

Introduced: 2/10/76
Referred: Resources and
Community & Regional Affairs

1 IN THE HOUSE

BY PARR

2 HOUSE BILL NO. 716

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH 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 a new section 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 as land capability classification II or III soil
12 with agricultural potential by the Soil Conservation Service of the
13 United States Department of Agriculture shall be classified by the com-
14 missioner, in consultation with other appropriate agencies and entities,
15 for use as agricultural land. The commissioner shall make the classi-
16 fication required under this section within one year after the effective
17 date of state selection of the land.

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

23 (c) Requests for change in classification of land classified for
24 agricultural use under (a) of this section shall be submitted in writ-
25 ing to the commissioner. Within 20 days from the date the request for
26 a change is received, the commissioner shall hold a hearing, affording
27 all interested persons the right to be heard. After a hearing, the
28 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 agricultural use.
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