

Fiscal Note

State of Alaska
2022 Legislative Session

Bill Version: SB 85
Fiscal Note Number: _____
() Publish Date: _____

Identifier: SB85-DNR-DOF-1-6-2022
Title: FOREST LAND USE PLANS; TIMBER SALES
Sponsor: RLS BY REQUEST OF THE GOVERNOR
Requester: Governor

Department: Department of Natural Resources
Appropriation: Fire Suppression, Land & Water Resources
Allocation: Forest Management & Development
OMB Component Number: 435

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below. (Thousands of Dollars)

	FY2023	Included in	Out-Year Cost Estimates					
	Appropriation Requested	Governor's FY2023 Request	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027	FY 2028
OPERATING EXPENDITURES	FY 2023	FY 2023	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027	FY 2028
Personal Services								
Travel								
Services								
Commodities								
Capital Outlay								
Grants & Benefits								
Miscellaneous								
Total Operating	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Fund Source (Operating Only)

None								
Total	0.0							

Positions

Full-time								
Part-time								
Temporary								

Change in Revenues

None								
Total	0.0							

Estimated SUPPLEMENTAL (FY2022) cost: 0.0 *(separate supplemental appropriation required)*

Estimated CAPITAL (FY2023) cost: 0.0 *(separate capital appropriation required)*

Does the bill create or modify a new fund or account? No
(Supplemental/Capital/New Fund - discuss reasons and fund source(s) in analysis section)

ASSOCIATED REGULATIONS

Does the bill direct, or will the bill result in, regulation changes adopted by your agency? **Yes**
If yes, by what date are the regulations to be adopted, amended or repealed? **06/30/23**

Why this fiscal note differs from previous version/comments:

Updated for SLA2022 fiscal note template
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Prepared By: <u>Helge Eng, Director</u>	Phone: <u>(907)269-8434</u>
Division: <u>Forestry</u>	Date: <u>01/06/2022 10:00 AM</u>
Approved By: <u>Theresa Cross, Administrative Services Director</u>	Date: <u>01/06/22</u>
Agency: <u>Office of Mangement and Budget</u>	

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2022 LEGISLATIVE SESSION

BILL NO. SB 85

Analysis

Under current law, negotiated timber sales are allowed under three different statutes. This bill consolidates the negotiated timber sales statutes into two statutes. The commissioner has the discretion to choose between a negotiated sale, competitive bid sale, or salvage sale for a timber sale. The amendments to AS 38.05.110 provide the commissioner of the Department of Natural Resources six factors to consider to guide the commissioner in determining the best timber sale processes.

This bill also amends the forest land use plans (FLUPs) statute. Under current statutes timber sales can be subject to redundant appeals at different stages, creating delays in timber harvests and uncertainty among timber harvesters, processors, and investors. A best interest finding under AS 38.05.035(e) – that address why the timber sale is in the best interests of the state – can be appealed or reconsidered under AS 44.37.011(b). FLUPs – which is the Division of Forestry’s implementation of the AS 38.05.035(e) best interest findings -- can be appealed or reconsidered under AS 44.37.011(b). This bill amends AS 38.05.112 to make the best interest finding under AS 38.05.035(e) the sole appealable decision for timber sales.

This bill does not change any program; therefore, the division submits a zero fiscal note.