

HOUSE BILL NO. 189

IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-FOURTH LEGISLATURE - FIRST SESSION

BY THE HOUSE STATE AFFAIRS COMMITTEE

Introduced: 3/1/05

Referred: Community and Regional Affairs, State Affairs, Resources

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to an extension for review and approval of revisions to the Alaska
2 coastal management program; providing for an effective date by amending the effective
3 date of sec. 45, ch. 24, SLA 2003; and providing for an effective date."

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

5 * **Section 1.** The uncodified law of the State of Alaska enacted in sec. 46(c), ch. 24, SLA
6 2003, is amended to read:

7 (c) Notwithstanding any contrary provision of ch. 24, SLA 2003 [THIS ACT],
8 the repeal of the Alaska Coastal Policy Council enacted by sec. 44, ch. 24, SLA 2003
9 [OF THIS ACT], and the repeal of the Alaska Coastal Policy Council's duties in
10 AS 46.40.040, as amended by sec. 10, ch. 24, SLA 2003 [OF THIS ACT], a district
11 coastal management program, including its enforceable policies, approved by the
12 former Alaska Coastal Policy Council remains in effect for purposes of AS 46.39 and
13 AS 46.40 until the revised district coastal management plan is approved by [JULY
14 1, 2006, UNLESS] the Department of Natural Resources [DISAPPROVES OR

1 MODIFIES ALL OR PART OF THE PROGRAM BEFORE JULY 1, 2006].

2 * **Sec. 2.** The uncodified law of the State of Alaska enacted in sec. 47(a), ch. 24, SLA 2003,
3 is amended to read:

4 (a) Within one year after review and approval of the state's revised coastal
5 management program by the National Oceanic and Atmospheric Administration,
6 Office of Ocean and Coastal Resource Management, United States Department of
7 Commerce, under 16 U.S.C. 1455 and 1457 (Coastal Zone Management Act of
8 1972) [THE EFFECTIVE DATE OF REGULATIONS ADOPTED BY THE
9 DEPARTMENT OF NATURAL RESOURCES IMPLEMENTING CHANGES TO
10 AS 46.40.010 - 46.40.090, ENACTED BY SECS. 8 - 15 AND 44 OF THIS ACT, OR
11 BY JULY 1, 2005, WHICHEVER IS LATER], coastal resource districts shall review
12 their existing district coastal management program and submit to the Department of
13 Natural Resources for review and approval a revised district coastal management plan
14 meeting the requirements of AS 46.40 [, AS AMENDED BY THIS ACT,] and the
15 implementing regulations.

16 * **Sec. 3.** The uncodified law of the State of Alaska enacted in sec. 49, ch. 24, SLA 2003, is
17 repealed and reenacted to read:

18 Sec. 49. Section 45, ch. 24, SLA 2003, takes effect on the date that the
19 commissioner of natural resources certifies to the lieutenant governor that the National
20 Oceanic and Atmospheric Administration, Office of Ocean and Coastal Resource
21 Management, United States Department of Commerce, under 16 U.S.C. 1455(e), has
22 approved the revised coastal management program.

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