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Introduced: 1/22/70
Referred: Resources

BY THOMAS, BEGICH, JOSEPHSON,
KOSLOSKY, B. PHILLIPS, RADER

1 IN THE SENATE

2 SENATE BILL NO. 388

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act creating the Chugach State Park."

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

8 * Section 1. AS 41.20 is amended by adding new sections to read:

9 ARTICLE 5. CHUGACH STATE PARK.

10 Sec. 41.20.170. DECLARATION OF PURPOSE. The purpose of secs.
11 170 - 210 of this chapter is to restrict state-owned lands and waters
12 described in sec. 180 of this chapter to use as a state park. Under
13 the provisions of AS 38.05.300, state land, water or land and water
14 containing more than 640 acres may be closed to multiple purpose use
15 only by act of the legislature. Because the area described in sec. 180
16 of this chapter exceeds 640 acres, secs. 170 - 210 of this chapter are
17 intended to provide for the closing of the described lands and waters
18 to multiple purpose use in conformity with AS 38.05.300 and their
19 subsequent designation as a special purpose site in accordance with
20 art. VIII, sec. 7, of the Constitution of the State of Alaska.

21 Sec. 41.20.180. DESIGNATED STATE LAND AND WATER RESTRICTED TO
22 USE AS A STATE PARK. The presently state-owned lands and waters, and
23 all those acquired in the future by the state, lying within the
24 parcels described in this section are designated as the Chugach State
25 Park. The park is established to protect and supply a satisfactory
26 water supply for the use of the people, to provide recreational oppor-
27 tunities for the people by providing areas for specified uses and
28 constructing the necessary facilities in those areas, to protect areas
29 of unique and exceptional scenic value, to provide areas for the public

1 display of local wildlife and to protect the existing wilderness
2 characteristics of the easterly interior area. The eastern area of the
3 park shall be operated as a wilderness area, the central area as a
4 scenic area, and the periphery areas as recreational areas. The lands
5 and waters designated as the Chugach State Park and reserved from all
6 uses incompatible with their primary function as a state park are those
7 within the following described parcels excluding valid entries:

8 (1) Township 11 North, Range 3 West, Seward Meridian

9 Section 10: Lots 19 - 22, 24, 25, 28, 29, 33, 34,
10 37; and SE1/4, and E1/2E1/2SW1/4

11 Section 14: SW1/4

12 Sections 15, 22, 23, 25 and 26

13 Section 24: S1/2 and NE1/4

14 (2) Township 10 North, Range 2, West, Seward Meridian

15 Sections 1 - 4

16 (3) Township 11 North, Range 2 West, Seward Meridian

17 Section 1 - 3

18 Section 4: Lots 1 - 4, and S1/2N1/2, SE1/4,
19 NW1/4SW1/4, NE1/4SW1/4 and SE1/4SW1/4

20 Section 5: Lots 1, 2, 4, and S1/2NE1/4, SW1/4NW1/4,
21 W1/2SW1/4 and SE1/4SW1/4

22 Section 7: E1/2NE1/4 and SE1/4

23 Section 8: S1/2, NW1/4, and N1/2NE1/4

24 Section 9: N1/2N1/2, SW1/4, and S1/2SE1/4

25 Sections 10 - 17

26 Section 18: Lot 4; and NE1/4, SE1/4, and E1/2SW1/4

27 Section 19, except Lot 1 USS 4909

28 Section 20, except Lot 2 USS 4909

29 Sections 21 - 26

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Section 27: E1/2, NW1/4, and SE1/4SW1/4

Section 28: NE1/4NE1/4, NW1/4, and E1/2SW1/4

Section 29 - 32

Sections 33 except USS 2891 and USS 3384

Sections 34 - 36

(4) Township 12 North, Range 2 West, Seward Meridian

Section 3: W1/2, SE1/4, and SW1/4NE1/4

Sections 4, 5, and 7 - 10

Section 11: SW1/4, W1/2NW1/4, SE1/4NW1/4, and
SW1/4SE1/4

Section 13: SW1/4NW1/4, SW1/4, and SW1/4SE1/4

Sections 14 - 29

Section 31: S1/2SE1/4 and SE1/4NE1/4

Sections 32 - 36

(5) Township 14 North, Range 2 West, Seward Meridian

Section 11: Lots 74 and 75

Section 13

Section 14: Lots 1 - 3, 13 - 16, 31, 32; and
NE1/4NE1/4NE1/4, SE1/4NE1/4NE1/4, and
SW1/4NE1/4NE1/4

