

Original sponsor: Anderson and Kerttula

Offered: 5/14/70
Referred: Rules

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

2 SENATE CS FOR CS FOR HOUSE BILL NO. 614

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to roads to areas rich in mineral
7 resources."

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

9 * Section 1. AS 19.30.020 is repealed and re-enacted to read:

10 Sec. 19.30.020. PURPOSE. The purpose of secs. 20 - 51 of this
11 chapter is to facilitate the commercial development of mineral re-
12 sources, except oil and gas, by authorizing funds to participate in
13 construction of developmental access roads into areas where mining
14 prospects of valid commercial promise are inaccessible to truck haulage.
15 These access roads are to be constructed as rudimentary truck roads
16 and to standards which can be readily improved for general public use.
17 It is the intent of the state to participate with mineral resource
18 developers up to 50 per cent for the cost of construction and mainte-
19 nance of developmental access roads under secs. 20 - 51 of this chapter.

20 * Sec. 2. AS 19.30.030 is repealed and re-enacted to read:

21 Sec. 19.30.030. COMMISSIONER OF NATURAL RESOURCES TO APPROVE
22 APPLICATION FOR ROAD CONSTRUCTION. (a) The commissioner of natural
23 resources may approve applications for construction of developmental
24 access roads under secs. 20 - 51 of this chapter.

25 (b) A request for construction assistance shall be submitted
26 to the commissioner of natural resources by the resource developer,
27 setting out the scope of the development and the resources to be
28 developed.

29 (c) The commissioner of natural resources shall review the

1 application and, if found feasible and participating funds are avail-
2 able, may enter into a contract in which the state will participate
3 with the applicant in the cost of construction of the road, up to
4 \$50,000 or up to 50 per cent of the cost, whichever is lower; however,
5 the applicant shall pay for all right-of-way acquisition.

6 * Sec. 3. AS 19.30.040 is repealed and re-enacted to read:

7 Sec 19.30.040. CONSTRUCTION AND MAINTENANCE. (a) Upon approval
8 of an application and agreement as to state participation, the appli-
9 cant resource developer shall submit to the commissioner of natural
10 resources road plans and specifications for the standard of construction
11 he believes to be necessary to develop the mineral resource and
12 protect the fish and game resources that may be affected by the road
13 construction. Plans and specifications submitted by each applicant
14 shall be forwarded by the commissioner of natural resources to the
15 commissioner of highways and the commissioner of fish and game and
16 upon approval by them, the applicant may proceed with construction.

17 (b) The applicant will be allowed credit for the use of his own
18 men and equipment or those of his contractor as his share of cost
19 participation. The applicant must submit documentation satisfactory
20 to the commissioner of highways to support his participation for this
21 credit.

22 (c) If the total cost of the road is less than the original
23 estimate, the state will match only half of the actual cost.

24 (d) If the total cost of the road is greater than the original
25 estimate, the applicant resource developer will be responsible for
26 all costs in excess of the agreed upon state participation.

27 (e) The road becomes the property of the state, and, so long as
28 the road is used by the applicant resource developer, is open to public
29 use, and the applicant shall bear one-half the cost of maintenance.

1 * Sec. 4. AS 19.30 is amended by adding a new section to read:

2 Sec. 19.30.045. CANADIAN MINERALS. The state may elect, at the
3 joint discretion of the commissioners of highways and natural resources,
4 to authorize participation in a similar manner, to that authorized in
5 secs. 20 - 40 of this chapter, in construction and maintenance of
6 developmental access roads to the Alaskan border for the development
7 of mineral resources which are in adjacent Canadian lands if such
8 access roads are the most feasible way of developing those mineral
9 resources, and if it is considered by the commissioners to be in the
10 interest of the State of Alaska to construct the roads; however, the
11 state may participate up to \$50,000, or up to one-third of the cost
12 of construction and of the maintenance of these roads in Alaska, which-
13 ever is lower.

14 * Sec. 5. AS 19.30.051 is amended to read:

15 Sec. 19.30.051. REGULATIONS. The commissioner of natural re-
16 sources and the commissioner of highways shall promulgate rules and
17 regulations to effectuate the purposes of secs. 20 - 51 [10 - 51] of
18 this chapter.

19 * Sec. 6. AS 19.30.010 is repealed.
20
21
22
23
24
25
26
27
28
29