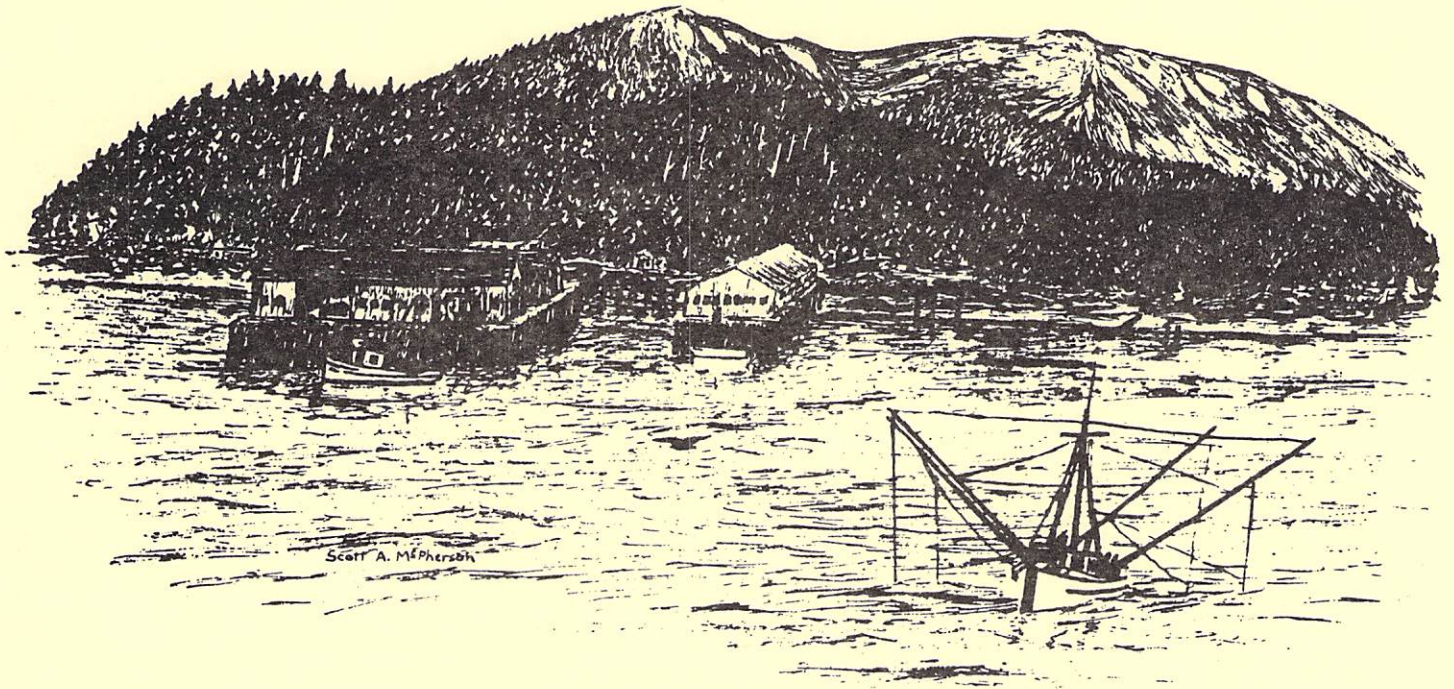


1981 Annual Report

# Commercial Fisheries Entry Commission



State of Alaska

1981 ANNUAL REPORT

ALASKA COMMERCIAL FISHERIES ENTRY COMMISSION

Pouch KB  
Juneau, Alaska  
99811

Robert J. Simon  
Chairman

John Williams  
Commissioner

Burke Riley  
Commissioner

June 1982

#### INTRODUCTION

The Commercial Fisheries Entry Commission Annual Report addresses five categories of Commission activities during the 1981 calendar year:

- (1) Continuing administration of the limited entry law (AS 16.43);
- (2) Permit issuance and transfer data;
- (3) Profile of loans made by Department of Commerce and Economic Development for the purchase of entry permits;
- (3) Fraud Investigations;
- (4) Case Backlog Project and Appeals; and
- (5) Legislation.

## 1981 COMMERCIAL FISHERIES LICENSING

During the calendar year 1981 the Commercial Fisheries Entry Commission (CFEC) issued 29,790 entry and interim-use permits and collected \$2,755,310 in gross revenues. In accordance with AS 23.35.060, \$149,550 was transferred to the Fishermen's Fund, leaving a net balance of \$2,605,760 for the General Fund. That represents an 8% decrease in the number of permits issued and a 2% decrease in revenue compared to 1980. The fee schedule is based on comparative gross returns to permit holders in the various fisheries.

Vessel licensing during 1981 decreased 3%, from 16,903 to 16,313 vessels. This generated \$326,260 in revenue to the General Fund, bringing CFEC's total 1981 General Fund contributions to \$2,932,020.

Table 1.--CFEC licensing history, 1974-81 including the total number of permits issued in all limited and unlimited fisheries, the total number of vessel licenses issued each year since CFEC assumed that function in 1978 as well as annual and cumulative changes in the total number of permits and vessel licenses issued.

| Calendar Year | Total Number of Permits Issued | Total Number of Vessel Licenses Issued | Percent Change From Preceding Calendar Year | Cumulative % Change Since 1974 |
|---------------|--------------------------------|--|---|--------------------------------|
| 1974          | 18,771                         | -0-                                    |   |                                |
| 1975          | 19,134                         | -0-                                    | 2.0   | 2.0                            |
| 1976          | 19,245                         | -0-                                    | 1.0   | 2.6                            |
| 1977          | 20,801                         | -0-                                    | 8.1   | 10.8                           |
| 1978          | 23,799                         | 14,500                                 | 84.1  | 104.0                          |
| 1979          | 28,728                         | 15,683                                 | 15.9  | 136.5                          |
| 1980          | 32,211                         | 16,903                                 | 10.6  | 161.6                          |
| 1981          | 29,790                         | 16,313                                 | - 6.0                                       | 146.0                          |

Table 2.--Numbers of permits issued in limited fisheries; number held by Alaska residents; number permit transfer transactions and the actual number of permits involved in those transactions; the net gain or loss of permits to Alaska residents; and transfer survey information.

