

20 AAC 05.230(a)(13) is amended to read:

(13) Scallop administrative areas.

Code

Letter Name and Description

FW **Federal Waters – all waters of the exclusive economic zone (EEZ).**

SW **State Waters – all internal waters of the state and the territorial sea.**

[B STATEWIDE AREA – ALL WATERS SUBJECT TO THE JURISDICTION OF
THE STATE.]

(Eff. 12/18/74, Register 52; am 5/12/75, Register 54; am 4/9/76, Register 58; am 2/25/77, Register 61; am 1/21/78, Register 65; am 3/2/80, Register 73; am 1/2/81, Register 77; am 1/29/82, Register 81; am 10/30/82, Register 84; am 12/30/82, Register 84; am 2/29/84, Register 89; am 10/28/84, Register 92; am 11/25/84, Register 92; am 12/29/84, Register 92; am 4/13/85, Register 94; am 8/24/85, Register 95; am 9/26/85, Register 95; am 12/22/85, Register 96; am 11/22/87, Register 104; am 12/20/87, Register 104; am 8/20/89, Register 111; am 1/17/91, Register 117; am 1/2/92, Register 121; am 2/11/95, Register 133; am 5/4/95, Register 134; am 12/14/95, Register 136; am 12/4/96, Register 140; am 1/21/98, Register 145; am 5/16/2002, Register 162; am 9/21/2003, Register 167; am 5/6/2004, Register 170; am 12/1/2004, Register 172; am 11/6/2005, Register 176; am 12/21/2005, Register 176; am 11/23/2008, Register 188; am 11/20/2009, Register 192; am 12/31/2010, Register 196; am 6/1/2013, Register 206; am ____/____/_____, Register _____)

Authority: AS 16.43.100 AS 16.43.110 AS 16.43.200

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, **2013** [2012] 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 24, 2013** [JANUARY 26, 2012] 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, **2013** [2012] 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, **2013** [2012] 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 26, 2013** [JANUARY 26, 2012] 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, **2013** [2012] 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 2014 [2013] *Federal Income Guidelines and Reduced Permit Fee Application*, provided by the commission, as revised as of September 2013 [2012] 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 ____/____/____, 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 "2014 [2013] *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, 2013 [2012] 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 24, 2013** [JANUARY 26, 2012]

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, **2013** [2012] 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 ____/____/____, Register ____)

Authority: AS 16.43.100 AS 16.43.110

20 AAC 05.320(c) is amended to read:

(c) The maximum number of entry permits for each of the combined roe herring and herring fisheries designated in 20 AAC 05.310(d) is established as follows:

Fisheries	Maximum Number of Entry Permits
(1) Cook Inlet (H)	
purse seine fishery	68
(2) Southeastern Alaska (A)	
gillnet fishery	110
(3) Nelson Island (N)	
gillnet fishery	170
(4) Lower Yukon Cape Romanzof (Y)	

gillnet fishery101

(5) Norton Sound (Z)

beach seine fishery8

gillnet fishery**304** [301]

(6) Nunivak Island (U)

gillnet fishery62

(7) Goodnews Bay(W)

gillnet fishery182

(Eff. 12/18/74, Register 52; am 4/7/75, Register 54; am 5/12/75, Register 54; am 4/9/76, Register 58; am 2/25/77, Register 61; am 1/21/78, Register 65; am 4/30/78, Register 66; am 1/25/80, Register 73; am 3/2/80, Register 73; am 2/15/81, Register 77; am 10/30/82, Register 84; am 11/25/84, Register 92; am 8/24/85, Register 95; am 12/22/85, Register 96; am 3/29/87, Register 101; am 12/20/87, Register 104; am 3/26/88, Register 105; am 12/20/89, Register 112; am 5/20/90, Register 114; am 11/14/93, Register 128; am 2/11/95, Register 133; am 10/1/95, Register 136; am 1/26/96, Register 137; am 8/9/96, Register 139; am 12/4/96, Register 140; am 5/29/97, Register 142; am 7/26/97, Register 143; am 8/2/97, Register 143; am 6/30/2000, Register 154; 2nd add'l am 6/30/2000, Register 154; am 9/13/2001, Register 159; am 10/31/2001, Register 160; am 1/2/2003, Register 164; am 11/6/2005, Register 176; am ____/____/____, Register ____)

Authority: AS 16.43.100 AS 16.43.110 AS 16.43.240

20 AAC 05.1740(b) is amended to read:

(b) The commission will grant an emergency transfer of an entry permit if the proposed transferee is not a permit holder in the fishery and is presently able to participate actively in the fishery, and if it is established that illness, disability, death, required military or government service, or other unavoidable hardship of a temporary, unexpected, and unforeseen nature prevents the transferor from participating in the fishery. If the entry permit is not transferable under AS 16.43.170(e), the emergency transfer will be granted only to allow the continued operation of the transferor's vessel or setnet site and fishing gear **or, in the dive fisheries the transferor's dive fishery operation.** Temporary emergency transfer of an interim-use permit issued under AS 16.43.210(b), 16.43.225, or 16.43.227 or of a permit held by an estate will be granted by the commission to alleviate hardship. Temporary emergency transfer of an interim-use permit in an unlimited fishery issued under AS 16.43.210(a), will be granted by the commission if reasonably necessary in order for the fishing operation to continue until another permit may be obtained.

(Eff. 12/18/74, Register 52; am 12/27/79, Register 72; am 5/15/81, Register 77; am 1/29/82, Register 81; am 10/30/82, Register 84; am 6/5/83, Register 86; am 2/29/84, Register 89; am 5/20/90, Register 114; am 1/2/92, Register 121; am 7/3/94, Register 130; am 12/29/2000, Register 156; am 11/20/2009, Register 192; am 12/31/010, Register 196; am ____/____/____, Register ____)

Authority: AS 16.43.100 AS 16.43.180 AS 16.43.227
AS 16.43.110 AS 16.43.225

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, **2013** [2012] 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 24, 2013** [JANUARY 26, 2012] 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, **2013** [2012] 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 12/27/2012, Register 204; am ____/____/____, Register ____)

Authority: AS 16.05.520 AS 16.43.110
AS 16.43.100 AS 16.43.160