

CS FOR SENATE BILL NO. 252(RES)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIRST LEGISLATURE - SECOND SESSION

BY THE SENATE RESOURCES COMMITTEE

Offered: 4/13/00
Referred: Finance

Sponsor(s): SENATE RULES COMMITTEE BY REQUEST OF THE GOVERNOR

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to surveying, mapping, and records on the automated state land
2 record system concerning rights-of-way acquired under former 43 U.S.C. 932,
3 requiring the state to record each right-of-way acquired under former 43 U.S.C.
4 932 within one year of the date the right-of-way is reported by the Department
5 of Natural Resources to the legislature or is listed by the legislature; and
6 suspending the recording requirements, before survey, for certain rights-of-way on
7 parcels less than 41 acres."

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

9 * **Section 1.** AS 19.30.400 is amended by adding a new subsection to read:

10 (e) The Department of Natural Resources shall create and maintain a record
11 on the automated state land records system of rights-of-way that have been either
12 reported to the legislature under (b) of this section or listed in (d) of this section.

13 * **Sec. 2.** AS 19.30 is amended by adding a new section to read:

1 **Sec. 19.30.415. Survey, mapping, and recording requirements for rights-of-**

2 **way.** (a) The state may

3 (1) survey a right-of-way acquired under former 43 U.S.C. 932; and

4 (2) mark a right-of-way acquired under former 43 U.S.C. 932 to make
5 the route of the right-of-way visually evident.

6 (b) The state shall record a right-of-way acquired under former 43 U.S.C. 932
7 within one year of the date the right-of-way is (1) reported to the legislature under
8 AS 19.30.400(b); or (2) listed in AS 19.30.400(d). In completing the recording, the
9 department and the recorder may not require the right-of-way to satisfy the
10 requirements of AS 40.17.030.

11 (c) Notwithstanding (b) of this section, if requested by a municipality with
12 platting authority, before survey, the Department of Natural Resources does not have
13 to record portions of a right-of-way acquired under former 43 U.S.C. 932 on parcels
14 of less than 41 acres within the municipality.