

**CS FOR SENATE BILL NO. 123(TRA)**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SECOND LEGISLATURE - FIRST SESSION

BY THE SENATE TRANSPORTATION COMMITTEE

Offered: 3/23/01  
Referred: Finance

Sponsor(s): SENATOR PEARCE

**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 and railroad line realignment and railroad corridor  
3 projects of the Alaska Railroad Corporation."

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

5 \* **Section 1.** AS 42.40.285 is amended to read:

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

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

10 (2) issue bonds;

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

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

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

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

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

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

12                   **(6) begin the design or construction of a facility, other than a**  
13 **railroad line, having an estimated total design and construction cost greater than**  
14 **\$5,000,000;**

15                   **(7) begin the design or construction of a new railroad line**  
16 **realignment and railroad corridor project through an existing community having**  
17 **an estimated total design and construction cost greater than \$10,000,000.**