

Introduced: 2/10/67  
Referred: State  
Affairs and Judiciary

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IN THE SENATE  
BY THE RULES COMMITTEE BY  
REQUEST OF THE GOVERNOR

SENATE BILL NO. 90

IN THE LEGISLATURE FOR THE STATE OF ALASKA  
FIFTH LEGISLATURE - FIRST SESSION

A BILL

For an Act entitled: "An Act relating to the commissioner of highway's delegation of authority to sign Declaration of Taking; and providing for an effective date."

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

\* Section 1. AS 19.05.090 is amended to read:

Sec. 19.05.090. DECLARATION OF TAKING. A declaration of taking in the form of an order signed by the commissioner, or by a designee of the commissioner, declaring that the real property, or interest in it, or an easement, is necessary for the public use of the state vests title in the state. However, a declaration of taking is not effective until eminent domain proceedings have been instituted in the proper court, and a copy of the declaration of taking has been filed in the office of the recorder in the district where the land is located. The department may pay from the appropriate fund into court the amount it considers represents a reasonable valuation for the lands, easement or materials taken.

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