| Fishery & Year <sup>1/</sup>         | ACTUAL TRANSFER INFORMATION    |   |                                     |                                      |   | TRANSFER SURVEY INFORMATION   |                               |                           |                                |                                     |
|--------------------------------------|--------------------------------|---|-------------------------------------|--------------------------------------|---|---|-------------------------------|---------------------------|--------------------------------|-------------------------------------|
|                                      | Total No. of Permanent Permits | No. of Permits Held By Alaska Residents | No. of Permit Transfer Transactions | No. of Permits Involved In Transfers | Net Gain or Loss In Permits To Alaska Residents | No. of Permits Financed By Department of Commerce or CPAB <sup>2/</sup> | No. of Non-Monetary Transfers | No. of Monetary Transfers | Average Price Paid For Permits | No. of Transfers That Were Financed |
| <b>HERRING, PURSE SEINE, SAC ROE</b> |                                |   |                                     |                                      |   |   |                               |                           |                                |                                     |
| Southeastern                         | 1977                           | 38                                      | 36                                  | 0                                    | 0   | 0   | --                            |                           |                                |                                     |
|                                      | 1978                           | 41                                      | 37                                  | 2                                    | 2   | - 1   | --                            | 0                         | 1                              | 0                                   |
|                                      | 1979                           | 42                                      | 38                                  | 2                                    | 2   | 0   | 1                             | 1                         | 0                              | 0                                   |
|                                      | 1980 <sup>3/</sup>             | 42                                      | 38                                  | 2                                    | 2   | + 1   | 1                             | 2                         | 0                              | 0                                   |
|                                      | 1981                           | 41 <sup>4/</sup>                        | 38                                  | 1                                    | 1   | 0   | 4                             | 1                         | 0                              | 0                                   |
| Prince William Sound                 | 1977                           | 85                                      | 77                                  | 3                                    | 3   | - 1   | --                            | 0                         | 1                              | 1                                   |
|                                      | 1978                           | 91                                      | 80                                  | 7                                    | 6   | 0   | --                            | 0                         | 1                              | 0                                   |
|                                      | 1979                           | 92                                      | 83                                  | 16                                   | 13  | + 1   | 0                             | 1                         | 2                              | 25,000                              |
|                                      | 1980                           | 92                                      | 81                                  | 7                                    | 7   | 0   | 5                             | 1                         | 5                              | 45,000                              |
|                                      | 1981                           | 92                                      | 78                                  | 4                                    | 4   | - 1   | 8                             | 1                         | 3                              | 51,250                              |
| Cook Inlet                           | 1977                           | 61                                      | 57                                  | 1                                    | 1   | 0   | --                            | 0                         | 1                              | 0                                   |
|                                      | 1978                           | 67                                      | 61                                  | 9                                    | 7   | 0   | --                            | 1                         | 1                              | 1                                   |
|                                      | 1979                           | 68                                      | 61                                  | 10                                   | 7   | 0   | 0                             | 0                         | 2                              | 27,500                              |
|                                      | 1980                           | 68                                      | 60                                  | 3                                    | 3   | 0   | 6                             | 0                         | 2                              | 26,250                              |
|                                      | 1981                           | 68                                      | 58                                  | 4                                    | 4   | - 2   | 6                             | 1                         | 3                              | 7,197                               |
| <b>HERRING, GILL NET, SAC ROE</b>    |                                |   |                                     |                                      |   |   |                               |                           |                                |                                     |
| Southeastern                         | 1978                           | 10                                      | 10                                  | 1                                    | 1   | 0   | --                            | 0                         | 0                              | 0                                   |
|                                      | 1979                           | 39                                      | 35                                  | 2                                    | 2   | 0   | 0                             | 0                         | 1                              | 1                                   |
|                                      | 1980                           | 44                                      | 38                                  | 4                                    | 4   | + 1   | 1                             | 0                         | 4                              | 13,362                              |
|                                      | 1981                           | 45                                      | 39                                  | 4                                    | 4   | + 1   | 5                             | 0                         | 4                              | 13,875                              |
| <b>SALMON PURSE SEINE</b>            |                                |   |                                     |                                      |   |   |                               |                           |                                |                                     |
| Southeastern                         | 1975                           | 398                                     | 200                                 | 51                                   | 51  | - 4   | --                            | 8                         | 15                             | 10,633                              |
|                                      | 1976                           | 409                                     | 203                                 | 24                                   | 21  | - 3   | --                            | 1                         | 9                              | 9,222                               |
|                                      | 1977                           | 411                                     | 196                                 | 53                                   | 50  | - 6   | --                            | 6                         | 21                             | 16,667                              |
|                                      | 1978                           | 413                                     | 194                                 | 54                                   | 50  | - 8   | --                            | 5                         | 16                             | 30,929                              |
|                                      | 1979                           | 413                                     | 191                                 | 37                                   | 36  | - 3   | 2                             | 3                         | 12                             | 39,917                              |
|                                      | 1980                           | 414                                     | 195                                 | 35                                   | 34  | + 3   | 15                            | 9                         | 20                             | 39,778                              |
|                                      | 1981                           | 414                                     | 194                                 | 35                                   | 34  | 0   | 18                            | 12                        | 23                             | 40,435                              |

