

1 IN THE HOUSE

BY MESSRS. REED AND KERTTULA

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HOUSE BILL NO. 440

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IN THE LEGISLATURE OF THE STATE OF ALASKA

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SECOND LEGISLATURE - SECOND SESSION

5

A BILL

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For an Act entitled: "An Act relating to land preference rights;

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amending Subsec. (16), Sec. 5, Art II, Ch.

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169, SLA 1959, as amended by Sec. 4, Ch. 61,

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SLA 1960; and providing for an effective

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date."

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

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Section 1. Subsec. (16), Sec. 5, Art. II, Ch. 169, SLA 1959,

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as amended by Sec. 4, Ch. 61, SLA 1960, is amended to read:

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(16) The Director may grant preference rights for

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the lease or purchase of Alaska lands in order to correct

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the past or future errors or omissions of any state or

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federal administrative agency where inequitable detriment

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would otherwise result to a diligent claimant or applicant

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due to situations over which the claimant or applicant had

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no control. The exercise of this discretionary power shall

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operate only to divest Alaska of its title to or interests

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in lands, and shall be exercised only with the express

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approval of the Commissioner. Any claimant who shows bona

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fide improvement of Alaska lands made prior to March 31, 1960

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and who has in good faith sought to obtain title to such

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lands but who through error or omission of others has been

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denied title thereto, may on a showing satisfactory to the

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Commissioner be accorded a preference right to lease or

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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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