

Original Sponsor: Resources Committee

Offered: 4/22/76
Referred: Judiciary

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

2 CS FOR HOUSE BILL NO. 890

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 recognizes 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) Consistent with his authority under law, the com-
21 missioner, after determining that the agreement is in the best interests
22 of the public and the state, may enter into cooperative resource manage-
23 ment or development agreements with the federal government, a state
24 agency, a village or municipality, or a person as defined in AS 01.10.-
25 060(7). Specific guidelines to protect the state and public interest
26 shall be established, if necessary, by the commissioner before entering
27 into an agreement under this section.

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 consistent with his authority under
8 law, as specified in AS 38.05.025, subject to approval by a majority of
9 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).