| Fishery & Year <sup>1/</sup> | Total No. of Permanent Permits | No. of Permits Held By Alaska Residents | No. of Permit Transfer Transactions | No. of Permits Involved In Transfers | Net Gain or Loss In Permits To Alaska Residents | No. of Permits Financed By Department of Commerce or CFAB <sup>2/</sup> | No. of Non-Monetary Transfers | No. of Monetary Transfers | Average Price Paid For Permits | No. of Transfers That Were Financed |    |
|------------------------------|--------------------------------|---|-------------------------------------|--------------------------------------|---|---|-------------------------------|---------------------------|--------------------------------|-------------------------------------|----|
|                              |                                |   |                                     |                                      |   |   |                               |                           |                                |                                     |    |
| Prince William Sound         | 1975                           | 210                                     | 165                                 | 19                                   | 17  | + 1   | --                            | 0                         | 7                              | 8,000                               | 5  |
|                              | 1976                           | 247                                     | 194                                 | 42                                   | 36  | - 6   | --                            | 5                         | 11                             | 10,700                              | 6  |
|                              | 1977                           | 255                                     | 198                                 | 27                                   | 24  | - 2   | --                            | 1                         | 6                              | 29,800                              | 5  |
|                              | 1978                           | 257                                     | 197                                 | 35                                   | 32  | - 6   | --                            | 3                         | 10                             | 24,272                              | 4  |
|                              | 1979                           | 258                                     | 197                                 | 46                                   | 41  | + 1   | 7                             | 3                         | 13                             | 33,846                              | 5  |
|                              | 1980                           | 258                                     | 199                                 | 29                                   | 28  | 0   | 15                            | 9                         | 19                             | 38,259                              | 9  |
|                              | 1981                           | 259                                     | 193                                 | 34                                   | 34  | - 5   | 33                            | 18                        | 16                             | 74,250                              | 11 |
| Cook Inlet                   | 1975                           | 49                                      | 49                                  | 3                                    | 2   | 0   | --                            | 0                         | 0                              | 0                                   | 0  |
|                              | 1976                           | 63                                      | 62                                  | 7                                    | 6   | - 1   | --                            | 1                         | 2                              | 7,500                               | 2  |
|                              | 1977                           | 72                                      | 72                                  | 12                                   | 11  | 0   | --                            | 2                         | 4                              | 10,625                              | 2  |
|                              | 1978                           | 74                                      | 74                                  | 10                                   | 9   | 0   | --                            | 2                         | 5                              | 40,000                              | 4  |
|                              | 1979                           | 75                                      | 74                                  | 9                                    | 8   | 0   | 3                             | 2                         | 1                              | 0                                   | 1  |
|                              | 1980                           | 75                                      | 74                                  | 12                                   | 12  | 0   | 5                             | 3                         | 8                              | 82,785                              | 3  |
|                              | 1981                           | 75                                      | 73                                  | 10                                   | 9   | - 1   | 11                            | 3                         | 7                              | 83,714                              | 5  |
| Kodiak                       | 1975                           | 334                                     | 243                                 | 22                                   | 22  | + 5   | --                            | 4                         | 7                              | 4,571                               | 5  |
|                              | 1976                           | 358                                     | 262                                 | 42                                   | 40  | - 1   | --                            | 6                         | 13                             | 9,736                               | 5  |
|                              | 1977                           | 365                                     | 271                                 | 72                                   | 62  | - 3   | --                            | 13                        | 19                             | 17,611                              | 7  |
|                              | 1978                           | 371                                     | 276                                 | 60                                   | 52  | + 2   | --                            | 11                        | 9                              | 47,611                              | 9  |
|                              | 1979                           | 374                                     | 276                                 | 54                                   | 41  | - 2   | 5                             | 5                         | 12                             | 66,045                              | 6  |
|                              | 1980                           | 375                                     | 279                                 | 35                                   | 34  | + 3   | 30                            | 4                         | 25                             | 70,960                              | 20 |
|                              | 1981                           | 375                                     | 283                                 | 37                                   | 36  | + 6   | 51                            | 18                        | 19                             | 69,605                              | 14 |
| Chignik                      | 1975                           | 85                                      | 64                                  | 4                                    | 4   | 0   | --                            | 1                         | 1                              | 0                                   | 1  |
|                              | 1976                           | 90                                      | 72                                  | 4                                    | 4   | 0   | --                            | 2                         | 0                              | 0                                   | 0  |
|                              | 1977                           | 90                                      | 73                                  | 6                                    | 5   | + 1   | --                            | 2                         | 1                              | 0                                   | 1  |
|                              | 1978                           | 90                                      | 76                                  | 3                                    | 3   | 0   | --                            | 1                         | 0                              | 0                                   | 0  |
|                              | 1979                           | 90                                      | 76                                  | 1                                    | 1   | + 1   | 0                             | 0                         | 0                              | 0                                   | 0  |
|                              | 1980                           | 90                                      | 76                                  | 1                                    | 1   | 0   | 2                             | 1                         | 0                              | 0                                   | 0  |
|                              | 1981                           | 90                                      | 74                                  | 5                                    | 4   | - 1   | 5                             | 2                         | 3                              | 250,000                             | 3  |
| Alaska Peninsula             | 1975                           | 108                                     | 95                                  | 3                                    | 3   | 0   | --                            | 0                         | 1                              | 0                                   | 0  |
|                              | 1976                           | 112                                     | 99                                  | 6                                    | 5   | 0   | --                            | 3                         | 0                              | 0                                   | 0  |
|                              | 1977                           | 113                                     | 100                                 | 15                                   | 13  | 0   | --                            | 4                         | 1                              | 0                                   | 0  |
|                              | 1978                           | 115                                     | 105                                 | 12                                   | 12  | + 1   | --                            | 2                         | 3                              | 15,667                              | 2  |
|                              | 1979                           | 117                                     | 103                                 | 13                                   | 12  | - 4   | 0                             | 3                         | 5                              | 66,000                              | 1  |
|                              | 1980                           | 117                                     | 99                                  | 19                                   | 17  | - 3   | 3                             | 11                        | 5                              | 102,500                             | 2  |
|                              | 1981                           | 117                                     | 98                                  | 9                                    | 9   | 0   | 7                             | 7                         | 2                              |                                     | 2  |

