

Introduced: 9/29/67  
Referred: Finance

1 IN THE SENATE

RULES COMMITTEE  
BY REQUEST OF THE GOVERNOR

2 SENATE BILL NO. 11

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTH LEGISLATURE - FIRST SPECIAL SESSION

5 A BILL

6 For an Act entitled: "An Act providing for grants of state land to persons  
7 and municipal corporations to replace land which is  
8 rendered unusable as a result of natural disaster;  
9 and providing for an effective date."

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

11 \* Section 1. AS 38.05 is amended by adding a new section to read:

12 Sec. 38.05.348. GRANTS OF LAND AFTER NATURAL DISASTER. (a) The  
13 director of the division of lands may make grants of state land to  
14 persons and municipal corporations to replace land which is rendered  
15 unusable by a natural disaster for the purposes for which it was used  
16 before the natural disaster. The director shall designate state land  
17 which is available to replace land rendered unusable.

18 (b) A person is eligible for a grant of state land only if the  
19 land which was rendered unusable is owned by him and was used or  
20 leased before the natural disaster for private residential, business  
21 or commercial purposes. A person who incurred a binding obligation  
22 to purchase land before the natural disaster shall be considered the  
23 owner of the land for the purposes of this section.

24 (c) An application for a grant of state land shall be filed  
25 with the director, and shall contain

- 26 (1) the name and address of the applicant;  
27 (2) a legal description of the land rendered unusable;  
28 (3) proof of ownership of the land; and  
29 (4) a statement of the purpose for which the land was

1 used before the natural disaster rendered it unusable.

2 (d) The director shall, within 30 days of receipt of the  
3 application, approve or disapprove the application. The director's  
4 determination of eligibility for a grant of state land is final. At  
5 the time he approves the application or as soon thereafter as  
6 possible, the director shall specify the land which shall be granted  
7 to an eligible applicant. In making his designation he shall consider  
8 the value, size and use of the land rendered unusable as a result of  
9 the natural disaster, and shall as nearly as possible grant land of  
10 equal size or value or of equal utility.

11 (e) The applicant shall pay costs, not to exceed the administra-  
12 tive cost of transferring the property and the cost of surveying the  
13 land. In addition, the state may require a quitclaim deed to the  
14 unusable land in exchange for the grant of state land.

15 (f) In this section "natural disaster" means a flood, drought,  
16 fire, storm, earthquake or other catastrophe which, in the determina-  
17 tion of the governor, is or threatens to be of sufficient severity  
18 to warrant state assistance to persons and municipal corporations to  
19 alleviate damage, suffering and hardship caused by the catastrophe.

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