



LAWS OF ALASKA

1986

Source

HB 704 am

Chapter No.

119

AN ACT

Relating to the disposal of state materials.

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

THE ACT FOLLOWS ON PAGE 1, LINE 8

UNDERLINED MATERIAL INDICATES TEXT THAT IS BEING ADDED TO THE LAW AND BRACKETED MATERIAL IN CAPITAL LETTERS INDICATES DELETIONS FROM THE LAW; COMPLETELY NEW TEXT OR MATERIAL REPEALED AND RE-ENACTED IS IDENTIFIED IN THE INTRODUCTORY LINE OF EACH BILL SECTION.

Approved by the Governor: June 8, 1986
Actual Effective Date: September 6, 1986

AN ACT

Relating to the disposal of state materials.

* Section 1. AS 38.05.115(a) is amended to read:

(a) The commissioner shall determine the timber and other materials to be sold, and the limitations, conditions and terms of sale. The limitations, conditions and terms shall include the utilization, development and maintenance of the sustained yield principle, subject to preference among other beneficial uses. The commissioner may negotiate sales of timber or materials without advertisement and on the limitations, conditions, and terms that are considered to be in the best interests of the state. Within a one-year period, the commissioner may not negotiate a sale without advertisement to the same purchaser of

(1) [HOWEVER, NOT] more than 500 M.B.M. or equivalent other measure of timber; [OR]

(2) except as provided in (3) of this section, more than 25,000 cubic yards of materials; or

(3) more than 100,000 cubic yards of materials to a common carrier holding a lease under AS 38.35 [MAY BE SOLD BY NONADVERTISED, NEGOTIATED SALE TO THE SAME PURCHASER WITHIN A ONE-YEAR PERIOD].

* Sec. 2. AS 38.35.020 is amended by adding a new subsection to read:

(c) The commissioner may provide in a lease issued under this section that a lessee may, with the approval of the commissioner, use materials from state land when necessary to protect state land and

Chapter 119

1 resources from the dangers or hazards resulting from damage caused by
2 a pipeline disaster or emergency. If the commissioner approves the
3 use of state materials under this subsection, the materials remain the
4 property of the state until the material is sold to the lessee in
5 accordance with the provisions of the lease. However, the approval
6 does not transfer responsibility for clean up of the materials to the
7 state.
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