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|------------------------------|--------------------------------|--------------------------|--|-------------------------------------|--------------------------------------|---|---|-------------------------------|---------------------------|--------------------------------|-------------------------------------|
|                              |                                | Held By Alaska Residents |  |                                     |                                      |   |   |                               |                           |                                |                                     |
| <b>SALMON BEACH SEINE</b>    |                                |                          |  |                                     |                                      |   |   |                               |                           |                                |                                     |
| Kodiak                       |                                |                          |  |                                     |                                      |   |   |                               |                           |                                |                                     |
| 1975                         | 21                             | 20                       |  | 0                                   | 0                                    | 0   | --  | 0                             | 0                         | 0                              | 0                                   |
| 1976                         | 23                             | 22                       |  | 2                                   | 2                                    | 0   | --  | 0                             | 0                         | 0                              | 0                                   |
| 1977                         | 30                             | 27                       |  | 10                                  | 8                                    | - 1   | --  | 1                             | 3                         | 15,000                         | 2                                   |
| 1978                         | 33                             | 30                       |  | 16                                  | 14                                   | 0   | --  | 4                             | 3                         | 29,250                         | 1                                   |
| 1979                         | 33                             | 31                       |  | 7                                   | 7                                    | - 1   | 0   | 1                             | 3                         | 35,333                         | 2                                   |
| 1980                         | 34                             | 31                       |  | 9                                   | 9                                    | - 1   | 0   | 2                             | 4                         | 41,375                         | 2                                   |
| 1981                         | 34                             | 32                       |  | 10                                  | 8                                    | 0   | 4   | 3                             | 7                         | 42,429                         | 5                                   |
| <b>SALMON DRIFT GILL NET</b> |                                |                          |  |                                     |                                      |   |   |                               |                           |                                |                                     |
| Southeastern                 |                                |                          |  |                                     |                                      |   |   |                               |                           |                                |                                     |
| 1975                         | 431                            | 294                      |  | 94                                  | 89                                   | + 6   | --  | 9                             | 28                        | 9,211                          | 21                                  |
| 1976                         | 449                            | 314                      |  | 59                                  | 48                                   | + 4   | --  | 6                             | 12                        | 10,213                         | 7                                   |
| 1977                         | 460                            | 323                      |  | 71                                  | 68                                   | + 6   | --  | 11                            | 25                        | 16,262                         | 17                                  |
| 1978                         | 463                            | 329                      |  | 78                                  | 67                                   | + 3   | --  | 11                            | 26                        | 34,604                         | 18                                  |
| 1979                         | 464                            | 324                      |  | 68                                  | 60                                   | - 6   | 14  | 8                             | 19                        | 41,763                         | 14                                  |
| 1980                         | 464                            | 320                      |  | 59                                  | 56                                   | - 3   | 44  | 15                            | 42                        | 41,250                         | 31                                  |
| 1981                         | 464                            | 317                      |  | 66                                  | 61                                   | - 2   | 56  | 25                            | 41                        | 43,898                         | 35                                  |
| Prince William Sound         |                                |                          |  |                                     |                                      |   |   |                               |                           |                                |                                     |
| 1975                         | 494                            | 368                      |  | 36                                  | 33                                   | + 1   | --  | 4                             | 9                         | 3,089                          | 6                                   |
| 1976                         | 514                            | 391                      |  | 70                                  | 64                                   | + 3   | --  | 10                            | 18                        | 4,500                          | 15                                  |
| 1977                         | 524                            | 394                      |  | 82                                  | 71                                   | 0   | --  | 8                             | 30                        | 13,750                         | 20                                  |
| 1978                         | 528                            | 389                      |  | 82                                  | 69                                   | - 1   | --  | 8                             | 25                        | 27,742                         | 19                                  |
| 1979                         | 531                            | 389                      |  | 68                                  | 62                                   | 0   | 3   | 11                            | 22                        | 35,632                         | 13                                  |
| 1980                         | 531                            | 389                      |  | 54                                  | 51                                   | + 3   | 17  | 14                            | 30                        | 27,810                         | 22                                  |
| 1981                         | 531                            | 399                      |  | 74                                  | 73                                   | + 8   | 54  | 19                            | 55                        | 32,836                         | 37                                  |
| Cook Inlet                   |                                |                          |  |                                     |                                      |   |   |                               |                           |                                |                                     |
| 1975                         | 453                            | 291                      |  | 30                                  | 30                                   | + 3   | --  | 3                             | 10                        | 3,911                          | 3                                   |
| 1976                         | 514                            | 343                      |  | 76                                  | 73                                   | + 1   | --  | 9                             | 29                        | 5,552                          | 12                                  |
| 1977                         | 539                            | 360                      |  | 87                                  | 79                                   | - 4   | --  | 13                            | 28                        | 9,643                          | 14                                  |
| 1978                         | 549                            | 365                      |  | 86                                  | 82                                   | - 2   | --  | 20                            | 21                        | 36,825                         | 15                                  |
| 1979                         | 554                            | 371                      |  | 84                                  | 75                                   | + 3   | 8   | 13                            | 24                        | 82,636                         | 18                                  |
| 1980                         | 554                            | 373                      |  | 76                                  | 72                                   | + 1   | 52  | 32                            | 38                        | 67,224                         | 30                                  |
| 1981                         | 554                            | 375                      |  | 76                                  | 73                                   | - 1   | 85  | 28                            | 48                        | 67,629                         | 43                                  |
| Alaska Peninsula             |                                |                          |  |                                     |                                      |   |   |                               |                           |                                |                                     |
| 1975                         | 152                            | 109                      |  | 4                                   | 4                                    | 0   | --  | 1                             | 0                         | 0                              | 0                                   |
| 1976                         | 153                            | 111                      |  | 17                                  | 17                                   | 0   | --  | 1                             | 3                         | 6,333                          | 1                                   |
| 1977                         | 154                            | 108                      |  | 31                                  | 26                                   | - 1   | --  | 7                             | 7                         | 10,286                         | 5                                   |
| 1978                         | 156                            | 109                      |  | 27                                  | 25                                   | - 5   | --  | 6                             | 5                         | 15,000                         | 3                                   |
| 1979                         | 156                            | 108                      |  | 32                                  | 26                                   | - 1   | 0   | 7                             | 4                         | 60,625                         | 3                                   |
| 1980                         | 156                            | 104                      |  | 28                                  | 25                                   | - 4   | 15  | 16                            | 11                        | 92,454                         | 6                                   |
| 1981                         | 156                            | 101                      |  | 23                                  | 23                                   | - 4   | 15  | 13                            | 10                        | 123,500                        | 7                                   |

