

Original sponsor: Orsini

Offered: 4/26/74  
Referred: Rules

1 IN THE HOUSE

BY THE COMMUNITY AND  
REGIONAL AFFAIRS COMMITTEE

2 SENATE CS FOR CS FOR HOUSE BILL NO. 714  
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 land classification."

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

8 \* Section 1. AS 38.05 is amended by adding new sections to read:

9 Sec. 38.05.362. AGRICULTURAL LAND CLASSIFICATION. (a) Notwith-  
10 standing any other provision of law, no less than 80 per cent of state-  
11 owned land classified on the effective date of this Act as category II  
12 or category III soil with agricultural potential by the Soil Conserva-  
13 tion Service of the United States Department of Agriculture shall be  
14 classified by the commissioner, in consultation with other appropriate  
15 agencies and entities, for use as agricultural land. The commissioner  
16 shall make the classification required under this section within one  
17 year of the effective date of this section.

18 (b) After reasonable public notice and no sooner than 30 days  
19 before classification under this section, the commissioner or his desig-  
20 nee shall hold a public hearing in a central location in the vicinity of  
21 the land to be classified, affording all interested persons an opportu-  
22 nity to be heard.

23 (c) After land is classified for agricultural use under (a) of  
24 this section, a request for a change in the classification shall be sub-  
25 mitted in writing to the commissioner. Within 20 days from the date the  
26 request for a change is received, the commissioner shall hold a hearing,  
27 affording all interested persons the right to be heard. After a hearing,  
28 the determination of the commissioner as to approval of the change is  
29 final.

1 (d) The Department of Natural Resources shall promulgate regula-  
2 tions to implement the provisions of this section within its jurisdic-  
3 tion, including but not limited to the manner of state classification  
4 under this section, and any other conditions or limitations necessary  
5 for the protection and maintenance of land for purposes not inconsistent  
6 with agricultural use.  
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