

# ALASKA STATE LEGISLATURE



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## Senator Lyman Hoffman Co-Chair Senate Finance

### Sectional Analysis SB 202

“An Act relating to the liability of a Native corporation for the release or threatened release of hazardous substances present on certain lands.”

#### **Section 1**

Amends AS 46.03.822(a) to add subsection (n) which relieves Native corporations from liability if the Native corporation can prove the hazardous materials were already present on the land before the land was transferred to the Native corporation under the Alaska Native Claims Settlement Act (43 U.S.C 1601 et seq.)

#### **Section 2**

Amends AS 46.03.822(m) to add a new paragraph that defines Native Corporation to have the same meaning as in federal law under U.S.C 1602(m)

#### **Section 3**

Amends AS 46.03.822 to add a new subsection (n) that relieves Native corporations from liability if the Native corporation can prove the hazardous materials were already present on the land before the land was transferred to the Native corporation under the Alaska Native Claims Settlement Act (43 U.S.C 1601 et seq.)

#### **Section 4**

Repeals AS 46.03.822 (c)(3) which is a narrower exemption for Native corporations currently in statute and replaces it with the exemption in AS 46.06.822