

20 AAC 05.245(c) is amended to read:

(c) A resident of this state may apply for a reduced fee for the issuance of an interim-use permit or the annual renewal of an interim-use or entry permit if the resident's total family income, as defined for the food stamp program in 7 C.F.R. 273.9 – 273.11, as revised as of January 1, **2015** [2014] and adopted by reference, falls within the poverty guidelines published by the United States Department of Health and Human Services, in the Federal Register on January 22, **2015** [2014] and adopted by reference, and the resident's assets and resources do not exceed those established for the food stamp program in 7 C.F.R. 273.8, as revised as of January 1, **2015** [2014] and adopted by reference. The reduced fee for a resident entry or interim-use permit is 50 percent of the annual base fee determined under (a)(1) – (6) of this section.

20 AAC 05.245(d) is amended to read:

(d) A nonresident may apply for a reduced base fee for the issuance of an interim-use permit or the annual renewal of an interim-use or entry permit if the nonresident's total family income, as defined for the food stamp program in 7 C.F.R. 273.9 – 273.11, as revised as of January 1, **2015** [2014] and adopted by reference, falls within the poverty guidelines published by the United States Department of Health and Human Services, in the Federal Register on January 22, **2015** [2014] and adopted by reference, and the nonresident's assets and resources do not exceed those established for the food stamp program in 7 C.F.R. 273.8, as revised as of January 1, **2015** [2014] and adopted by reference. The reduced base fee for a nonresident entry or interim-use permit is 50 percent of the total fee determined under (a)(4) of this section. In addition to the reduced annual base fee, a nonresident who qualifies for a reduced fee shall pay the annual nonresident surcharge determined under (a)(7) of this section.

20 AAC 05.245(e) is amended to read:

(e) An applicant for a reduced fee under (c) or (d) of this section must apply on the **2016** [2015] *Federal Income Guidelines and Reduced Permit Fee Application*, provided by the commission, as revised as of September **2015** [2014] and adopted by reference, and must provide the documentation identified on that form. (Eff. 10/27/2001, Register 160; am 5/16/2002, Register 162; am 12/21/2002, Register 164; am 12/6/2003, Register 168; am 12/1/2004, Register 172; am 11/6/2005, Register 176; am 10/28/2006, Register 180; am 11/10/2007, Register 184; am 11/23/2008, Register 188; am 11/20/2009, Register 192; am 12/31/2010, Register 196; am 12/25/2011, Register 200; am 12/27/2012, Register 204; am 12/25/2013, Register 208; am 11/13/2014, Register 212; am ____/____/____, Register ____)

Authority:	AS 16.43.100	AS 16.43.140	AS 16.43.160
	AS 16.43.110	AS 16.43.150	AS 16.43.990

Editor's note: A copy of the Commercial Fisheries Entry Commission's form "**2016** [2015] *Federal Income Guidelines and Reduced Permit Fee Application*" adopted by reference in 20 AAC 05.245 may be obtained from the Commercial Fisheries Entry Commission, 8800 Glacier Hwy., Suite 109, P.O. Box 110302, Juneau, AK 99811-0302. The form is also available at the Commercial Fisheries Entry Commission's website at <http://www.cfec.state.ak.us/>.

20 AAC 05.250(b) is amended to read:

(b) Instead of the \$100 application fee required under (a) of this section, an applicant may pay a fee of \$50 if the applicant's total family income, as defined for the food stamp program in 7 C.F.R. 273.9 – 273.11, as revised as of January 1, **2015** [2014] and adopted by reference, falls within the poverty guidelines published by the United States Department of Health and Human Services, in the Federal Register on January 22, **2015** [2014] and adopted by reference, and the applicant's assets and resources do not exceed those established for the food stamp program in 7 C.F.R. 273.8, as revised as of January 1, **2015** [2014] and adopted by reference. (Eff. 1/30/87, Register 101; am 1/1/2000, Register 152; am 5/16/2002, Register 162; am 12/21/2002, Register 164; am 12/6/2003, Register 168; am 12/1/2004, Register 172; am 11/6/2005, Register 176; am 10/28/2006, Register 180; am 11/10/2007, Register 184; am 11/23/2008, Register 188; am 11/20/2009, Register 192; am 12/25/2011, Register 200; am 12/27/2012, Register 204; am 12/25/2013, Register 208; am 11/13/2014, Register 212; am ____/____/____, Register ____)

