

Original sponsors: Kilcher
and Owen

Offered: 3/31/66
Referred: Judiciary

1 IN THE SENATE

BY THE RESOURCES COMMITTEE

2 CS FOR SENATE BILL NO. 280

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to leasehold improvements
7 on state lands."

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

9 * Section 1. AS 38.05.090 is repealed and re-enacted to read:

10 Sec. 38.05.090. REMOVAL OR SALE OF IMPROVEMENTS UPON
11 TERMINATION OF LEASES. (a) Upon termination of a lease,
12 the lessee may remove any improvements he has placed on the
13 land if removal will not cause injury or damage to the land.
14 Notice of intention to remove an improvement must be given
15 to the director within 30 days before termination of the
16 lease and the improvement must be removed from the land
17 within 60 days after termination of the lease or the right
18 to remove is forfeited. Improvements not removed within
19 the time allowed shall revert to and become the property of
20 the state.

21 (b) Improvements of the lessee which will not be re-
22 moved after termination of the lease shall be purchased by
23 the subsequent purchaser or lessee of the land if the im-
24 provements were authorized in the former lease or by permit
25 from the director. Upon the termination of a lease, and at
26 such additional times as may be necessary, the value of the
27 authorized improvements remaining on the land shall be set
28 by agreement between the former lessee and the director or,
29 if agreement cannot be reached, by an independent appraisal

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made at cost to the former lessee.

(c) A notice or offer by the state to sell or lease formerly leased land shall state

(1) the value of the authorized improvements remaining on the land;

(2) that the purchaser or lessee will be required, as a condition of the sale or lease, to purchase the improvements from the former lessee for an amount equal to the value specified.

(d) This section may not be construed to require the state to maintain, preserve or protect improvements remaining on land that has been under lease.