

Introduced: 3/22/68
Referred: Resources and
Finance

1 IN THE HOUSE

BY THE LABOR AND MANAGEMENT COMMITTEE

2

HOUSE BILL NO. 702

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FIFTH LEGISLATURE - SECOND SESSION

5

A BILL

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For an Act entitled: "An Act relating to protection of game breeding habitat."

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

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* Section 1. AS 16 is amended by adding a new chapter to read:

9

CHAPTER 21.

10

PROTECTION OF CERTAIN GAME BREEDING HABITAT.

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Sec. 16.21.010. LEGISLATIVE FINDINGS. The legislature recognizes that

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(1) there are land areas in the state which are essential to the continued existence of our natural game resources and that many of these areas are also essential in the exploration and development of oil and mineral resources;

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(2) unequal emphasis placed on the right to explore and develop oil and mineral resources has resulted in the extinction or threat of extinction of much of our game resources with far-reaching economic loss to state revenues;

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(3) cooperation and coordination of efforts can result in a balanced use of both resources without adversely affecting either;

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(4) the Bachatna, McArthur and Susitna Flats are essential for the nesting and breeding of waterfowl and the breeding, calving and grazing of moose;

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(5) presently these breeding areas are being uncontrollably molested by oil and mineral exploration and development.

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Sec. 16.21.020. PURPOSE. The purpose of secs. 10 - 60 of this chapter is to preserve game breeding habitat and give authority to the Department of Fish and Game to carry out this purpose.

1 Sec. 16.21.030. BREEDING HABITAT ESTABLISHED. The following
2 described areas are established as breeding habitat for wild game
3 and are to be known as the Upper Cook Inlet Wild Game Breeding Habitat:

4 "All those townships and portions of townships above the Mean
5 High Water of Cook Inlet within N1/2 T5N, R17W; T6N, R17W; T6N, R16W;
6 E1/2 T7N, R17W; T7N, R16W; T7N, R15W; E1/2 T8N, R17W; T8N, R16W; T8N,
7 R15W; SW1/4 T9N, R16W; T9N, R15W; N1/2 T9N, R14W; T10N, R15W; T10N,
8 R14W; T10N, R13W; SE1/4 T11N, R16W; N1/4 T11N, R16W; T11N, R15W; T11N,
9 R14W; T11N, R13W; SW1/4 T11N, R12W; N1/2 T12N, R15W; T12N, R14W; SW1/4
10 T12N, R13W; S1/4 T13N, R15W; SW1/4 T13N, R14W; E1/2 T13N, R10W; T13N,
11 R9W; T13N, R8W; T13N, R7W; T13N, R6W; NW1/4 T13N, R4W; SE1/4 T14N,
12 R10W; T14N, R9W; T14N, R8W; T14N, R7W; T14N, R6W; T14N, R5W; SW1/4
13 T14N, R4W; SE1/4 T15N, R9W; T15N, R8W; T15N, R7W; T15N, R6W; T15N, R5W;
14 S1/2 T16N, R6W; SW1/4 T16N, R5W, all of which are located within Seward
15 Meridian, Alaska."

16 Sec. 16.21.040. MULTIPLE USE. Oil and mineral exploration and
17 development is permitted in the area described in sec. 30 of this
18 chapter subject to state laws and regulations and additional limitations
19 determined by the commissioner of fish and game and the commissioner of
20 natural resources jointly and compatible with sound game conservation
21 and oil and mineral exploration and development practices.

22 Sec. 16.21.050. MINERAL LEASES. Language shall be incorporated
23 into mineral leases granted within the area described in sec. 30 of
24 this chapter reflecting the multiple purpose to which the land surface
25 is to be subjected.

26 Sec. 16.21.060. AUTHORITY. Nothing in this chapter may be con-
27 sidered as a transfer of the existing authority of the Department of
28 Natural Resources in letting mineral leases and regulating mineral
29 exploration and development to the Department of Fish and Game. The

1 Department of Fish and Game shall have the authority to review all
2 proposed construction in the area including but not limited to access
3 and egress roads, drilling sites, mud pits, pipelines, airstrips and
4 helicopter pads and water divergence in order to determine their
5 conformity to sound game conservation practices. The Department of
6 Fish and Game and the Department of Natural Resources shall promulgate
7 joint regulations consistent with sound game conservation and oil and
8 mineral exploration and development practices to carry out the purposes
9 of this chapter.

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