Section 24: N1/2N1/2

(6) Township 10 North, Range 1 West, Seward Meridian

Sections 1 - 4

Section 5, except USS 3215 and Indian Valley
Subdivision

Section 6, except USS 1868 and USS 3200

Section 8

Section 9, except USS 3680, USS 3382, and USS 1069

Section 10, except USS 3201, USS 3202, and USS 3382

1 Sections 11 - 14 and 23 - 25

2 USS 3680: Lot 1

3 (7) Township 11 North, Range 1 West, Seward Meridian

4 Sections 1 - 30

5 Section 31, except USS 3200, USS 1868 and First
6 Addition Indian Valley Subdivision

7 Section 32 - 36

8 (8) Township 12 North, Range 1 West, Seward Meridian, except
9 lands covered by PLO 2029

10 (9) Township 13 North, Range 1 West, Seward Meridian

11 (10) Township 14 North, Range 1 West, Seward Meridian

12 Sections 1 - 4

13 Section 5: Lots 1 - 4; and S1/2NE1/4, SE1/4NW1/4,
14 N1/2SW1/4NW1/4, SE1/4SW1/4NW1/4,
15 E1/2SW1/4SW1/4NW1/4, E1/2SE1/4, and
16 N1/2NW1/4SE1/4

17 Section 6: Lots 1 - 3

18 Section 9: E1/2

19 Sections 10 - 13

20 Section 14: N1/2, E1/2SE1/4, and N1/2SW1/4

21 Section 15: NE1/4, N1/2NW1/4, SE1/4NW1/4, and
22 SW1/4SW1/4

23 Section 16: SW1/4, S1/2SE1/4, and NW1/4SE1/4

24 Section 17: S1/2

25 Section 18: S1/2

26 Section 19: N1/2N1/2

27 Section 20: N1/2 and SW1/4

28 Section 21, except NW1/4SW1/4

29 Section 22, except E1/2NE1/4

1 Section 23: SW1/4NW1/4, SW1/4, SW1/4SE1/4,
2 SW1/4NE1/4SE1/4, and S1/2SE1/4SE1/4

3 Section 24: N1/2, E1/2SE1/4, NW1/4SE1/4,
4 W1/2SW1/4SW1/4SW1/4, SE1/4SW1/4SW1/4SW1/4,
5 and W1/2NW1/4SW1/4

6 Section 25: S1/2 except N1/2NE1/4NE1/4SE1/4; and
7 SW1/4SW1/4NE1/4, SW1/4SE1/4SW1/4NE1/4,
8 SW1/4NW1/4SW1/4NE1/4, S1/2NW1/4, NW1/4NW1/4,
9 SW1/4NE1/4NW1/4, S1/2SE1/4NE1/4NW1/4, and
10 SW1/4NW1/4NE1/4NW1/4

