

Introduced: 3/31/76
Referred: Resources and
Judiciary

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

2 CS HOUSE BILL NO. 890 (Jud.)
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 cooperative resource management or
7 development agreements; and providing for an effective
8 date."

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

10 * Section 1. INTENT. The legislature recognized the changing resource
11 ownership patterns and increasing complexity of natural resource management
12 and development in the state and the reality that use and enjoyment of land
13 and resources by one possessor or owner may significantly affect rights of
14 other adjacent or remote possessors or owners. It is the intent of this Act
15 to clearly authorize the state to enter into cooperative resource management
16 or development agreements when in the state and public interest, and under
17 specific guidelines designed to protect the public and state interest.

18 * Sec. 2. AS 38.05 is amended by adding a new section to read:

19 Sec. 38.05.025. COOPERATIVE RESOURCE MANAGEMENT OR DEVELOPMENT
20 AGREEMENTS. (a) Unless otherwise prohibited by law, the commissioner,
21 after determining whether the agreement is in the best interests of the
22 public and the state, may enter into cooperative resource management or
23 development agreements with the federal government, a state agency, a
24 village or municipality, or a private person. Specific guidelines to
25 protect the state and public interest shall be established, if necessary,
26 by the commissioner before entering into an agreement under this sec-
27 tion.

28 (b) A summary of agreements entered into under this section shall
29 be submitted to the legislature within 30 days of the beginning of each

1 regular session.

2 (c) The attorney general shall enforce an agreement made under
3 this section in a civil suit.

4 * Sec. 3. AS 16.05 is amended by adding a new section to read:

5 Sec. 16.05.055. COOPERATIVE RESOURCE MANAGEMENT OR DEVELOPMENT
6 AGREEMENTS. The commissioner may enter into cooperative resource
7 management or development agreements not already specifically authorized
8 by law, as specified in AS 38.05.025, subject to approval by a majority
9 of the Board of Game or the Board of Fisheries, as appropriate.

10 * Sec. 4. This Act takes effect immediately in accordance with AS 01.10.-

11 070(c).