

1 IN THE HOUSE

BY MR. HURLEY

2 HOUSE BILL NO. 412

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIRST LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to soil conservation;
7 repealing and re-enacting Sec. 47-4-4, ACLA
8 1949; repealing and re-enacting the introduc-
9 tory paragraph of Sec. 47-4-5, and amending
10 Subsecs. 1, 7, and 9 of Sec. 47-4-5, ACLA
11 1949; and providing an effective date."

12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

13 Section 1. Sec. 47-4-4, ACLA 1949 is repealed and re-enacted
14 to read as follows:

15 Sec. 47-4-4. SOIL CONSERVATION BOARD: APPOINTMENT:
16 QUALIFICATIONS. There is created the Alaska Soil Conserva-
17 tion Board composed of three members appointed by the
18 governor subject to the provisions of the State Organization
19 Act of 1959. Members of the board shall be resident bona fide
20 farmers selected from the major farming areas of the state.
21 The term of office of members is three years, except that
22 initial appointments shall be for terms of one, two, and three
23 years, respectively. The governor shall fill vacancies by
24 appointment for the unexpired term. Members receive no salary
25 but receive the same per diem and travel expenses as are
26 authorized for members of state boards. At the request of the
27 commissioner of natural resources, the board shall meet and
28 shall advise him in the exercise of his powers, duties, and
29 functions.

HB #412 as amended
by the Senate

1 Sec. 2. The introductory paragraph of Sec. 47-4-5, ACLA
2 1949, is hereby repealed and re-enacted to read as follows:

3 47-4-5. POWERS OF COMMISSIONER OF NATURAL RESOURCES.

4 The Commissioner of Natural Resources shall have the follow-
5 ing powers:

6 Sec. 3. Subsections 1, 7 and 9 of Sec. 47-4-5, ACLA 1949
7 are hereby amended to read as follows:

8 (1) SURVEYS AND INVESTIGATIONS. To conduct land
9 capability surveys and investigations of potential agricultural
10 areas and of soil conservation and erosion control, including
11 necessary preventative and control measures, in the State
12 [TERRITORY]; to publish the results of such surveys and investiga-
13 tions and to disseminate information concerning the results of
14 such surveys and investigations to prospective settlers and the
15 general public.

16 (7) ACCEPTANCE OF CONTRIBUTIONS. To accept contribu-
17 tions in money, services, materials, equipment, or otherwise, from
18 the United States or any of its agencies, from any agency of the
19 State [TERRITORY], and from any other source, for use in carrying
20 out the purposes of this Act.

21 (9) SUB-DISTRICTS. To create sub-districts of the Soil
22 Conservation District of Alaska, upon the petition of 25 or more
23 land occupiers setting forth the proposed boundaries of the sub-
24 district, and after an adequately advertised favorable public
25 hearing has been held at a convenient location or locations within
26 the boundaries of the proposed sub-district; to fix the boundaries
27 of any sub-districts so created; to supervise the election of,
28 prescribe the duties of, and install a governing body of 5 land
29 occupiers to be known as District Supervisors for each sub-district.

1 created; and to delegate to the District Supervisors such of the
2 district's powers, as set out in this section, as the Commissioner
3 [BOARD] deems necessary to accomplish the purposes of this Act
4 within the sub-district boundaries.

5 DEFINITIONS. For the purposes of this Act, the term "land
6 occupier" or "occupier of land" means any person, firm or corpora-
7 tion who shall hold title to, or shall be in possession of, three
8 or more acres of land in the State [TERRITORY], whether as owner,
9 lessee, renter, tenant, or otherwise.

10 Sec. 4. The provisions of this act are supplementary to the
11 State Organization Act of 1959 and modify it solely with respect
12 to the establishment of the Alaska Soil Conservation Board.

13 Sec. 5. This Act takes effect on the day after its passage
14 and approval or on the day it becomes law without such approval.
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AMENDMENTS TO HOUSE BILL #412 adopted by Senate 3/19/60

- Page 1, line 8: After the semi-colon, insert "repealing and re-enacting the introductory paragraph of Sec. 47-4-5, and amending Subsecs. 1, 7, and 9 of Sec. 47-4-5, ACLA 1949."
- Page 1, line 15: After "or" (being the last two letters of the word "governor") insert "subject to the provisions of the State Organization Act of 1959"
- Page 1, line 26: Insert new Secs. 2, 3 and 4 to read as follows, and renumber following section accordingly:

"Sec. 2. The introductory paragraph of Sec. 47-4-5, ACLA 1949, is hereby repealed and re-enacted to read as follows:

47-4-5. POWERS OF COMMISSIONER OF NATURAL RESOURCES. The Commissioner of Natural Resources shall have the following powers:

Sec. 3. Subsections 1, 7 and 9 of Sec. 47-4-5, ACLA 1949, are hereby amended to read as follows:

(1) SURVEYS AND INVESTIGATIONS. To conduct land capability surveys and investigations of potential agricultural areas and of soil conservation and erosion control, including necessary preventative and control measures, in the State [TERRITORY]; to publish the results of such surveys and investigations and to disseminate information concerning the results of such surveys and investigations to prospective settlers and the general public.

(7) ACCEPTANCE OF CONTRIBUTIONS. To accept contributions in money, services, materials, equipment, or otherwise, from the United States or any of its agencies, from any agency of the State [TERRITORY], and from any other source, for use in carrying out the purposes of this Act.

(9) SUB-DISTRICTS. To create sub-districts of the Soil Conservation District of Alaska, upon the petition of 25 or more land occupiers setting forth the proposed boundaries of the sub-district, and after an adequately advertised favorable public hearing has been held at a convenient location or locations within the boundaries of the proposed sub-district; to fix the boundaries of any sub-districts so created; to supervise the election of, prescribe the duties of, and install a governing body of 5 land occupiers to be known as District Supervisors for each sub-district created; and to delegate to the District Supervisors such of the district's powers, as set out in this section, as the Commissioner [BOARD] deems necessary to accomplish the purposes of this Act within the sub-district boundaries.

DEFINITIONS. For the purposes of this Act, the term "land occupier" or "occupier of land" means any person, firm or corporation who shall hold title to, or shall be in possession of, three or more acres of land in the State [TERRITORY], whether as owner, lessee, renter, tenant, or otherwise.

Sec. 4. The provisions of this Act are supplementary to the State Organization Act of 1959 and modify it solely with respect to the establishment of the Alaska Soil Conservation Board."