

Introduced: 4/22/74  
Referred: Judiciary and  
Finance

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE  
BY REQUEST

2 HOUSE BILL NO. 861

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 the exercise of trust responsi-  
7 bilities under the Alaska Native Claims Settlement Act."

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

9 \* Section 1. AS 44.47.050 is amended by adding a new paragraph to read:

10 (19) exercise the duties of state trustee under section 14(c)-  
11 (3) of the Alaska Native Claims Settlement Act (P.L. 92-203; 85 Stat.  
12 688) in accordance with the standards and procedures prescribed in  
13 secs. 150 and 153 of this chapter.

14 \* Sec. 2. AS 44.47 is amended by adding new sections to read:

15 ARTICLE 5. VILLAGE DEVELOPMENT.

16 Sec. 44.47.150. TRUST LAND. The department shall administer, in  
17 accordance with secs. 150 - 155 of this chapter, land conveyed in trust  
18 to the state by a village corporation under section 14(c) of the Alaska  
19 Native Claims Settlement Act (P.L. 92-203; 85 Stat. 688).

20 Sec. 44.47.153. APPOINTMENT OF TRUST ADMINISTRATOR. (a) When a  
21 village corporation established under the Alaska Native Claims Settle-  
22 ment Act notifies the state that it intends to convey land to the  
23 state as specified in sec. 150 of this chapter, the department shall  
24 appoint a trust administrator. The trust administrator may be a busi-  
25 ness, nonprofit or municipal corporation or person appointed by the  
26 commissioner with the concurrence of a majority of the inhabitants of  
27 the area which would be served by a future city at the site of the  
28 trust land. The commissioner shall conduct an election to determine  
29 an appropriate trust administrator upon the petition of 10 per cent

1 of the inhabitants of the area or if he otherwise considers it neces-  
2 sary. The commissioner shall enter into a contract with the trust  
3 administrator for the administration of the trust lands for the benefit  
4 of the present and future permanent inhabitants of the area and in the  
5 public interest.

6 Sec. 44.47.155. DUTIES OF ADMINISTRATOR. (a) Subject to the  
7 availability of funds for this purpose and upon consultation with the  
8 permanent residents of the area, the administrator may

9 (1) prepare and record surveys and plats of trust land,  
10 in accordance with standards for subdivision platting approved by the  
11 department;

12 (2) classify trust land according to its beneficial uses;

13 (3) dispose of land or interest in land only by leasing from  
14 year to year or for shorter terms, on terms and following procedures  
15 designed to protect the public interest;

16 (4) sue in the name of the community to protect the land  
17 or the interest of any future municipal corporations to which the land  
18 might be transferred or of its present or future inhabitants;

19 (5) accept grants or loans and contract for the performance  
20 of services with federal or state agencies or persons.

21 (b) Within one year of the formation of a city embracing an  
22 improved area conveyed in trust by a village corporation and any area  
23 platted or subdivided by him, the trust administrator shall convey to  
24 the municipal corporation the right and title to all interests in land  
25 held by him and the trust is terminated.

26 (c) The provisions of secs. 150 - 155 of this chapter do not  
27 supplant, replace or deny to a corporation organized under the Alaska  
28 Native Claims Settlement Act or to an individual beneficiary of the  
29 Act, a service or benefit otherwise provided by law.

1 \* Sec. 3. AS 38.05.365(16) is amended to read:

2 (16) "state lands" or "lands" means all lands, including  
3 shore, tide and submerged lands, or resources belonging to or acquired  
4 by the state but does not include lands, resources or interests in them  
5 conveyed to the state in trust under the Alaska Native Claims Settle-  
6 ment Act (P.L. 92-203; 85 Stat. 688);  
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