

LEGAL SERVICES

DIVISION OF LEGAL AND RESEARCH SERVICES
LEGISLATIVE AFFAIRS AGENCY
STATE OF ALASKA

(907) 465-3867 or 465-2450
FAX (907) 465-2029
Mail Stop 3101


State Capitol
Juneau, Alaska 99801-1182
Deliveries to: 129 6th St., Rm. 329

MEMORANDUM

November 12, 2003

SUBJECT: Draft bill relating to direct marketing fisheries businesses and to payment of fishery resource taxes and assessments
(Work Order No. 23-LS0738\I)

TO: Senator Kim Elton
Attn: Paula Cadiente

FROM: George Utermohle 
Legislative Counsel

Enclosed is a new version of a draft bill relating to direct marketing fisheries businesses and to payment of fishery resource taxes and assessments. The bill incorporates comments of the Marketing Subcommittee on Direct Marketing of the Legislative Salmon Industry Task Force.

Minor amendments incorporating the comments of the subcommittee have been made to sec. 3, relating to exclusions from the fisheries business tax.

Section 4 of the bill, relating to the direct marketing fisheries business license is substantially rewritten to incorporate to the comments provided by the subcommittee.

Sections 7, 9, 11, 13, and 15 of the bill, relating to the salmon enhancement tax, the salmon marketing tax, the dive fishery management assessment, the salmon fishery management assessment, and the permit buy-back assessment, respectively, provide that direct marketing fisheries business are to pay the taxes and assessments on an annual basis before April 1 of each year. Additional language is included in each section to provide that commercial fishermen who sell to buyers who are not fisheries businesses licensed under AS 43.75 shall also pay taxes and assessments owed on the fishery resources that they sell. Each tax and assessment is separately established by statute and has different requirements and procedures attached to them. It is necessary to separately amend each of those statutes in order to allow direct marketing fisheries businesses and commercial fishermen who do not sell to fisheries businesses licensed under AS 43.75 to avoid requirements for monthly or quarterly payment of those taxes and assessments.

The title of the bill has been expanded to include language that covers the new provisions of the bill relating to commercial fishermen who do not sell their fish to processors.

The effective date for most provisions of the bill is January 1, 2004.

Senator Kim Elton
November 12, 2003
Page 2

If I may be of further assistance, please advise.

GU:med
03-719.med

Enclosure