11 Sections 26 - 36

12 (11) Township 15 North, Range 1 West, Seward Meridian

13 Section 1

14 Section 2: SE1/4

15 Section 11: E1/2, N1/2SW1/4, E1/2NW1/4, and
16 SW1/4NW1/4

17 Sections 12 and 13

18 Section 14: S1/2, NE1/4, E1/2NW1/4, and SW1/4NW1/4

19 Section 15: SE1/4 and S1/2NE1/4

20 Sections 21 - 28

21 Section 29: E1/2, E1/2SW1/4, and SW1/4SW1/4

22 Section 31: E1/2 and E1/2SW1/4

23 Section 32: N1/2, E1/2SE1/4, and S1/2SW1/4

24 Sections 33 - 36

25 (12) Township 16 North, Range 1 West, Seward Meridian

26 Section 25: NE1/4SE1/4SE1/4 and N1/2SE1/4SE1/4SE1/4

27 (13) Township 10 North, Range 1 East, Seward Meridian

28 (14) Township 11 North, Range 1 East, Seward Meridian

29 (15) Township 12 North, Range 1 East, Seward Meridian

1 (16) Township 13 North, Range 1 East, Seward Meridian

2 (17) Township 14 North, Range 1 East, Seward Meridian

3 Sections 1 - 29

4 Section 30: Lots 2, 4; and N1/2, N1/2SE1/4,

5 N1/2SE1/4SE1/4, N1/2NE1/4SW1/4,

6 SW1/4SW1/4SW1/4SE1/4, S1/2SE1/4SW1/4,

7 S1/2NW1/4SE1/4SW1/4, and NW1/4NW1/4SE1/4SW1/4

8 Section 31: Lots 1, 2, 3, 5; and E1/2S1/2, SE1/4,

9 S1/2NE1/4, S1/2NW1/4NE1/4, NW1/4NW1/4NE1/4,

10 W1/2NE1/4NW1/4NE1/4, SE1/4NE1/4NW1/4NE1/4,

11 SW1/4NE1/4NE1/4, and SW1/4SE1/4NE1/4NE1/4

12 Section 32: N1/2NE1/4, W1/2SE1/4NE1/4,

13 NE1/4SE1/4NE1/4, SW1/4SW1/4, S1/2SE1/4SW1/4,

14 S1/2NE1/4SE1/4SW1/4, W1/2NW1/4SE1/4SW1/4,

15 SE1/4NW1/4SE1/4SW1/4, SW1/4SW1/4SE1/4,

16 SW1/4SE1/4SW1/4SE1/4, W1/2SW1/4NW1/4SE1/4SE1/4,

17 S1/2NW1/4SW1/4, NW1/4NW1/4SW1/4,

18 W1/2NE1/4NW1/4SW1/4, SE1/4NE1/4NW1/4SW1/4,

19 SW1/4SW1/4NW1/4, SW1/4NW1/4SW1/4NW1/4, and

20 W1/2SE1/4SW1/4NW1/4

21 Section 33: N1/2NE1/4, NE1/4NW1/4, and

22 N1/2NW1/4NW1/4

23 Section 34 - 36

24 (18) Township 15 North, Range 1 East, Seward Meridian

25 (19) Township 16 North, Range 1 East, Seward Meridian

26 Sections 26 - 29 and 31 - 36

27 Section 30: SW1/4SW1/4

28 (20) Township 10 North, Range 2 East, Seward Meridian

29 Sections 4 - 6, except Chugach National Forest

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Section 7

Section 8: W1/2, W1/2NE1/4, NE1/4NE1/4, and
N1/2SE1/4NE1/4, except USS 3045

Section 9: N1/2

Section 18: N1/2 and SW1/4, except USS 3043 and
USS 3042

(21) Township 11 North, Range 2 East, Seward Meridian
Sections 1 - 7, 18, 19, 30, and 31, except Chugach
National Forest

(22) Township 12 North, Range 2 East, Seward Meridian

(23) Township 13 North, Range 2 East, Seward Meridian

(24) Township 14 North, Range 2 East, Seward Meridian

(25) Township 15 North, Range 2 East, Seward Meridian

Sections 1 - 4, 6, 7, and 10 - 36

Section 9: E1/2

(26) Township 16 North, Range 2 East, Seward Meridian

Section 1: S1/2 except USS 3527, USS 3914,
USS 4789, and USS 3282

Sections 2 and 9 - 11: that portion south of the
Glenn Highway

Sections 12 - 16

Section 17: that portion of the E1/2 south of the
Glenn Highway

Section 19: S1/2

Section 20: NE1/4

Sections 21 - 28

Sections 30 and 31 -

Sections 33 - 36

(27) Township 11 North, Range 3 East, except Chugach

1 National Forest.

2 (28) Township 12 North, Range 3 East, Seward Meridian

3 (29) Township 13 North, Range 3 East, Seward Meridian

4 (30) Township 14 North, Range 3 East, Seward Meridian

5 (31) Township 15 North, Range 3 East, Seward Meridian

6 Sec. 41.20.190. DESIGNATION OF MANAGEMENT RESPONSIBILITY. The
7 state lands and waters described in sec. 180 of this chapter as the
8 Chugach State Park are assigned to the Department of Natural Resources
9 for control, development and maintenance, except that the Department
10 of Highways is responsible for the repair and maintenance of all
11 existing public roads within the park. The control of highway access
12 and roadside structures within the Chugach State Park is the responsi-
13 bility of the Department of Natural Resources. The Department of Fish
14 and Game shall cooperate with the Department of Natural Resources
15 to provide for those purposes under sec. 180 of this chapter relevant
16 to the duties of the Department of Fish and Game. If, in the exercise
17 of management responsibility under this section, conflicts of land
18 ownership, jurisdiction, or authority are unreconcilable or unmanageable
19 other than an unreasonable cost and expense to the state, the commis-
20 sioner after public hearing in accordance with AS 44.62 may modify the
21 boundaries of the Chugach State Park not to exceed 20 per cent of the
22 total acreage described in sec. 180 of this chapter.

23 Sec. 41.20.200. INCOMPATIBLE USE PROHIBITED. (a) The Commis-
24 sioner of Natural Resources shall designate by regulation, adopted in
25 accordance with the Administrative Procedure Act (AS 44.62), incompati-
26 ble uses within the boundaries of the Chugach State Park in accordance
27 with secs. 170 - 180 of this chapter, and those incompatible uses
28 designated shall be prohibited or restricted, as provided by regulation.

29 (b) In adopting regulations under this section and in complying

1 with AS 44.62.210, the Commissioner of Natural Resources shall provide
2 the opportunity for the oral presentation of statements, arguments or
3 contentions.

4 (c) Except for areas within one mile of maintained roads, trails
5 and camp grounds, hunting with a firearm in Chugach State Park when
6 authorized by the Board of Fish and Game under AS 16.05, is not subject
7 to the provisions of AS 11.55.050 which prohibit the discharge of a
8 firearm in a public park.

9 Sec. 41.20.210. PURCHASE AUTHORIZED. The Commissioner of Natural
10 Resources may acquire, by purchase in the name of the state, title to
11 or interest in real property lying within or abutting the boundaries
12 of the Chugach State Park.
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