

1 IN THE HOUSE

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

2 CS HOUSE BILL NO. 8

3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 EIGHTH LEGISLATURE - FIRST SPECIAL SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the lease or sale of state land
7 for pipeline purposes; and providing for an effective
8 date."

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

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

11 Sec. 38.05.063. SALES FOR PIPELINE PURPOSES. (a) The director,
12 when it is in the best interests of the state, may with the approval
13 of the commissioner sell state land after public notice and without
14 public auction for the following pipeline purposes:

- 15 (1) storage, surge and fuel tanks;
16 (2) pump, power and compressor stations and station equip-
17 ment;
18 (3) scraper trap and turbine metering facilities;
19 (4) topping plants and oil treating facilities;
20 (5) valves including remotely controlled block valve
21 equipment sites;
22 (6) monitoring sites, navigational aid sites, communication
23 system sites, mechanical refrigeration equipment sites; and
24 (7) terminal and terminal facilities including berthing
25 facilities, docks, tanker loading facilities and tanker ballast
26 treatment facilities, sanitation and sewage treatment facilities and
27 pollution control centers.

28 (b) Before selling land under this section the director shall
29 determine that the land is necessary for a purpose set out in (a) of

1 this section and he shall also determine that the land sold under this
2 section does not exceed the reasonable needs of the owners of the
3 pipeline. The director shall have the land appraised and all sales
4 shall be at fair market value or greater.

5 (c) AS 44.62.330 - AS 44.62.630 do not apply to determinations
6 made under this section.

7 (d) In this section state land includes state lands as defined
8 in sec. 365 of this chapter and public lands of the United States
9 selected by the state under sec. 6 of the Alaska Statehood Act of 1958
10 (PL 85-508; 72 Stat. 399), as amended, and real property of the United
11 States transferred to the state under secs. 21, 35 and 45 of the Alaska
12 Omnibus Act of 1959 (PL 86-70; 73 Stat. 141), as amended but does not
13 include tidelands, submerged lands or shore land.

14 * Sec. 2. AS 38.05 is amended by adding a new section to read:

15 Sec. 38.05.076. LEASES FOR PIPELINE PURPOSES. (a) The
16 director, when it is in the best interests of the state, may with the
17 approval of the commissioner lease state land after public notice and
18 without public auction for pipeline purposes including

- 19 (1) pipe storage yards and equipment storage sites;
- 20 (2) storage, surge and fuel tanks;
- 21 (3) pump, power and compressor stations and station
22 equipment;
- 23 (4) scraper trap and turbine metering facilities;
- 24 (5) fuel and water lines;
- 25 (6) topping plants and oil treating facilities;
- 26 (7) access facilities including roads, bridges, causeways,
27 stream crossings, airfields and heliports;
- 28 (8) valves including remotely controlled block valve
29 equipment sites;

- 1 (9) effluent and diffuser outfall structures;
- 2 (10) land fill and erosion and environmental control
- 3 devices and installations;
- 4 (11) fire protection systems including breakwater
- 5 structures;
- 6 (12) construction, operation and maintenance camp sites;
- 7 (13) material sites, spoil disposal sites, monitoring sites,
- 8 navigational aid sites, communication system sites, mechanical
- 9 refrigeration equipment sites; and
- 10 (14) terminal and terminal facilities including berthing
- 11 facilities, docks, tanker loading facilities and tanker ballast
- 12 treatment facilities, sanitation and sewage treatment facilities
- 13 and pollution control centers.

14 (b) Before leasing land under this section the director
15 shall determine that the land is necessary for a purpose set out in
16 (a) of this section and he shall also determine that the land leased
17 under this section does not exceed the reasonable needs of the
18 owners of the pipeline. The director shall have the land appraised
19 and all leases shall be at fair market value or greater.

20 (c) AS 44.62.330 - AS 44.62.630 do not apply to determinations
21 made under this section.

22 (d) In this section state land includes state lands as
23 defined in sec. 365 of this chapter and public land of the
24 United States selected by the state under sec. 6 of the Alaska
25 Statehood Act of 1958 (PL 85-508; 72 Stat. 399), as amended, and
26 real property of the United States transferred to the state under
27 secs. 21, 35 and 45 of the Alaska Omnibus Act of 1959 (PL 86-70;
28 73 Stat. 141), as amended.

29 * Sec. 3. This Act takes effect on the day after its passage and

1 approval or on the day it becomes law without approval.

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