

Introduced: 1/31/72
Referred: Resources

1 IN THE HOUSE

BY ROSE

2 HOUSE BILL NO. 562

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to state parks; and providing for an
7 effective date."

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

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

10 Sec. 41.20.261. DESIGNATED STATE LAND AND WATER RESTRICTED TO USE
11 AS A STATE PARK FOR WILDERNESS PURPOSES. (a) The presently state-owned
12 lands and waters, and all those acquired in the future by the state,
13 lying within the parcels described in this section are designated as the
14 Kachemak Bay State Wilderness Park. In order to protect and preserve
15 these lands and waters for their unique and exceptional wilderness value,
16 the park is established and shall be managed as a wilderness park. The
17 lands and waters lying within the following described parcels are re-
18 served from all uses incompatible with their primary function as a
19 wilderness park and are assigned to the Department of Natural Resources
20 for control and maintenance:

21 (1) Township 8 South, Range 11 West, Seward Meridian

22 Section 9: S 1/2

23 Section 10: S 1/2

24 Section 11: S 1/2

25 Section 12: S 1/2

26 Sections 13 - 16

27 Sections 19 - 36

28 (2) Township 9 South, Range 12 West, Seward Meridian

29 Section 7

1 Section 8: S 1/2 and NW 1/4

2 Section 13: S 1/2

3 Section 14: S 1/2

4 Sections 15 - 36

5 (3) Township 9 South, Range 13 West, Seward Meridian

6 Section 11: NE 1/4

7 Sections 12 - 13

8 (4) Township 10 South, Range 9 West, Seward Meridian

9 Sections 5 - 7

10 (5) Township 10 South, Range 10 West, Seward Meridian

11 (6) Township 10 South, Range 11 West, Seward Meridian

12 (7) Township 10 South, Range 12 West, Seward Meridian

13 (8) Township 11 South, Range 10 West, Seward Meridian

14 (9) Township 11 South, Range 11 West, Seward Meridian

15 (10) Township 11 South, Range 12 West, Seward Meridian

16 Sections 1 - 10

17 Section 11: W 1/2 and E 1/2

18 Sections 12 - 17

19 Sections 21 - 24

20 (b) The following public domain lands shall be selected by the
21 state, and classified as wilderness park lands and designated as part
22 of Kachemak Bay State Park immediately upon receipt of management
23 authority by the state:

24 (1) Township 8 South, Range 10 West, Seward Meridian

25 Sections 4 - 5

26 Section 7: S 1/2

27 Sections 8 - 9

28 Sections 16 - 21

29 Sections 28 - 33

1 (2) Township 9 South, Range 10 West, Seward Meridian; W 1/2

2 (3) Township 9 South, Range 11 West, Seward Meridian

3 (c) Lands lying within the parcels described in (a) and (b) of
4 this section, upon which there are valid entries or upon which there are
5 valid applications for leases filed under AS 38.05 before March 9, 1972
6 or which are withdrawn for or selected by Native village or regional
7 corporations under secs. 11, 12 and 14 of the Alaska Native Claims
8 Settlement Act (P.L. 92-203), are excepted from (a) and (b) of this sec-
9 tion; however, if any lands excepted under this subsection are subse-
10 quently relinquished to the state, they shall be included as part of
11 Kachemak Bay State Wilderness Park.

12 (d) Nothing in this section prohibits the Department of Fish and
13 Game from engaging in stream rehabilitation enhancement and development
14 under AS 16.05.092 on lands lying within the parcels described in (a)
15 and (b) of this section.

16 (e) Discharge of a firearm in Kachemak Bay State Wilderness Park,
17 when authorized by the Department of Natural Resources by lawful regu-
18 lation, is permitted.

19 Sec. 41.20.450. DEFINITIONS. As used in this chapter

20 (1) "scenic park" means relatively spacious areas of out-
21 standing natural significance, where major values are in their natural
22 geological, faunal or floral characteristics, the purpose of which is
23 directed primarily toward the preservation of its outstanding natural
24 features and where development is minimal and only for the purpose of
25 making the areas available for public enjoyment in a manner consistent
26 with the preservation of the natural values such as camping, picnicking,
27 sightseeing, nature study, hiking, riding and related activities which
28 involve no major modification of the lands, forests or waters, and
29 without extensive introduction of artificial features or forms of

1 recreational development that are primarily of urban characters;

2 (2) "wilderness park" means an area whose predominant charac-
3 ter is the result of the interplay of natural processes, large enough
4 and so situated as to be unaffected, except in minor ways, by what takes
5 place in the nonwilderness around it, a physical condition which activates
6 the innermost emotions of the observer and where development of man-made
7 objects will be strictly limited and depend entirely on good taste and
8 judgment so that the wilderness values are not lost.

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