



# LAWS OF ALASKA

2018

**Source**  
CSHB 267(RES)

**Chapter No.**  
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## AN ACT

Requiring the release of certain records relating to big game hunters, guided hunts, and guided sport fishing activities to municipalities for verification of taxes payable; and providing for an effective date.

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

THE ACT FOLLOWS ON PAGE 1



**AN ACT**

1 Requiring the release of certain records relating to big game hunters, guided hunts, and guided  
2 sport fishing activities to municipalities for verification of taxes payable; and providing for an  
3 effective date.

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5 \* **Section 1.** AS 08.54.760(b) is repealed and reenacted to read:

6 (b) Except as otherwise provided in this subsection, hunt records received  
7 under this section and activity reports received under AS 08.54.650 are confidential  
8 and not subject to inspection or copying under AS 40.25.110 - 40.25.125. Aggregated  
9 data compiled from hunt records and activity reports may be included in reports by the  
10 department. The department shall make hunt records and activity reports available

11 (1) if requested, to state agencies, federal law enforcement agencies,  
12 and other law enforcement agencies; and

13 (2) to a municipality that levies a tax on those activities, if the

14 (A) information concerns hunts or activities occurring within

1 the four calendar years preceding the date of the request; and

2 (B) municipality

3 (i) requests the records for the purpose of verifying  
4 taxes payable; and

5 (ii) agrees to maintain the confidentiality of the records.

6 \* **Sec. 2.** AS 08.54.760 is amended by adding a new subsection to read:

7 (d) The department may charge a municipality a fee, set by the department  
8 under AS 37.10.050, to provide a record under (b)(2) of this section.

9 \* **Sec. 3.** AS 16.05.815(a) is amended to read:

10 (a) Except as provided in (b) and (c) of this section, records required by  
11 regulations of the department concerning the landings of fish, shellfish, or fishery  
12 products, and annual statistical reports of fishermen, buyers, and processors required  
13 by regulation of the department are confidential and may not be released by the  
14 department or by the Alaska Commercial Fisheries Entry Commission except as set  
15 out in this subsection. The department may release the records and reports set out in  
16 this subsection to the Alaska Commercial Fisheries Entry Commission. The  
17 department and the Alaska Commercial Fisheries Entry Commission may release the  
18 records and reports set out in this subsection to the recipients identified in this  
19 subsection if the recipient, other than a recipient under **(6) - (10)** [(5) - (9)] of this  
20 subsection, agrees to maintain the confidentiality of the records and reports. The  
21 department and the Alaska Commercial Fisheries Entry Commission may release

22 (1) any of the records and reports to the National Marine Fisheries  
23 Service and the professional staff of the North Pacific Fishery Management Council as  
24 required for preparation and implementation of the fishery management plans of the  
25 North Pacific Fishery Management Council within the exclusive economic zone;

26 (2) any of the records and reports to the professional staff of the  
27 Pacific States Marine Fisheries Commission who are employed in the Alaska Fisheries  
28 Information Network project for the purpose of exchanging information with users  
29 authorized by the department;

30 (3) any of the records and reports to the Department of Revenue to  
31 assist the department in carrying out its statutory responsibilities;

1 (4) records or reports of the total value purchased by each buyer to a  
2 municipality that levies and collects a tax on fish, shellfish, or fishery products if the  
3 municipality requires records of the landings of fish, shellfish, or fishery products to  
4 be submitted to it for purposes of verification of taxes payable;

5 (5) **records or reports of guided sport fishing activities filed by a**  
6 **guide to a municipality that levies a tax on those activities if the**

7 **(A) municipality requests the records for the purpose of**  
8 **verifying taxes payable; and**

9 **(B) activities occurred within the four calendar years**  
10 **preceding the date of the request;**

11 (6) such records and reports as necessary to be in conformity with a  
12 court order;

13 (7) [(6)] on request, the report of a person to the person whose fishing  
14 activity is the subject of the report, or to a designee of the person whose fishing  
15 activity is the subject of the report;

16 (8) [(7)] on request, annual statistical reports of a fisherman, buyer, or  
17 processor to the fisherman, buyer, or processor whose activity is the subject of the  
18 report, or to a designee of the fisherman, buyer, or processor whose activity is the  
19 subject of the report;

20 (9) [(8)] any of the records and reports to the Department of Public  
21 Safety for law enforcement purposes;

22 (10) [(9)] fish tickets, fish ticket information, records required of sport  
23 fishing guides, and annual statistical reports of fishermen, buyers, and processors and  
24 information in those reports to the law enforcement personnel of the National Marine  
25 Fisheries Service and the National Oceanic and Atmospheric Administration for the  
26 purpose of enforcing fishery laws in waters of this state and in waters of the exclusive  
27 economic zone adjacent to this state;

28 (11) [(10)] fish tickets, fish ticket information, and records required of  
29 sport fishing guides regarding halibut to the International Pacific Halibut Commission;

30 (12) [(11)] any of the records and reports to the child support services  
31 agency created in AS 25.27.010, or the child support enforcement agency of another

1 state, for child support purposes authorized under law;

2 **(13)** [(12)] any of the records and reports to the Department of Natural  
3 Resources to assist the department in carrying out its statutory responsibilities in  
4 regard to sport fishing operations and sport fishing guides within the Kenai River  
5 Special Management Area under AS 41.21.500 - 41.21.514; and

6 **(14)** [(13)] fish ticket information and records or reports of the total  
7 value purchased by each fisherman, buyer, or processor to the National Marine  
8 Fisheries Service for the purpose of enforcing the industry fee system of a fishing  
9 capacity reduction program under 16 U.S.C. 1861a (Magnuson-Stevens Fishery  
10 Conservation and Management Act).

11 \* **Sec. 4.** AS 16.05.815 is amended by adding a new subsection to read:

12 (e) The department may charge a municipality a fee, set by the department  
13 under AS 37.10.050, to provide a record under (a)(5) of this section.

14 \* **Sec. 5.** This Act takes effect immediately under AS 01.10.070(c).