

Original sponsor: Gardiner

Offered: 5/6/75  
Referred: Finance

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

2 CS FOR HOUSE BILL NO. 411

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to land lease preferences to persons  
7 for agricultural purposes; and providing for an  
8 effective date."

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

10 \* Section 1. AS 38.05.069(a) is amended to read:

11 (a) If the director determines that the highest and best use of  
12 unoccupied land is for agricultural purposes, he shall grant to an  
13 Alaskan resident owning and using or leasing and using land for agri-  
14 cultural purposes a 60-day first option from the date the land becomes  
15 available to the public or 90 days from the effective date of this sec-  
16 tion, whichever is later, to [PURCHASE OR] lease unoccupied land situated  
17 adjacent to or in the approximate vicinity of his presently held land;  
18 provided the aggregate number of acres owned and acquired under the  
19 option shall not exceed 640 acres; and further provided that the land  
20 acquired under this section is used for agricultural purposes for at  
21 least 30 years [ONE YEAR] following purchase. To be eligible, an  
22 applicant shall be the owner or purchaser of 80 acres or more of land  
23 suitable for agricultural purposes, or a lessee under a written lease  
24 of 80 acres or more of land suitable for agricultural purposes which has  
25 a remaining term of five or more years. The owner, purchaser or lessee  
26 shall have farmed the land for the 12-month period immediately before  
27 making application.

28 \* Sec. 2. AS 38.05.069(b) is amended to read:  
29

(b) If more than one person is eligible for a first option under

1 (a) of this section, the director shall determine priority by granting  
2 precedence first to the person who demonstrates the greatest need for  
3 the unoccupied land in order to establish an economic unit and, secondly,  
4 to the eligible person who occupies land that is most readily accessible  
5 to the unoccupied land to be leased [SOLD OR LEASE]. In the event that  
6 two or more persons have approximately equal qualifications for priority  
7 under this section, the director shall grant priority to that person who  
8 is a veteran. If more than one person is approximately equally well  
9 qualified under this section, the director may determine priority by lot.

10 \* Sec. 3. AS 38.05.069(c) is amended to read:

11 (c) The director shall [DISPOSE OF THE LANDS UNDER THIS SECTION AT  
12 THEIR FAIR APPRAISED MARKET VALUE AND SHALL] adopt regulations which are  
13 necessary to ensure that land [SOLD OR] leased under this section is for  
14 bona fide agricultural purposes and not for speculation.

15 \* Sec. 4. This Act takes effect immediately in accordance with AS 01.10.-  
16 070(c).