



Lieutenant Governor Byron Mallott  
STATE OF ALASKA

August 4, 2015

Joseph Connors  
P.O. Box 1085  
Sterling, AK 99672

Re: 13PCAF, "An Act providing for the protection and conservation of Alaska's fisheries by prohibiting shore gill nets and set nets in nonsubsistence areas."

Dear Mr. Connors:

I have reviewed your petition for the initiative entitled "*An Act providing for the protection and conservation of Alaska's fisheries by prohibiting shore gill nets and set nets in nonsubsistence areas*" and have determined that the petition was properly filed. My notice of proper filing is enclosed. Specifically, the petition was signed by qualified voters (1) equal in number to 10 percent of those who voted in the preceding general election; (2) resident in at least three-fourths of the house districts in the state; and (3) who, in each of the house districts, are equal in number to at least seven percent of those who voted in the preceding general election in the house district. The Division of Elections verified 35,974 voter signatures, which exceeds the 28,545 signature requirement based on the 2014 general election. A copy of the Petition Statistics Report prepared by the Division of Elections is enclosed.

With the assistance of the attorney general, I have prepared the following ballot title and proposition that meets the requirements of AS 15.45.180:

**An Act to Prohibit Set Nets in Urban Areas**

This bill bans commercial fishing with shore gill nets and set nets in the urban, nonsubsistence areas of Alaska. A person could still use a shore gill net or set net for customary and traditional use or for "personal use" fishing in a nonsubsistence area. The bill does not apply to fishing in rural, subsistence areas of the state. The bill adopts existing definitions for "customary and traditional," "personal use fishing," "shore gill net," "set net," and "nonsubsistence area."

The bill adds an intent statement to the uncodified law. The statement describes shore gill nets and set nets. It states that shore gill net and set net fishing is outdated and wasteful. It notes that shore gill nets and set nets are banned elsewhere. It states that shore gill nets and set nets are harmful in nonsubsistence areas, which are near urban centers where there is more fishing. It states that banning shore gill nets and set nets will help conserve and develop fisheries. It states the bill does not intend to limit the Legislature's or the Board of Fish's discretion to allocate fish among users.

Should this initiative become law?

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This ballot proposition will appear on the election ballot of the first statewide general, special, special runoff or primary election that is held after (1) the petition has been filed; (2) a legislative session has convened and adjourned; and (3) a period of 120 days has expired since the adjournment of the legislative session. Barring an unforeseen special election, this proposition is scheduled to appear on the election ballot on the August 16, 2016 primary election. If a majority of the votes cast on the initiative proposition favor its adoption, the proposed law is enacted, I shall so certify. The act becomes effective 90 days after certification.

Please be advised that under AS 15.45.210, this petition will be void if I, with the formal concurrence of the attorney general, determine that an act of the legislature that is substantially the same as the proposed law was enacted after the petition has been filed and before the date of the election. I will advise you in writing of my determination in this matter.

Please be advised that under AS 15.45.240, any person aggrieved by my determination set out in this letter may bring an action in the superior court to have the determination reversed within 30 days of the date on which notice of the determination was given.

If you have questions or comments about the ongoing initiative process, please contact my staff, Scott Meriwether, at (907) 465-4081.

Sincerely,



Byron Mallott  
Lieutenant Governor

Enclosures

cc: Craig W. Richards, Attorney General  
Lauri Wilson, Acting Director of Elections

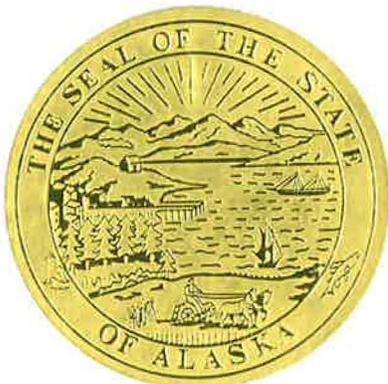
STATE OF ALASKA  
LIEUTENANT GOVERNOR  
JUNEAU

# NOTICE OF PROPER FILING

I, BYRON MALLOTT, LIEUTENANT GOVERNOR FOR THE STATE OF ALASKA, under the provisions of Article XI of the Constitution of the State of Alaska and under the provisions of AS 15.45, hereby provide notice that the initiative petition for “An Act providing for the protection and conservation of Alaska’s fisheries by prohibiting shore gill nets and set nets in nonsubsistence areas,” which was received on November 6, 2013, and known as 13PCAF, was properly filed.

I have determined that the initiative sponsors have timely filed the petition and that the petition is signed by qualified voters (1) equal in number to 10 percent of those who voted in the preceding general election; (2) resident in at least three-fourths of the house districts in the state; and (3) who, in each of the house districts, are equal in number to at least seven percent of those who voted in the preceding general election in the house district.

In accordance with AS 15.45.190, the Director of the Division of Elections shall place the ballot title and proposition on the election ballot for the Primary Election on August 16, 2016, except as provided by AS 15.45.210 or absent an intervening special election.



IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed hereto the Seal of the State of Alaska, at Juneau, Alaska,

This 4th day of August, 2015.

  
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LIEUTENANT GOVERNOR