

Initiative Petition 17FSH2 Implementation and Impact

Senate State Affairs Committee

Alaska Department of Natural Resources

Andrew T. Mack, Commissioner

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Management & Permitting

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DEPARTMENT OF NATURAL RESOURCES

Our mission: Develop, conserve, and maximize the use of Alaska's natural resources consistent with the public interest.

What we do: Manage the state's land, water, and mineral resources on behalf of Alaskans.

DNR ROLES & RESPONSIBILITIES

- DNR provides for the protection of fish and wildlife habitat in its land management plans and land & water-use authorizations/permits.
- DNR manages the use and diversion of water on all lands in Alaska.
- DNR works with ADF&G and ADEC on specific management plan guidelines and authorization/permit conditions related to fish and wildlife resources.

IMPACT OF INITIATIVE ON DNR

- The initiative focuses primarily on Title 16 fish habitat permits and ADF&G statutory authorities.
- However, if passed into law, the initiative may constrain DNR statutory authorities to appropriate water (AS 46.15).*
- DNR water authorizations/appropriations are used for:
 - Transportation projects
 - Ice roads to access oil and gas projects
 - Airports/docks
 - Highways
 - Mining/industrial projects
 - Operations and diversions
 - Disposal of hard rock and coal mine tailings
 - Pipelines
 - Residential/commercial construction projects
 - Municipal
 - Water and sewer
 - Schools and other municipal buildings/projects
 - Many other smaller projects

* (Refer to Case No: 3AN-17-09183CI, Affidavit of David W. Schade, DNR Division of Mining, Land & Water, Water Resources Section chief)

DNR WATER AUTHORIZATIONS

- **Reservation of Water:**
 - The statutory purposes for a reservation include the protection of fish and wildlife habitat, migration, and propagation (AS 46.15.145)
- **Traditional Water Rights:**
 - AS 46.15.080 Public Interest Criteria includes:
 - The effect on fish and game resources and on public recreational opportunities
 - Permit and certificate can include conditions requiring fish protection
- **Temporary Water Use:**
 - Must consult with ADF&G and ADEC prior to issuance
 - Includes conditions which protect ecosystems (fish and wildlife)

LARGE PROJECT COORDINATION

- The DNR Office of Project Management and Permitting (OPMP) may coordinate the review of larger scale projects in the state, such as transportation, oil and gas, mining, and alternative energy projects.
- OPMP facilitates multi-disciplinary agency teams to review project plans and inform individual agency decisions.
- The following diagram is a demonstration of the extensive coordination between state and federal agencies for a large mine project.



Inter-Agency Coordination Diagram



For public information purposes. More information can be found at <http://dnr.alaska.gov/commis/opmp/>

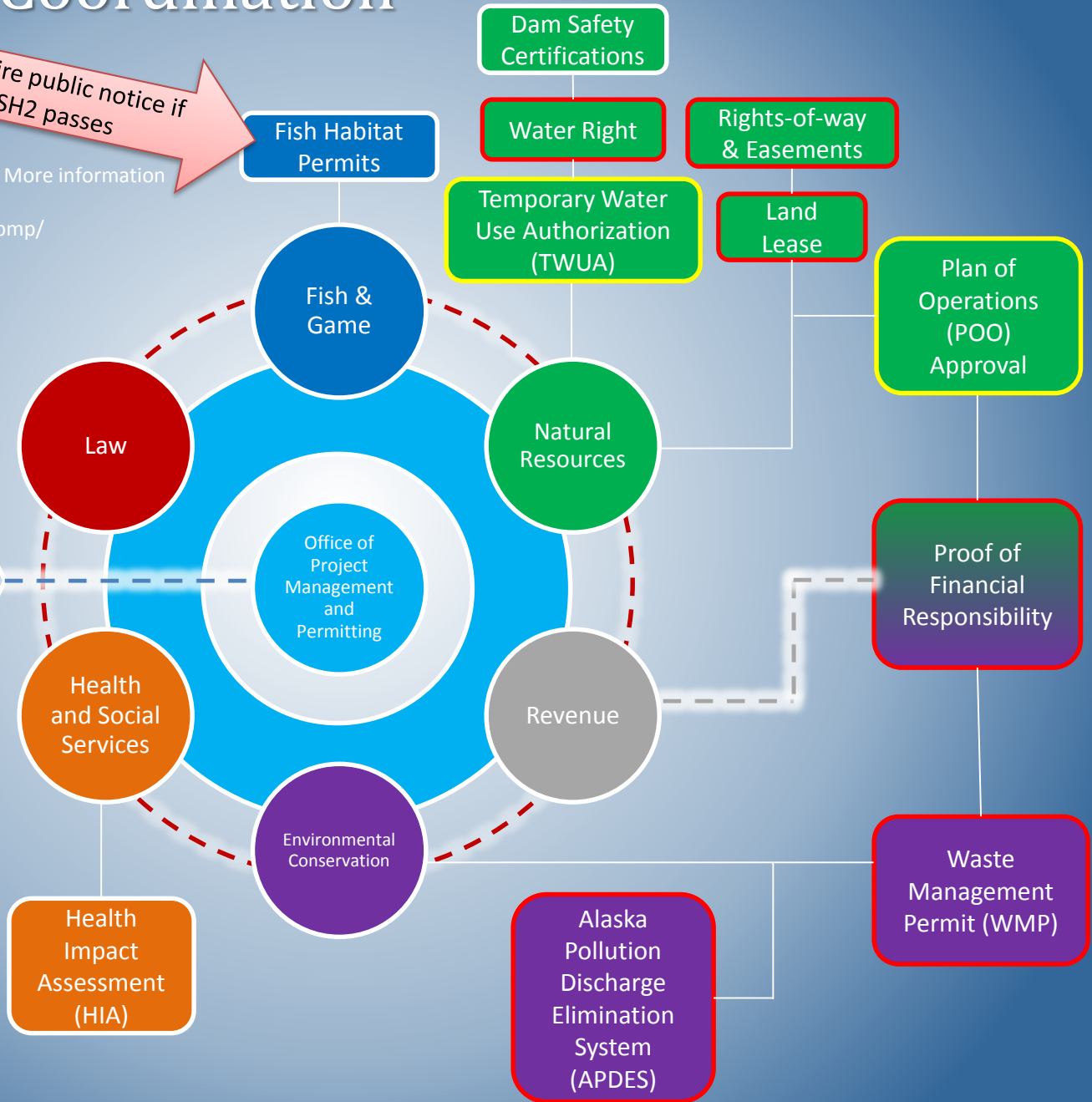
Will require public notice if 17FSH2 passes

National Environmental Policy Act (NEPA) Process

- Bureau of Land Management (BLM)
- Corps of Engineers (USACE)
- Forest Service (USFS)
- Environmental Protection Agency (EPA)

Key

- Formal authority
- - - Advisory role
- Public Notice Required
- Courtesy Public Notice



CONCLUSION

Thank you.

Questions?