

1 IN THE HOUSE

BY MESSRS. REED AND KERTTULA

2 HOUSE BILL NO. 440

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SECOND LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to land preference rights;
7 amending Subsec. (16), Sec. 5, Art. II, Ch.
8 169, SLA 1959, as amended by Sec. 4, Ch.
9 61, SLA 1960; and providing for an effective
10 date."

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

12 Section 1. Subsec. (16), Sec. 5, Art. II, Ch. 169, SLA 1959,
13 as amended by Sec. 4, Ch. 61, SLA 1960, is amended to read:

14 (16) The Director may grant preference rights for
15 the lease or purchase of Alaska lands in order to correct
16 the past or future errors or omissions of any state or
17 federal administrative agency where inequitable detriment
18 would otherwise result to a diligent claimant or applicant
19 due to situations over which the claimant or applicant had
20 no control. The exercise of this discretionary power shall
21 operate only to divest Alaska of its title to or interests
22 in lands, and shall be exercised only with the express
23 approval of the Commissioner. Any claimant who shows bona
24 fide improvement of Alaska lands made prior to May 2, 1959,
25 and who has in good faith sought to obtain title to such
26 lands but who through error or omission of others has been
27 denied title thereto, may on a showing satisfactory to the
28 Commissioner be accorded a preference right to lease or
29 purchase same at an appraised price determined by the

1 Division. Error or omission of a predecessor in interest
2 or an agent, administrator or executor which has clearly
3 prejudiced the claimant may be the basis for granting a
4 preference right.

5 Sec. 2. This Act takes effect on the day after its passage
6 and approval or on the day it becomes law without such approval.

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