

Original Sponsor: Fink

Offered: 4/15/74  
Referred: Rules

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2 CS FOR HOUSE BILL NO. 559

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 EIGHTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to compensation for the taking of  
7 rights-of-way across state leases."

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. 38.05.076. COMPENSATION RELATING TO EASEMENTS OR RIGHTS-  
11 OF-WAY ACROSS STATE LEASES. (a) Provisions in state land leases to  
12 the contrary notwithstanding, where the state as lessor has expressly  
13 reserved the right to grant easements or rights-of-way across the state  
14 leased land if it is determined by the division of lands to be in the  
15 best interests of the state to grant such easements or exercise rights-  
16 of-way, the lessee shall be entitled to compensation for the value of  
17 the easement granted or right-of-way exercised and for the reduction in  
18 value of the leasehold resulting from the granting of the easement or  
19 exercise of the right-of-way.

20 (b) Values shall be determined as provided by applicable eminent  
21 domain statutes.  
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