

Introduced: 4/16/71
Referred: State Affairs

1 IN THE HOUSE

BY THE STATE AFFAIRS COMMITTEE

2 HOUSE BILL NO. 435

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to permits required for crossing
7 state lands; and providing for an effective date."

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

9 * Section 1. AS 38.05.330 is amended to read:

10 Sec. 38.05.330. PERMITS. The director, without the prior approval
11 of the commissioner, may issue permits, rights-of-way or easements on
12 state lands for secondary roads, trails, ditches, [PIPELINES,] telephone
13 and transmission lines, log storage, oil well drilling sites and
14 production facilities for the purposes of recovering minerals from
15 adjacent lands under valid lease, and other similar uses or improve-
16 ments, or for the limited personal use of timber or materials. The
17 director may issue, with prior approval of the commissioner, permits,
18 rights-of-way, or easements on state lands for petroleum or natural
19 gas pipelines. In approving or denying a petroleum or natural gas
20 pipeline permit, right-of-way or easement the commissioner shall
21 consider its impact on the human and natural environment and the merits
22 of minimizing that impact through the use of common corridors for man-
23 made facilities. In each instance, the commissioner shall give
24 preference to applications requesting the use of existing common
25 corridors. The commissioner, upon recommendation of the director,
26 shall establish a reasonable rate or fee schedule to be charged for
27 these uses. In the granting, suspension or revocation of a permit or
28 easement of lands, the director shall give preference to that use of
29 the land which will be of greatest economic benefit to the state and

1 the development of its resources. However, first preference shall be
2 granted to the upland owner for the use of a tract of tideland, or
3 tideland and contiguous submerged land, which is seaward of the upland
4 property of the upland owner and which is needed by the upland owner
5 for any of the purposes for which the use may be granted.

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

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