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|------------------------------|--------------------------------|--------------------------|-----|-------------------------------------|--------------------------------------|---|---|-------------------------------|---------------------------|--------------------------------|-------------------------------------|----|
|                              |                                | Held By Alaska Residents |     |                                     |                                      |   |   |                               |                           |                                |                                     |    |
| Bristol Bay                  | 1975                           | 1,416                    | 771 | 81                                  | 80                                   | + 8   | --  | 16                            | 19                        | 1,166                          | 9                                   |    |
|                              | 1976                           | 1,621                    | 919 | 126                                 | 124                                  | 0   | --  | 34                            | 30                        | 2,536                          | 10                                  |    |
|                              | 1977                           | 1,663                    | 947 | 213                                 | 196                                  | -11   | --  | 47                            | 63                        | 6,180                          | 40                                  |    |
|                              | 1978                           | 1,700                    | 973 | 229                                 | 211                                  | -13   | --  | 49                            | 78                        | 21,638                         | 52                                  |    |
|                              | 1979                           | 1,717                    | 972 | 225                                 | 197                                  | -11   | 8   | 8                             | 44                        | 51                             | 64,588                              | 37 |
|                              | 1980                           | 1,717                    | 970 | 169                                 | 162                                  | 0   | 103   | 57                            | 90                        | 91,925                         | 65                                  |    |
|                              | 1981                           | 1,720                    | 968 | 168                                 | 161                                  | - 3   | 147   | 81                            | 87                        | 84,327                         | 68                                  |    |
| <b>SALMON SET GILL NET</b>   |                                |                          |     |                                     |                                      |   |   |                               |                           |                                |                                     |    |
| Yakutat                      | 1975                           | 147                      | 131 | 9                                   | 8                                    | + 2   | --  | 1                             | 2                         | 750                            | 2                                   |    |
|                              | 1976                           | 156                      | 140 | 15                                  | 15                                   | + 1   | --  | 8                             | 3                         | 6,000                          | 2                                   |    |
|                              | 1977                           | 158                      | 141 | 16                                  | 15                                   | - 1   | --  | 2                             | 4                         | 7,000                          | 1                                   |    |
|                              | 1978                           | 161                      | 142 | 21                                  | 20                                   | - 1   | --  | 4                             | 5                         | 10,480                         | 2                                   |    |
|                              | 1979                           | 164                      | 143 | 13                                  | 12                                   | - 3   | 0   | 3                             | 2                         | 22,500                         | 1                                   |    |
|                              | 1980                           | 164                      | 146 | 15                                  | 14                                   | 0   | 2   | 10                            | 3                         | 32,500                         | 2                                   |    |
|                              | 1981                           | 164                      | 145 | 23                                  | 20                                   | 0   | 7   | 12                            | 11                        | 26,682                         | 7                                   |    |
| Prince William Sound         | 1975                           | 26                       | 21  | 2                                   | 2                                    | + 1   | --  | 0                             | 0                         | 0                              | 0                                   |    |
|                              | 1976                           | 28                       | 23  | 0                                   | 0                                    | 0   | --  | 0                             | 0                         | 0                              | 0                                   |    |
|                              | 1977                           | 28                       | 22  | 2                                   | 2                                    | - 1   | --  | 0                             | 0                         | 0                              | 0                                   |    |
|                              | 1978                           | 28                       | 23  | 5                                   | 4                                    | + 1   | --  | 0                             | 1                         | 0                              | 1                                   |    |
|                              | 1979                           | 28                       | 23  | 2                                   | 2                                    | 0   | 0   | 0                             | 2                         | 18,500                         | 1                                   |    |
|                              | 1980                           | 28                       | 24  | 3                                   | 3                                    | + 1   | 0   | 2                             | 1                         | 0                              | 1                                   |    |
|                              | 1981                           | 29                       | 24  | 2                                   | 2                                    | 0   | 1   | 0                             | 2                         | 13,500                         | 1                                   |    |
| Cook Inlet                   | 1975                           | 652                      | 608 | 47                                  | 46                                   | 0   | --  | 7                             | 9                         | 2,250                          | 6                                   |    |
|                              | 1976                           | 712                      | 670 | 77                                  | 74                                   | + 9   | --  | 14                            | 14                        | 1,778                          | 7                                   |    |
|                              | 1977                           | 731                      | 690 | 93                                  | 90                                   | + 3   | --  | 12                            | 29                        | 4,821                          | 15                                  |    |
|                              | 1978                           | 742                      | 698 | 129                                 | 120                                  | + 1   | --  | 23                            | 46                        | 9,824                          | 15                                  |    |
|                              | 1979                           | 744                      | 698 | 99                                  | 92                                   | - 6   | 0   | 24                            | 20                        | 23,412                         | 9                                   |    |
|                              | 1980                           | 744                      | 696 | 89                                  | 87                                   | + 4   | 7   | 35                            | 48                        | 18,362                         | 28                                  |    |
|                              | 1981                           | 744                      | 685 | 110                                 | 103                                  | - 7   | 17  | 52                            | 58                        | 15,276                         | 36                                  |    |
| Kodiak                       | 1975                           | 139                      | 103 | 22                                  | 22                                   | + 7   | --  | 7                             | 7                         | 5,380                          | 5                                   |    |
|                              | 1976                           | 176                      | 133 | 37                                  | 34                                   | - 2   | --  | 4                             | 10                        | 3,900                          | 2                                   |    |
|                              | 1977                           | 181                      | 137 | 28                                  | 26                                   | + 1   | --  | 5                             | 7                         | 6,600                          | 4                                   |    |
|                              | 1978                           | 184                      | 141 | 27                                  | 25                                   | + 2   | --  | 9                             | 6                         | 19,800                         | 4                                   |    |
|                              | 1979                           | 185                      | 140 | 32                                  | 27                                   | 0   | 1   | 4                             | 10                        | 33,667                         | 6                                   |    |
|                              | 1980                           | 186                      | 140 | 34                                  | 33                                   | + 1   | 8   | 12                            | 12                        | 38,750                         | 9                                   |    |
|                              | 1981                           | 186                      | 142 | 25                                  | 25                                   | + 1   | 17  | 16                            | 9                         | 41,278                         | 9                                   |    |



