

Original sponsor: Rules Committee
by request of the Governor

Offered: 10/25/73
Referred: Judiciary

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

2 CS FOR HOUSE BILL NO. 8 dm

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 of state land for pipe-
7 line purposes; and providing for an effective date."

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

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

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

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

1 stream crossing, airfields and heliports;

2 (11) effluent and diffuser outfall structures;

3 (12) land fill and erosion and environmental control devices
4 and installations;

5 (13) fire protection systems including breakwater structures;

6 (14) construction, operation and maintenance camp sites;

7 (15) material sites, spoil disposal sites, monitoring sites,
8 navigational aid sites, communication system sites, mechanical
9 refrigeration equipment sites.

10 (b) AS 44.62.330 - 44.62.630 do not apply to determinations made
11 under this section.

12 (c) In this section state land includes state lands as defined in
13 sec. 365 of this chapter and public lands of the United States selected
14 by the state under sec. 6 of the Alaska Statehood Act of 1958 (PL 85-
15 508; 72 Stat. 399), as amended, and real property of the United States
16 transferred to the state under secs. 21, 35, and 45 of the Alaska
17 Omnibus Act of 1959 (PL 86-70; 73 Stat. 141), as amended.

18 (d) Before leasing land under this section the director shall
19 determine that the land is necessary for a purpose set out in (a) of
20 this section and he shall also determine that the land leased under
21 this section does not exceed the reasonable needs of the owners of
22 the pipeline. Leases granted under AS 38.05.063 shall be subject to
23 forfeiture if the lands under lease are put to a use substantially
24 different from the uses allowable under AS 38.05.063.

25 (e) The initial lease period of state lands under this section
26 is not to exceed 55 years with the lessee having an option to renew the
27 lease at the end of the initial term for an additional term of up to
28 55 years.

29 * Sec. 2. The lease provided for under AS 38.05.063 is effective upon

1 the lessee paying the state not less than \$10 million.

2 * Sec. 3. This Act takes effect on the day after its passage and approval
3 or on the day it becomes law without approval.

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