

Amendment A.27 Retroactivity and Revival

Provides that if HB 106 is not signed into law by the sunset date and the program terminates it can be revived.

Amendment A. 28 Report to the Legislature

Requires an annual report on the progress that the Department of Natural Resources has made in drafting and adopting ACMP regulations

Amendment A.30 Information to Coastal District Representatives

Provides that the Department shall provide planning and consistency review data and information to members of the governing body of a coastal resource district or coastal resource service area. States that if the department provides funds to implement or amend a coastal district plan along with a restriction on the use of the funds, they will specify the state statute or federal regulation or statute that authorizes the restriction.

Amendment A.31 Elevations of Consistency Determinations

Provides that a dispute over a consistency determination between a coastal district and the Department of Natural Resources shall be elevated to the Commissioners of the Department of Natural Resources, the Department of Fish and Game and the Department of Environmental Conservation. The commissioners shall issue a written order signed by at least two of the commissioners that renders the final determination.

Amendment A. Coastal Policy Board (waiting for this still)

Establishes a nine-member Alaska Coastal Policy Board to review Coastal District plans and recommend that the Department of Natural Resources approve or modify the plan in whole or in part.

Amendment A.32 Enforceable Policies

Deletes requirement that district enforceable policies may be drafted on items that are not “adequately addressed” by state or federal law. States that the policies must not duplicate state or federal statutes or regulations, must not be preempted by federal or state law, must not arbitrarily or unreasonably restrict a use of state concern, and would not be unlawful for a state or federal agency to adopt. Districts may establish new standards or other requirements within the authority of a state or federal agency unless they are specifically objected to by that state or federal agency.

Amendment # 1 (A.2) - ADOPTED and AMENDED BY Amendment 6
Administration language – Designated Areas - Repeals Designated Area Requirement. Clarifies that district enforceable policies apply to all land and water issues subject to the plan. Requires Coastal district plans to be clear and concise, prescriptive or performance-based, necessary given local conditions, and supported by evidence including scientific or local knowledge if more specific than state or federal statutes or regulations.