| Fishery & Year <sup>1/</sup>       | Total No. of Permanent Permits | No. of Permits Held By Alaska Residents | No. of Permit Transfer Transactions | No. of Permits Involved In Transfers | Net Gain or Loss In Permits To Alaska Residents | No. of Permits Financed By Department of Commerce or CPAB <sup>2/</sup> | No. of Non-Monetary Transfers | No. of Monetary Transfers | Average Price Paid For Permits | No. of Transfers That Were Financed |    |
|------------------------------------|--------------------------------|---|-------------------------------------|--------------------------------------|---|---|-------------------------------|---------------------------|--------------------------------|-------------------------------------|----|
|                                    |                                |   |                                     |                                      |   |   |                               |                           |                                |                                     |    |
| Alaska Peninsula                   | 1975                           | 82                                      | 76                                  | 4                                    | 3   | 0   | --                            | 2                         | 0                              | 0                                   | 0  |
|                                    | 1976                           | 105                                     | 98                                  | 5                                    | 5   | 0   | --                            | 2                         | 1                              | 5,000                               | 1  |
|                                    | 1977                           | 106                                     | 95                                  | 15                                   | 14  | - 1   | --                            | 1                         | 4                              | 5,150                               | 1  |
|                                    | 1978                           | 108                                     | 100                                 | 14                                   | 13  | + 1   | --                            | 3                         | 2                              | 10,150                              | 0  |
|                                    | 1979                           | 109                                     | 101                                 | 12                                   | 11  | 0   | 0                             | 2                         | 0                              | 0                                   | 0  |
|                                    | 1980                           | 110                                     | 100                                 | 17                                   | 14  | - 2   | 2                             | 6                         | 6                              | 15,625                              | 3  |
|                                    | 1981                           | 110                                     | 100                                 | 21                                   | 21  | 0   | 3                             | 12                        | 9                              | 54,278                              | 7  |
| Bristol Bay                        | 1975                           | 716                                     | 592                                 | 22                                   | 22  | + 2   | --                            | 9                         | 0                              | 0                                   | 0  |
|                                    | 1976                           | 759                                     | 620                                 | 68                                   | 65  | - 4   | --                            | 23                        | 11                             | 2,755                               | 6  |
|                                    | 1977                           | 824                                     | 669                                 | 75                                   | 73  | - 6   | --                            | 21                        | 19                             | 2,694                               | 4  |
|                                    | 1978                           | 891                                     | 733                                 | 133                                  | 125   | + 4   | --                            | 39                        | 27                             | 8,507                               | 9  |
|                                    | 1979                           | 911                                     | 744                                 | 133                                  | 125   | - 5   | 3                             | 32                        | 38                             | 18,184                              | 16 |
|                                    | 1980                           | 914                                     | 731                                 | 113                                  | 111   | - 9   | 14                            | 43                        | 55                             | 32,014                              | 26 |
|                                    | 1981                           | 915                                     | 718                                 | 112                                  | 106   | -17   | 31                            | 55                        | 57                             | 26,000                              | 34 |
| SALMON POWER TROLL<br>Southeastern | 1975                           | 849                                     | 619                                 | 137                                  | 130   | +21   | --                            | 11                        | 52                             | 5,303                               | 27 |
|                                    | 1976                           | 916                                     | 676                                 | 78                                   | 76  | + 2   | --                            | 14                        | 29                             | 5,065                               | 18 |
|                                    | 1977                           | 929                                     | 698                                 | 159                                  | 147   | +15   | --                            | 11                        | 64                             | 8,831                               | 25 |
|                                    | 1978                           | 934                                     | 720                                 | 141                                  | 127   | +13   | --                            | 13                        | 78                             | 15,457                              | 39 |
|                                    | 1979                           | 939                                     | 721                                 | 125                                  | 108   | - 2   | 32                            | 13                        | 61                             | 26,680                              | 39 |
|                                    | 1980                           | 939                                     | 706                                 | 97                                   | 94  | -12   | 83                            | 11                        | 82                             | 33,596                              | 51 |
|                                    | 1981                           | 939                                     | 715                                 | 95                                   | 92  | + 7   | 122                           | 27                        | 68                             | 28,938                              | 48 |
| SALMON FISHWHEEL<br>Upper Yukon    | 1976                           | 80                                      | 80                                  | 2                                    | 2   | 0   | --                            | 0                         | 0                              | 0                                   | 0  |
|                                    | 1977                           | 107                                     | 107                                 | 2                                    | 2   | 0   | --                            | 0                         | 0                              | 0                                   | 0  |
|                                    | 1978                           | 108                                     | 107                                 | 11                                   | 10  | 0   | --                            | 0                         | 0                              | 0                                   | 0  |
|                                    | 1979                           | 114                                     | 114                                 | 6                                    | 6   | 0   | 0                             | 1                         | 2                              | 6,500                               | 1  |
|                                    | 1980                           | 114                                     | 114                                 | 9                                    | 9   | 0   | 0                             | 2                         | 7                              | 9,320                               | 2  |
|                                    | 1981                           | 123                                     | 123                                 | 16                                   | 16  | 0   | 0                             | 2                         | 14                             | 10,893                              | 5  |
| A-Y-K GILL NET<br>Upper Yukon      | 1976                           | 35                                      | 35                                  | 1                                    | 1   | 0   | --                            | 0                         | 0                              | 0                                   | 0  |
|                                    | 1977                           | 44                                      | 44                                  | 1                                    | 1   | 0   | --                            | 0                         | 0                              | 0                                   | 0  |
|                                    | 1978                           | 47                                      | 46                                  | 2                                    | 2   | 0   | --                            | 0                         | 0                              | 0                                   | 0  |
|                                    | 1979                           | 49                                      | 48                                  | 5                                    | 5   | 0   | 0                             | 1                         | 2                              | 7,500                               | 1  |
|                                    | 1980                           | 48 <sup>3/</sup>                        | 47                                  | 6                                    | 5   | 0   | 0                             | 4                         | 2                              | 7,000                               | 0  |
|                                    | 1981                           | 64                                      | 64                                  | 8                                    | 8   | 0   | 0                             | 6                         | 2                              | 5,000                               | 0  |

| Fishery & Year <sup>1/</sup> |      | Total No. of Permanent Permits | No. of Permits           |                | No. of Permit Transfer Transactions | No. of Permits Involved In Transfers | Net Gain or Loss In Permits To Alaska Residents | No. of Permits Financed By Department of Commerce or CFAB <sup>2/</sup> | No. of Non-Monetary Transfers | No. of Monetary Transfers | Average Price Paid For Permits | No. of Transfers That Were Financed |
|------------------------------|------|--------------------------------|--------------------------|----------------|-------------------------------------|--------------------------------------|---|---|-------------------------------|---------------------------|--------------------------------|-------------------------------------|
|                              |      |                                | Held By Alaska Residents | No. of Permits |                                     |                                      |   |   |                               |                           |                                |                                     |
| Kuskokwim                    | 1976 | 688                            | 688                      | 8              | 8                                   | 0                                    | --  | 3   | 0                             | 0                         | 0                              |                                     |
|                              | 1977 | 761                            | 761                      | 18             | 18                                  | -                                    | --  | 11  | 0                             | 0                         | 0                              |                                     |
|                              | 1978 | 766                            | 765                      | 50             | 47                                  | 0                                    | --  | 26  | 6                             | 6,100                     | 2                              |                                     |
|                              | 1979 | 781                            | 780                      | 38             | 37                                  | -                                    | 1   | 17  | 10                            | 6,420                     | 4                              |                                     |
|                              | 1980 | 782                            | 781                      | 59             | 56                                  | 0                                    | 4   | 30  | 18                            | 6,912                     | 6                              |                                     |
|                              | 1981 | 785                            | 783                      | 49             | 47                                  | -1                                   | 4   | 35  | 14                            | 8,339                     | 4                              |                                     |
| Kotzebue                     | 1976 | 118                            | 118                      | 4              | 4                                   | 0                                    | --  | 2   | 0                             | 0                         | 0                              |                                     |
|                              | 1977 | 175                            | 175                      | 2              | 2                                   | 0                                    | --  | 0   | 0                             | 0                         | 0                              |                                     |
|                              | 1978 | 177                            | 177                      | 17             | 17                                  | 0                                    | --  | 5   | 1                             | 0                         | 1                              |                                     |
|                              | 1979 | 180                            | 180                      | 18             | 18                                  | 0                                    | 0   | 3   | 8                             | 5,200                     | 2                              |                                     |
|                              | 1980 | 194                            | 193                      | 12             | 11                                  | 0                                    | 0   | 6   | 3                             | 5,267                     | 1                              |                                     |
|                              | 1981 | 211                            | 208                      | 18             | 18                                  | -1                                   | 0   | 10  | 8                             | 7,812                     | 0                              |                                     |
| Lower Yukon                  | 1976 | 678                            | 677                      | 6              | 5                                   | 0                                    | --  | 4   | 0                             | 0                         | 0                              |                                     |
|                              | 1977 | 691                            | 691                      | 9              | 9                                   | 0                                    | --  | 3   | 2                             | 550                       | 0                              |                                     |
|                              | 1978 | 694                            | 691                      | 25             | 24                                  | -1                                   | --  | 14  | 5                             | 6,700                     | 3                              |                                     |
|                              | 1979 | 702                            | 698                      | 28             | 27                                  | 0                                    | 0   | 12  | 8                             | 5,834                     | 1                              |                                     |
|                              | 1980 | 703                            | 698                      | 45             | 44                                  | 0                                    | 1   | 26  | 10                            | 9,060                     | 3                              |                                     |
|                              | 1981 | 706                            | 703                      | 36             | 35                                  | 0                                    | 1   | 24  | 12                            | 9,333                     | 5                              |                                     |
| Norton Sound                 | 1976 | 169                            | 169                      | 0              | 0                                   | 0                                    | --  | 0   | 0                             | 0                         | 0                              |                                     |
|                              | 1977 | 176                            | 174                      | 2              | 2                                   | -1                                   | --  | 0   | 0                             | 0                         | 0                              |                                     |
|                              | 1978 | 176                            | 175                      | 7              | 7                                   | 0                                    | --  | 1   | 4                             | 4,350                     | 3                              |                                     |
|                              | 1979 | 177                            | 176                      | 11             | 11                                  | -1                                   | 0   | 2   | 3                             | 6,833                     | 0                              |                                     |
|                              | 1980 | 177                            | 175                      | 18             | 18                                  | -1                                   | 1   | 3   | 12                            | 7,833                     | 4                              |                                     |
|                              | 1981 | 195                            | 194                      | 17             | 16                                  | 0                                    | 2   | 7   | 10                            | 9,450                     | 5                              |                                     |
| TOTAL <sup>5/</sup>          | 1975 | 6,762                          | 4,819                    | 590            | 568                                 | +53                                  | --  | 83  | 160                           | 4,933                     | 102                            |                                     |
|                              | 1976 | 9,173                          | 7,119                    | 776            | 729                                 | +3                                   | --  | 152   | 195                           | 6,052                     | 99                             |                                     |
|                              | 1977 | 9,771                          | 7,643                    | 1,105          | 1,018                               | -13                                  | --  | 181   | 337                           | 10,674                    | 178                            |                                     |
|                              | 1978 | 9,974                          | 7,823                    | 1,293          | 1,183                               | -10                                  | --  | 260   | 385                           | 20,745                    | 220                            |                                     |
|                              | 1979 | 10,106                         | 7,895                    | 1,196          | 1,071                               | -39                                  | 88  | 216   | 337                           | 31,671                    | 194                            |                                     |
|                              | 1980 | 10,134                         | 7,877                    | 1,059          | 1,016                               | -17                                  | 436   | 366   | 562                           | 38,353                    | 348                            |                                     |
|                              | 1981 | 10,206                         | 7,924                    | 1,092          | 1,047                               | -23                                  | 714   | 442   | 602                           | 52,469                    | 409                            |                                     |

