



LAWS OF ALASKA

2002

Source
SCS HB 390(RLS)

Chapter No.
136

AN ACT

Delaying the repeal of the salmon marketing tax; expanding the allowable use of that tax for the salmon marketing programs of the Alaska Seafood Marketing Institute; relating to the Alaska Seafood Marketing Institute's salmon marketing committee; and providing for an effective date.

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

THE ACT FOLLOWS ON PAGE 1

Approved by the Governor: July 5, 2002
Actual Effective Date: July 6, 2002

AN ACT

1 Delaying the repeal of the salmon marketing tax; expanding the allowable use of that tax for
2 the salmon marketing programs of the Alaska Seafood Marketing Institute; relating to the
3 Alaska Seafood Marketing Institute's salmon marketing committee; and providing for an
4 effective date.

5

6 * **Section 1.** AS 16.51.100 is amended to read:

7 **Sec. 16.51.100. Duties of board.** The board shall

8 (1) conduct programs of education, research, advertising, or sales
9 promotion designed to accomplish the purposes of this chapter;

10 (2) promote all species of seafood and their by-products that are
11 harvested in the state and processed for sale;

12 (3) develop market-oriented quality specifications for Alaska **seafood**
13 [SEAFOODS] to be used in developing a high quality image for Alaska seafood in
14 domestic and world markets, and adopt and distribute recommendations regarding the

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1 handling of seafood from the moment of capture to final distribution;

2 (4) prepare market research and product development plans for the
3 promotion of all species of seafood and their by-products that are harvested in the state
4 and processed for sale;

5 (5) submit an annual report to the governor describing the activities of
6 the institute and notify the legislature that the report is available;

7 (6) develop marketing programs based on the "inspection" and
8 "premium quality" seals designed under AS 17.20.066 and use the seals in advertising
9 and promotion efforts of the institute;

10 (7) collect, organize, distribute, and make available to the public
11 information on prices paid and market conditions for raw salmon and salmon products
12 and provide this information on a regular and timely basis to all salmon fishermen
13 who hold permits under AS 16.43 and to all nonprofit salmon enhancement
14 organizations that hold a permit under AS 16.10.400;

15 (8) cooperate with commercial salmon fishermen, fishermen's
16 organizations, seafood processors, the Alaska Fisheries Development Foundation, the
17 Fisheries Industrial Technology Center, state and federal agencies, and other relevant
18 persons and entities to investigate market reception to new salmon product forms and
19 develop commodity standards and future markets for salmon products;

20 (9) establish a salmon marketing committee to assist and advise the
21 board in administering the [DOMESTIC] salmon marketing program that is funded
22 through the tax collected under AS 43.76.110 - 43.76.130; the committee shall consist
23 of seven persons selected by the board, as follows:

24 (A) four persons shall be engaged in commercial salmon
25 fishing and hold salmon permits under AS 16.43, of whom

26 (i) one person shall be a member of the board of
27 directors of the institute; and

28 (ii) three persons shall be Alaska residents from
29 different salmon administrative areas established by the Alaska
30 Commercial Fisheries Entry Commission; and

31 (B) three persons shall be engaged in processing of salmon, of

1 whom

2 (i) one person shall be a member of the board of
3 directors of the institute;

4 (ii) one person shall be a salmon processor who is not
5 on the board of directors of the institute and who has an annual payroll
6 in the state of more than \$2,500,000; and

7 (iii) one person shall be a salmon processor who is not
8 on the board of directors of the institute and who has an annual payroll
9 in the state of \$50,000 - \$2,500,000.

10 * **Sec. 2.** AS 43.76.120(d) is amended to read:

11 (d) The salmon marketing tax collected under this section shall be deposited in
12 the general fund. The legislature may appropriate revenue generated by the salmon
13 marketing tax to the Alaska Seafood Marketing Institute for the purpose of supporting
14 the institute's salmon marketing program under AS 16.51 [AS 16.51.100(7) - (9) AND
15 THE INSTITUTE'S DOMESTIC SALMON MARKETING PROGRAM]. Except as
16 otherwise provided in an appropriation by the legislature, the amount of the allocation
17 made to the institute's salmon marketing program under AS 16.51.100(7) and (8)
18 should not exceed 10 percent of the total amount of salmon marketing tax revenue
19 appropriated for the institute.

20 * **Sec. 3.** The uncodified law of the State of Alaska enacted in sec. 9, ch. 55, SLA 1993, as
21 amended by sec. 1, ch. 111, SLA 1998, is amended to read:

22 Sec. 9. AS 43.76.110, 43.76.120, and 43.76.130 are repealed June 30, 2008
23 [2003].

24 * **Sec. 4.** This Act takes effect immediately under AS 01.10.070(c).