

12.11.19

RC0024

Chairman Morisky, board members of the Alaska Board of Fisheries,

My name is Paul A. Shadura II and I reside within the Kenai Peninsula area. I am a commercial set-net fisher, I hold two limited entry area H permits. I wear a few resource related hats in the community. Currently I hold a Directors seat on the Cook Inlet Aquaculture board of directors and serve as the Finance Chair. I do not represent CIAA here today but I am available to answer any related questions, I have been a representative on this board for many years.

I want to thank board members for their commitment and sacrifices to be on this board. Some of us stakeholders have participated in this process for many years, all of us are here to help the board in the regulatory process.

I would like to note for the board;

AS 16.10.455 Cost Recovery fisheries (b) A hatchery permit holder may, by a majority vote of the membership of the hatchery permit holder's board, elect to harvest surplus salmon produced at a facility through the common property fishery. ...

In addition;

A "decision note" for AS 16.10.440 Regulations relating to released fish states;

Application of common use clause. – Although salmon are subject to the common use clause of the state Constitution while in natural waters of the state, by its own terms the common use clause does not apply to hatchery fish in terminal areas. (O'Callaghan v. Rue, 996 P.2d 88, Alaska 2000)

AS 16.10.540 Voluntary assessment on sale of salmon

(a) An association of persons who hold entry permits under AS 16.43, that consists of at least 51 percent of the persons holding entry permits and actively participating in a fishery to be benefited by a hatchery program, may levy and collect an assessment from among its members for the purpose of securing and repaying a loan made under AS 16.10.510...

CIAA has complied with the legislative intent language established in 1974;

"It is the intent of this Act to authorize the private ownership of salmon hatcheries by qualified non-profit corporations for the purpose of contributing, by artificial means, to rehabilitation of the state's depleted and depressed salmon fishery. ... (RIR No. 5J12-21, 2012, Introduction)

CIAA has produced millions of salmon resources to the region since our inception. We have consistently contributed to the local economy and to the State. CIAA stakeholders have spent considerable time and effort to analyze habitat issues that have hindered healthy returns of salmon. We have been proactive in working with state and federal entities with the assistance of other non-profit entities to address needs that have not been able to be addressed with current funding crisis.

The State of Alaska continues to traverse through financial difficulties that may further depress beneficial activities important to maintain viable fisheries in our region.

The current policy of the State is that we need to further opportunities, that we are "Open for Business". I respectfully request that the Board of Fisheries consider the need to "deregulate" rather than to add more regulations that will curtail the needs to stimulate our economy and refrain from depressing any resource opportunities if possible.

Thank you,

A handwritten signature in black ink that reads "Paul A. Shadura II". The signature is written in a cursive style with a double horizontal line at the end.

Paul A. Shadura II

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