<sup>1/</sup> Due to a temporary freeze on transfers, numbers may be slightly low in 1979.

<sup>2/</sup> The Department of Commerce permit loan program began in 1979; the Commercial Fisheries and Agriculture Bank loan program began in 1980. This number is computed by tabulating the number of loan indicators placed on the CPEC permit file. The figures are preliminary and research staff is currently editing and updating this portion of the file.

<sup>3/</sup> All 1980 "Actual Transfer Information" data was generated from year-end permit status reports and R01-03B-7124 and 7125.

<sup>4/</sup> Decrease in number of permanent permits is caused by revocation.

<sup>5/</sup> Total average price is an average of all year-end averages.

Table 3.--Loans made by Department of Commerce and Economic Development  
for the purchase of entry permits.<sup>1/</sup>

| House<br>Election<br>District | Permit Only |               | Permit & Vessel |             | Total    |               |
|-------------------------------|-------------|---------------|-----------------|-------------|----------|---------------|
|                               | No.         | Dollars       | No.             | Dollars     | No.      | Dollars       |
| 1                             | 18          | \$ 606,350    | 8               | \$ 456,350  | 26       | \$1,062,700   |
| 2                             | 30          | 1,061,378     | 12              | 1,081,983   | 42       | 2,143,361     |
| 3                             | 32          | 930,626       | 4               | 155,030     | 36       | 1,085,656     |
| 4                             | 50          | 1,690,989     | 23              | 1,414,937   | 73       | 3,105,926     |
| 5                             | 27          | 1,134,646     | 9               | 628,750     | 36       | 1,763,396     |
| 6                             | 10          | 425,849       | 1               | 160,000     | 11       | 585,849       |
| 7-12                          | 71          | 3,410,299     | 8               | 606,200     | 79       | 4,016,499     |
| 13                            | 77          | 4,269,898     | 19              | 1,400,725   | 96       | 5,670,623     |
| 14                            | 36          | 1,854,109     | 6               | 609,900     | 42       | 2,464,009     |
| 15                            | 7           | 490,500       | 4               | 363,000     | 11       | 853,500       |
| 16                            | 22          | 984,898       | 7               | 661,200     | 29       | 1,646,098     |
| 17,18,19                      | 6           | 241,819       | -               | -           | 6        | 241,819       |
| 20                            | 9           | 334,100       | 1               | 55,000      | 10       | 389,100       |
| 21                            | 1           | 5,625         | -               | -           | 1        | 5,625         |
| 22                            | <u>2</u>    | <u>10,873</u> | <u>—</u>        | <u>—</u>    | <u>2</u> | <u>10,873</u> |
| TOTALS                        | 398         | \$17,451,959  | 102             | \$7,593,075 | 500      | \$25,045,034  |

TOTALS BY FISCAL YEAR

|                        |            |                  |          |             |            |                  |
|------------------------|------------|------------------|----------|-------------|------------|------------------|
| FY 72-78               | 3          | \$ 103,250       | -        | \$ -        | 3          | \$ 103,250       |
| FY 79                  | 22         | 673,775          | 38       | 2,810,608   | 60         | 3,484,383        |
| FY 80                  | 98         | 4,221,676        | 48       | 3,598,686   | 146        | 7,820,362        |
| FY 81                  | 174        | 7,637,392        | 16       | 1,183,781   | 190        | 8,821,173        |
| FY 82 (To<br>12/31/81) | <u>101</u> | <u>4,815,866</u> | <u>—</u> | <u>—</u>    | <u>101</u> | <u>4,815,866</u> |
| TOTALS                 | 398        | \$17,451,959     | 102      | \$7,593,075 | 500        | \$25,045,034     |

<sup>1/</sup> Information as of 12/31/81 supplied by Department of Commerce and Economic Development.

