

SENATE BILL NO. 123

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SECOND LEGISLATURE - FIRST SESSION

BY SENATOR PEARCE

Introduced: 3/1/01

Referred: Transportation, Finance

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to legislative approval for the design and construction of facilities of**
2 **the Alaska Railroad Corporation."**

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

4 *** Section 1.** AS 42.40.285 is amended to read:

5 **Sec. 42.40.285. Legislative approval required.** Unless the legislature
6 approves the action by law, the corporation may not

7 (1) exchange, donate, sell, or otherwise convey its entire interest in
8 land;

9 (2) issue bonds;

10 (3) extend railroad lines; this paragraph does not apply to a spur,
11 industrial, team, switching, or side track;

12 (4) lease land for a period in excess of 35 years unless the corporation
13 reserves the right to terminate the lease if the land is needed for railroad purposes;

14 (5) apply for or accept a grant of federal land within a municipality;

1 before approving an action under this paragraph, the legislature must determine that
2 the federal land is required for essential railroad purposes; this paragraph does not
3 apply to the application for or acceptance of a grant of federal land associated with

4 (A) the Anchorage-Wasilla line change project on Elmendorf
5 Air Force Base and Fort Richardson;

6 (B) the Fairbanks intermodal rail yard expansion project;

7 (C) a conveyance of rail properties of the Alaska Railroad
8 under the original Alaska Railroad Transfer Act of 1982 as set out in Title VI,
9 P.L. 97-468; in this subparagraph, "rail properties of the Alaska Railroad" has
10 the meaning given in 45 U.S.C. 1202(10);

11 **(6) begin the design or construction of a facility, other than a**
12 **railroad line, having an estimated total design and construction cost greater than**
13 **\$5,000,000.**