Authority: AS 16.43.100 AS 16.43.110

20 AAC 05.425(c) is amended to read:

(c) Fees submitted for an interim-use permit for a specific fishery will be refunded only in the event of a season-long closure of the fishery, [OR] if the commission finds that a circumstance applicable to all permittees in that fishery has prevented a substantial number of permittees from participating, **or when the permittee erroneously applied for the wrong permit for the permittee's intended fishing activities during the season and replaced the erroneous permit with the correct permit.** A permittee may request a refund by submitting an affidavit to the commission that specifies the circumstances that prevented the permittee's participation. The permit card must accompany the request. The

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commission will, in its discretion, require an applicant to submit additional affidavits or other evidence in support of a request for refund.

(Eff. 12/18/74, Register 52; am 1/1/78, Register 64; am 10/30/82, Register 84; am 6/5/83, Register 86; am 2/29/84, Register 89; am 6/16/86, Register 98; am 11/22/87, Register 104; am 11/22/87, Register 104; am 11/10/2007, Register 184; am 11/23/2008, Register 188; am 6/1/2013, Register 206; am ____/____/____, Register ____)

Authority: AS 16.43.100 AS 16.43.220
AS 16.43.110

20 AAC 05.1910(h) is amended to read:

(h) The fee to process permanent transfers and emergency transfers of interim-use and entry permits is \$50. Instead of the \$50 processing fee, the transferor or transferee may pay a fee of \$25 if both the transferor and transferee's total family incomes, as defined for the food stamp program in 7 C.F.R. 273.9 – 273.11, as revised as of January 1, **2015** [2014] and adopted by reference, fall within the poverty guidelines published by the United States Department of Health and Human Services, in the Federal Register on January 22, **2015** [2014] and adopted by reference, and neither the transferor's or transferee's assets and resources exceed those established for the food stamp program in 7 C.F.R. 273.8, as revised as of January 1, **2015** [2014] and adopted by reference.

(Eff. 12/18/74, Register 52; am 11/26/87, Register 104; am 7/16/94, Register 131; am 5/4/95, Register 134; am 10/7/95, Register 136; am 12/29/2000, Register 156; am 10/31/2001, Register 160; am 5/6/2002, Register 162; am 12/21/2002, Register 164; am 12/6/2003, Register 168; am 12/1/2004, Register 172; am 11/6/2005, Register 176; am 10/28/2006, Register 180; am 11/10/2007, Register 184; am 11/23/2008, Register 188; am 11/20/2009, Register 192; am 12/31/2010, Register 196; am 12/25/2011, Register 200; am

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12/27/2012, Register 204; am 12/25/2013, Register 208; am 11/13/2014, Register 212; am
____/____/____, Register _____)

Authority:	AS 16.05.520	AS 16.43.110
	AS 16.43.100	AS 16.43.160

20 AAC 05.1946 is amended to read:

A person who holds two entry permits for the same salmon fishery

- (1) shall annually renew both entry permits;
- (2) will be issued only one permit card, except that a second permit card will be issued if additional fishing opportunities are authorized for that salmon fishery by the Board of Fisheries under AS 16.05.251(i); and

(3) may not

(A) engage in fishing with the second entry permit unless additional fishing opportunities have been authorized for that salmon fishery under AS 16.05.251(i); or

(B) emergency transfer the second entry permit to another person unless additional fishing opportunities have been authorized for that salmon fishery under AS 16.05.251(i) **or the person can show an intent to permanently transfer the permit that cannot presently be fulfilled in spite of substantial, good faith efforts to do so;** or

(C) emergency transfer both permits unless additional fishing opportunities have been authorized for that salmon fishery under AS 16.05.251(i) and the permits are emergency transferred to the same individual. (Eff. 12/21/2002, Register 164; am 11/20/2009, Register 192 am ____/____/____, Register ____)

Authority: AS 16.43.100 AS 16.43.110 AS 16.43.140