## FRAUD INVESTIGATIONS

Beginning in 1980 and continuing in 1981, the Commission initiated 361 investigations of alleged fraud, of which 316 investigations were completed and 129 (41%) were determined to be actionable. While these cases primarily involved suspected claims of Alaska domicile/residency made to the Commission in applications for entry permits and/or annual permit renewals, some involved other types of fraud and misrepresentation, e.g. forgery, emergency transfer abuse, and false statements. To date these investigations have resulted in identification of \$101,250 in annual permit renewal fee arrearages. Of that amount \$33,360 has been recovered. Twenty-four cases have been selected for either Commission revocation or Department of Law criminal proceedings. The collective appraised value of entry permits held by permit holders involved in Commission and Department of Law proceedings is \$1,828,110.

## CASE BACKLOG PROJECT

Because of the limitation of "new" fisheries and the impact of a number of court decisions, the administrative case load has grown substantially. The resolution of these cases is important not only to fishermen planning their gear and vessel investments, but to the Commission in making necessary adjustments to reach maximum numbers in each fishery. Consequently, during 1981, the Commission received an appropriation of approximately \$225,000 for the reduction of the backlog where hearings had been conducted but recommended decisions had not been prepared. In addition to its three full-time hearing officers, the Commission employed six contract attorneys to assist the permanent personnel in reducing the backlog. Although that effort was not underway until October, 1981, 75 recommended decisions were issued in the last three months of 1981.

## APPEALS

More than 150 appeals from the final actions of the Commission were before Alaska courts for review. In recent years, the number of active appeals has varied between approximately 100 and 150. Cases decided in 1981 with important precedent are summarized as below:

### Estate of Miner v. CFEC

(Supreme Court Opinion No. 2432, November 6, 1981)

Julie Miner had a long history of fishing and an equally long history of mental illness. She received a request for application form from the Commission in 1974, but failed to complete it and return it prior to the expiration of the application period in 1975. Application made on her behalf in 1977 was rejected as untimely and a request for hearing was denied. The Alaska Supreme Court held that limited entry

applicants are entitled to due process of law under the Constitution, including notice and hearing rights. The court found however, that the request for application form, in conjunction with media coverage, was sufficiently informative to constitute adequate notice, even in the case of a mentally incompetent person. The Court also held that a hearing was not required where the central fact of untimely application was undisputed, and that no exception to the filing deadline is required for the mentally ill.

Ostrosky v. State of Alaska

(#AN80-7652 Decision by Superior Court Judge Carlson 8-14-1981)

Henry, Lori and Julianne Ostrosky were convicted of fishing without valid entry permits and illegal possession of commercially caught fish.

Superior Court Judge Carlson reversed the convictions on the grounds that free transferability of the permits violates equal protection under the Alaska Constitution; and, therefore, the Ostrosky's could not be penalized for failure to possess the required permits. The court found that transfer of permits by inheritance or sale discriminates on the basis of lineage and wealth, and does not bear a fair and substantial relationship to the purposes of the act. This case has been appealed to the Alaska Supreme Court.

Estates of Smith and Anderson v. CFEC

(Supreme Court Opinion No. 5314, October, 1981)

Philip Smith and George Anderson were fishermen who died prior to the qualification date for limited entry applicants. Applications filed by the Smith and Anderson estates were rejected by the Commission on the grounds that the estates were ineligible. The Superior Court upheld the Commission's decision, finding that the requirement that the fisherman must have been alive on the qualification date in order for his estate to apply was reasonable and not violative of equal protection. The Alaska Supreme Court rejected the case altogether on the grounds that the appeals filed in 1978 following the Commission's denial of untimely requests for reconsideration were also untimely, since the Commission's decision to reject the applications became final in 1975.

Vik and Fowler v. CFEC

(Supreme Court Opinion 2431, November 6, 1981)

Vik and Fowler applied for entry permits in 1977 during the application period established as a result of the Alaska Supreme Court decision in Isakson v. Rickey. Both were found to have been eligible to apply during the original application period and their applications were therefore denied as untimely. The Alaska Supreme Court upheld the Commission's decision. The Court held that the Isakson decision

invalidating the January 1, 1973 cut-off date for eligibility does not compel the Commission to accept applications during the Isakson application period from persons who were eligible to apply during the original application period. The court also held that the restriction of the Isakson application period to those wrongfully precluded from applying during the original period affords gear license holders from 1960-1972 and those who held a license for the first time in 1973 or 1974 with substantially equal opportunities to apply for entry permits, and does not violate equal protection.

#### LEGISLATION

The 1981 Legislature adopted amendments to the Limited Entry Act which became effective in September, 1981. The amendments provided for:

- 1) replacement of common law rules of evidence by Alaska rules of evidence in the conduct of Commission investigations, hearings and proceedings [20 AAC 16.43.110(c)];
- 2) payment of prior year permit renewal fees before renewal for a current year, and that season long administrative closures were declared good cause for waiving payment of renewal fees [AS 16.43.150(d)];
- 3) minor economic hardship permits to be non-transferable unless the Commission estimated the optimum number at or below the outstanding number of valid permits issued in a fishery, except that they are transferable in a buy-back program [AS 16.43.170(b)(3)];
- 4) clarification of point pooling provisions added to the statutes in 1979 [AS 16.43.250(d)];
- 5) clarification of the requirements of eligibility to apply for an entry permit [AS 16.43.260(a)];
- 6) overissuance of entry permits in specific circumstances during an application process. If the overissuance does not exceed the maximum number by more than 10 permits or 5%, whichever is greater, the Commission may issue permits to all applicants in the last priority classification to receive entry permits under the hardship ranking point schemes instead of utilizing a lottery to select a portion of the names in that priority classification level [AS 16.43.270(b)];
- 7) expanded the provisions for administrative revocation of entry permits to include interim-use permits, and expanded the basis for revocation actions to

include false statements on yearly permit renewal forms [AS 16.43.355(a)];

- 8) reassignment of a loan on a permit revoked by the Commission through administrative action or by the court through criminal action [AS 16.43.355(i) and .360(f)]; and
- 9) expanded the definition of fishery to include combinations of gear types, administrative areas, or species of fishery resources [AS 16.43.380(3)].

The 1981 Legislature also made technical amendments to the Fishermen's Mortgage and Note Program--AS 16.10.650-720. The amendments were intended to make the newly adopted, targeted loan program operational. This program, adopted by the Legislature following a special committee investigation into the actual developments in Alaska's fisheries after implementation of the Limited Entry Law, was specifically designed to provide greater opportunity for residents of Alaska who had traditional ties to commercial fisheries to receive State loans. Applicants who cannot qualify under other State loan programs to finance the purchase of limited entry permits may qualify for a first loan under this new program.

###