



# LAWS OF ALASKA

1971

Source

Chapter No.

HB 220 am S

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## AN ACT

Relating to the Joint State-Federal Natural Resources and Land Use Planning Commission; and providing for an effective date.

### BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

\* Section 1. AS 44.19 is amended by adding new sections to read:

#### ARTICLE 9D. THE JOINT STATE-FEDERAL NATURAL RESOURCES AND LAND USE PLANNING COMMISSION.

Sec. 44.19.748. STATE POLICY. The legislature determines that the efficient and provident development of Alaska demands a carefully coordinated approach to all natural resources and land use planning. This demand can only be met if the United States and its agencies, as the state's largest land owners, cooperate and coordinate their planning with that of the state and its agencies. The legislature recognizes that the state must and should play a significant role in planning the future uses of the public land base, since a substantial part of the public land of the United States will belong to the state in the future. The legislature accordingly invites the Congress of the United States to join with it in establishing a joint commission which will engage in natural resources and land use planning for Alaska.

Sec. 44.19.750. JOINT STATE-FEDERAL NATURAL RESOURCES AND LAND USE PLANNING COMMISSION. A Joint State-Federal Natural Resources and Land Use Planning Commission is established.

Sec. 44.19.752. STATE MEMBERSHIP ON THE COMMISSION.  
(a) The state membership on the commission is composed of the governor and

(1) two members of the governor's cabinet or their designees; and

(2) two members of the Alaska legislature: the chairman of the resources committee of the senate and the chairman of the resources committee of the house of representatives; and

(3) two citizens of the state who are recognized as being knowledgeable in the area of natural resources management and who are not employed by the executive branch of the state or federal government.

(b) State members, other than legislators, shall be appointed by the governor and serve at his pleasure.

Sec. 44.19.753. COMPENSATION AND PER DIEM. State members of the commission receive no salary for their service on the commission but are entitled to per diem and travel expenses authorized by law for commission.

Sec. 44.19.754. DUTIES. The commission shall formulate a coordinated land use policy governing the wise and beneficial use and management of natural resources and land in the state. In carrying out these duties, the commission shall

(1) be responsible for the preparation of a statewide natural resources and land use plan; provisions of the plan may include designation of areas planned for permanent reservation in federal ownership for parks or other purposes, designation of areas planned for fulfillment of the land grant provisions of the Alaska Statehood Act, designation of those areas of federal and state land which may be available for disposal, and designation of uses to be made of land remaining in federal and state ownership, including land which may be used in connection with a future transportation network; however, designation shall not preclude selections under provisions of the pending Native land claims settlement;

(2) review existing federal withdrawals and recommend modifications as are considered desirable;

(3) establish a committee of land use advisors to the commission, made up of representatives of commercial, residential, industrial, recreational, environmental, wilderness, and other land users; and

(4) make recommendations to the President of the United States and Congress and to the governor and Alaska legislature as to changes in laws, policies and programs that the commission determines are necessary or desirable to meet the duties of the commission set out in this section.

Sec. 44.19.755. DETERMINATIONS BY THE COMMISSION.  
(a) The director of the division of lands retains the authority to make and revise classifications of land under the authority of AS 38.05.300. However, any designation made by the commission and concurred in by the governor as to the most wise and beneficial use of land constitutes

to that extent an establishment for the state of the use of that land. The commission may redesignate a use when it is in the public interest.

(b) A designation may identify included or excluded natural resources and land uses. No authority to dispose of or to manage land is granted by this section.

Sec. 44.19.756. REGULATIONS. The commission may establish regulations to carry out its responsibilities.

Sec. 44.19.757. HEARINGS. The commission shall hold public hearings in Alaska, insofar as practicable in those areas directly affected, to obtain public views of proposed land use plans.

Sec. 44.19.758. INFORMATION FOR THE COMMISSION. Each department, board, or commission of the state government is authorized to furnish information to the commission upon request from the governor.

Sec. 44.19.759. STATEHOOD ACT LAND SELECTIONS. Nothing in secs. 748 - 758 of this chapter shall be construed as an agreement by the state to surrender, waive, or condition any right granted to it by Public Law 85-508, 72 Stat. 339 to make selection of land owned by the United States.

\* Sec. 2. This Act takes effect on the day after its passage and approval or on the day it becomes law without approval.