



THE STATE  
of **ALASKA**

GOVERNOR MICHAEL J. DUNLEAVY

**Department of Natural Resources**

DIVISION OF MINING, LAND & WATER  
Public Access Assertion & Defense Unit

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March 30, 2022

Honorable Geran Tarr  
House Fisheries Committee  
State Capitol Room 128  
Juneau, Alaska 99801

Re: HB 397 (State Submerged Lands in Federal Areas)  
House Fisheries Committee Hearing (March 22, 2022)  
Inquiry from Chair Tarr

Chair Tarr:

During the hearing last week before the House Fisheries Committee regarding HB 397, you inquired regarding the types of permits and authorizations that the Alaska Department of Natural Resources (DNR) issues for state-owned submerged lands including those within federal areas. I requested the opportunity to confer with colleagues who, unlike me, are directly involved in such management actions daily. Having discussed your question with personnel within the Southcentral Regional Office of the DNR's Division of Mining, Land and Water (DMLW), the following are some of the permits and authorizations that are adjudicated on state-owned submerged lands:

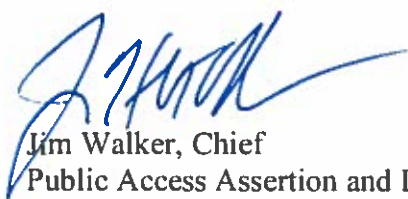
- Docks
- Mooring buoys
- Boat ramps
- Navigational aids
- Scientific equipment
  - Fish weir
  - Monitoring stations
  - Repeater sites
  - Water gauges
  - Acoustic arrays
  - Thermistors or other monitoring devices like gauges
- Material extraction
- Outfall lines (sewer, fish waste, etc.)
- Intake lines (water use for drinking, geothermal, hatchery use, etc.)
- Buried lines (electric, phone, fiberoptic, waterline)
- Energy production (pelton wheel, tidal dam, hydro turbine, wind towers)
- Camps below ordinary high-water mark or mean high tide

- Placement of rip rap or seawall (erosion control or bulkheads)
- Mariculture (shellfish, kelp, fish pens, test arrays, etc.)
- Long term anchoring of vessels (no buoy)
- Fixed cameras for commercial, scientific and other purposes (wildlife, etc.)
- Anchor bolts or bollards to tie things off
- Abandon derelict vessels
- Boat storage
- Cross country travel

The foregoing list is not exhaustive, and any use of state-owned submerged lands and/or waters following over them that exceeds generally allowable uses defined by 11 AAC 96.020 requires DMLW to permit or authorize such use pursuant to constitutional, statutory and administrative mandates.

I hope that this information is helpful and responsive. Please do not hesitate to contact me with any questions or concerns.

Sincerely Yours,



Jim Walker, Chief  
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