

Introduced: 4/29/76
Referred: Judiciary

1 IN THE SENATE

BY THE STATE AFFAIRS COMMITTEE

2 SPONSOR SUBSTITUTE FOR SENATE BILL NO. 733

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 the exercise of the power of emi-
7 nent domain by the University of Alaska; and providing
8 for an effective date."

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

10 * Section 1. AS 14.40.290 is amended by adding a new subsection to read:

11 (d) The University of Alaska may acquire real and personal pro-
12 perty by purchase, exchange, gift, devise or descent. However, except
13 as provided in AS 09.55.240(9), the university may not acquire privately
14 owned real property and improvements by exercising the power of eminent
15 domain, including the declaration of taking under AS 09.55.240 - 09.55.-
16 460, without the prior approval of the governor and the Alaska Commis-
17 sion on Postsecondary Education, two-thirds of its members concurring.
18 When privately owned real property and improvements cannot be acquired
19 by purchase or exchange and the public interest requires the expansion
20 of the university, that property may be acquired only in accordance with
21 the provisions of this section and AS 35.20 by the Department of Public
22 Works acting as an agent on behalf of the University of Alaska.

23 * Sec. 2. This Act is retroactive to January 1, 1976.

24 * Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-
25 070(c).

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