Chair, House Special Committee on Fisheries
Alaska State Capitol,
Juneau, Alaska 99801-1182

Dear Representative Moses:

As you know, Cook Inlet Seiners Association (CISA), is a non-profit, Homer based fishing organization. CISA represents eighty-five percent of the seine permit holders in Lower Cook Inlet. We are writing on behalf of our membership in support of Senate Joint Resolution 17. Thank you for your support of this resolution that relates to the reauthorization of the Magnuson Fishery Conservation and Management Act.

The move by Washington State congresswoman, Jolene Unseold to change the composition of the council is unacceptable. Not only could assigning additional seats to representatives from the lower 48 place the management of Alaskan fisheries into the hands of non-Alaskan, it could also increase the possibility of the appointment of non-qualified people on the council. The fishery industry is facing difficult and complex issues. As a result, it is absolutely necessary and vital that only those with expertise and experience in the field are in decision-making roles.

The present council make-up has a proven track record of sound management. At this point in time, there is no compelling reason to change its composition.

Thank you again on behalf of the lower Cook Inlet Seiners.

Sincerely,

AlRay Carroll, President--Cook Inlet Seiners Association

MIKE NAVARRE
REPRESENTATIVE

DISTRICT 9

DURING SESSION
STATE CAPITOL
JUNEAU, AK 99801-1182
(907) 465-3779

HOME ADDRESS
Box 169 — KENAI, AK 99611
(907) 262-7842

ALASKA STATE LEGISLATURE
HOUSE OF REPRESENTATIVES

SPONSOR STATEMENT

February 8, 1994

TO: Representative Carl Moses, Chairman of the House Special Committee on Fisheries

FROM: Representative Mike Navarre

SUBJECT: House Joint Resolution 17, A resolution relating to the re-authorization of the Magnuson Fishery Conservation Act.

.....

The proposed committee substitute for HJR 17 relates to the Magnuson Fishery Conservation and Management Act of 1976, currently up for re-authorization in the U.S. Congress. This Act was last re-authorized in 1990 for a period of three years. The Act serves two purposes: 1) to make a national claim on the fisheries resources of the continental shelf in the band of marine waters from 3 to 200 miles offshore--the exclusive economic zone (EEZ); and 2) to set up a system for managing and conserving the fisheries resources within this zone. To meet this management and conservation aim, Congress created the Regional Fishery Management Council system. Alaska is represented on the North Pacific Fishery Management Council.

In creating the Council system, Congress recognized the strong interest coastal states had in the fisheries resources of the EEZ off their shores. Congress charges the Councils with the primary responsibilities for determining management policy, within the EEZ, and mandates that the voting members of each of the eight regional Councils be drawn from the relevant coastal states. There is only one voting member representing the federal government on each Council.

The North Pacific Fishery Management Council is unique, among the eight regional Councils created by Congress, in that it is assigned responsibility for a portion of the EEZ lying entirely off the coast of a **single** state -- Alaska. All the other Councils' regions of authority span **multiple** state coastlines. Congress recognized this uniqueness, as well as historic participation in the fisheries off Alaska by the residents of Washington and Oregon, when prescribing the voting membership of the North Pacific Fishery

Management Council. There are 6 votes from Alaska, 3 from Washington, 1 from Oregon, and 1 from the National Marine Fisheries Service.

The makeup of the Council is one of the issues that will likely be considered as part of the re-authorization. Washington and Oregon would like more votes on the Council, and it was a significant issue during the re-authorization in 1990. It is critical that Alaska maintain its voting strength, on the Council, if we are to protect the fisheries resources in our coastal waters and Alaska's interest in those resources.

The overall record of the Council is one of strong support for fishery conservation, often at the expense of the economic self-interest of the individual members. Most importantly, the actions taken by the Council to conserve the resource have consistently had the overwhelming support of the Alaska members on the Council.

The committee substitute for HJR 17 by no means addresses all of the issues affecting the re-authorization of the Magnuson Act. However, it does address the core issue of importance to Alaska--to maintain our current voting representation on the Council. By accomplishing this, we will be able to effectively address the other issues surrounding the Council process.

Suggested Changes to HJR 17 language (referenced by line number)

Page 1

L. 5: add "(EEZ)" after the phrase "exclusive economic zone"

L. 7: delete "outer" from phrase "outer continental shelf", the MFCMA is specifically focused on continental shelf resources—outer continental shelf has a different connotation.

L. 9: strike "high seas" (not necessary and technically inaccurate terminology)

L. 11: strike "on the high seas" and replace with "within the EEZ"

L. 12: strike "largely" (it has eliminated all foreign fishing within the EEZ)

L. 13: strike "on the high seas" and replace with "within the EEZ"

L. 15-16: strike "high seas" and replace with "EEZ"

Page 2

L. 8: strike "high seas" and replace with "EEZ"

HOUSE COMMITTEE REPORT

2/9/94

Resources

(5)

Date Referred: January 20, 1993

FURTHER REFERRALS:

Date of Committee Action: February 9, 1994

The HOUSE SPECIAL COMMITTEE ON FISHERIES Committee considered:

HJR 17

HOUSE JOINT RESOLUTION NO. 17

MAGNUSON FISHERY CONSRV & MGT ACT

Relating to reauthorization of the Magnuson Fishery Conservation and Management Act.

RECOMMENDATIONS:

be replaced with CS HJR 17 (FSH) ☒ the same title
☐ a new title

☐ have attached amendments(s)

☒ do pass

☐ do not pass

☐ no recommendations

☐ individual recommendations

☐ additional referral to the _____ Committee

ADOPTS: _____ letter of Intent

ATTACHES NEW FISCAL NOTE(s): (Dept)

☐ fiscal impact _____

☒ zero fiscal note FSH cmte

APPROVES PREVIOUS:

(Dept/Date)

☐ fiscal note(s) _____

☐ zero fiscal note(s) _____

cheryl - I told you wrong - it is a new note
opp's condi

SIGNING <u>DO</u> PASS	DP	OTHER RECOMMENDATIONS	DNP	NR	AM
<i>Nicholia</i> <i>[Signature]</i>	✓				
<i>Davidson</i> <i>[Signature]</i>	✓				
<i>Olberg</i> <i>[Signature]</i>	✓				
<i>Moses</i> <i>[Signature]</i>	✓				
	(4)				

Charles Moses MOSES
 CHAIRMAN'S SIGNATURE

Suggested Changes to HJR 17 language (referenced by line number)

Page 1

L. 5: add "(EEZ)" after the phrase "exclusive economic zone"

L. 7: delete "outer" from phrase "outer continental shelf", the MFCMA is specifically focused on continental shelf resources—outer continental shelf has a different connotation.

L. 9: strike "high seas" (not necessary and technically inaccurate terminology)

L. 11: strike "on the high seas" and replace with "within the EEZ"

L. 12: strike "largely" (it has eliminated all foreign fishing within the EEZ)

L. 13: strike "on the high seas" and replace with "within the EEZ"

L. 15-16: strike "high seas" and replace with "EEZ"

Page 2

L. 8: strike "high seas" and replace with "EEZ"