

SENATE BILL NO. 281

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTIETH LEGISLATURE - SECOND SESSION

BY SENATOR MACKIE

Introduced: 2/6/98

Referred: CRA, Resources

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to general grant land entitlements for the City and Borough of
2 Yakutat; and providing for an effective date."

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

4 * **Section 1.** AS 29.65.010(a) is amended to read:

5 (a) The general grant land entitlement of each of the municipalities in this
6 subsection is the amount set out opposite each:

- 7 (1) Municipality of Anchorage - 44,893 acres;
8 (2) City and Borough of Juneau - 19,584 acres;
9 (3) City and Borough of Sitka - 10,500 acres;
10 (4) Bristol Bay Borough - 2,898 acres;
11 (5) Fairbanks North Star Borough - 112,000 acres;
12 (6) Haines Borough - 2,800 acres;
13 (7) Kenai Peninsula Borough - 155,780 acres;
14 (8) Ketchikan Gateway Borough - 11,593 acres;

- 1 (9) Kodiak Island Borough - 56,500 acres;
 2 (10) Lake and Peninsula Borough - 125,000 acres;
 3 (11) Matanuska-Susitna Borough - 355,210 acres;
 4 (12) North Slope Borough - 89,850 acres;
 5 **(13) City and Borough of Yakutat - 30,000 acres.**

6 * **Sec. 2.** AS 29.65.040(c) is amended to read:

7 (c) Land may be selected or nominated for selection by a municipality to
 8 satisfy a general grant land entitlement under former AS 29.18.201 and 29.18.202 at
 9 any time before October 1, 1980. Land may be selected or nominated for selection by
 10 a municipality to satisfy a general grant land entitlement under AS 29.65.010(a)(1) -
 11 (9), (11), or (12) at any time before October 1, 1990. Land may be selected or
 12 nominated for selection by a municipality to satisfy a general grant land entitlement
 13 under AS 29.65.010(a)(10) at any time before October 1, 1996. **Land may be**
 14 **selected or nominated for selection by a municipality to satisfy a general grant**
 15 **land entitlement under AS 29.65.010(a)(13) at any time before October 1, 1999.**

16 However, if a municipal selection or nomination or a part of a municipal selection or
 17 nomination is rejected by the director, the municipality may, not later than 90 days
 18 after receipt of the rejection or final decision on an appeal filed under
 19 AS 29.65.050(d), select additional state land as necessary to satisfy its entitlement.

20 * **Sec. 3.** AS 29.65.050(c) is amended to read:

21 (c) The director shall approve or disapprove each selection for patent within
 22 nine months of its selection by a municipality. Before a decision is issued, the
 23 Department of Community and Regional Affairs shall review the selection and
 24 recommend approval or disapproval of it. The director may disapprove a selection
 25 only upon a finding that the public interest in retaining state ownership of the land
 26 outweighs the municipality's interest in obtaining the land. **If the director determines**
 27 **that the public interest in land selected in satisfaction of an entitlement under**
 28 **AS 29.65.010(a)(13) can be adequately protected by issuing a patent that is subject**
 29 **to stipulations, conditions, or covenants, and if the municipality agrees to accept**
 30 **the land subject to those stipulations, conditions, or covenants, the director may**
 31 **approve a selection that would otherwise be disapproved and may issue the patent**

1 **with the stipulations, conditions, or covenants agreed to by the municipality.** A
2 patent shall be issued to the municipality for land selected in satisfaction of a general
3 grant land entitlement vested under AS 29.65.010 - 29.65.030 within three months after
4 approval by the director of a plat of survey.

5 * **Sec. 4.** This Act takes effect immediately under AS 01.10.070(c).