

*replaces
Amendment #10
A-10*

28-GH1524\A.16
Bullock
2/7/13

AMENDMENT

new # 10

OFFERED IN THE HOUSE
TO: HB 77

BY REPRESENTATIVE SEATON

1 Page 22, lines 13 - 19:

2 Delete all material and insert:

3 "TRANSITION: TRANSFER OF CERTAIN PENDING APPLICATIONS FOR
4 RESERVED WATER. At the request of an applicant whose application is pending on the
5 effective date of this Act and who is no longer authorized to reserve water under
6 AS 46.15.145(a), as amended by sec. 40 of this Act, the Department of Natural Resources
7 shall transfer the pending application to an entity identified by the applicant that is authorized
8 to reserve water under AS 46.15.145(a), as amended by sec. 40 of this Act. The entity
9 receiving the application shall notify the Department of Natural Resources within two years
10 after receiving the application as to whether the entity intends to pursue the reservation of
11 water as requested in the application. If, within two years, the Department of Natural
12 Resources does not receive notice that the entity intends to pursue the same or a smaller
13 reservation or if the entity notifies the Department of Natural Resources that the entity will
14 not pursue the reservation in the application, the Department of Natural Resources shall
15 consider the application void and refund the application fee to the original applicant. If the
16 entity receiving the application continues to pursue the reservation of water as requested in
17 the application, the Department of Natural Resources shall consider the application, and, if a
18 certificate of reservation is issued, the certificate will carry the priority date of the original
19 application. The Department of Natural Resources may not bar an entity to which the
20 department transfers an application under this section from pursuing the reservation of water
21 that is described in the application."