

Original sponsor: Rules Committee by  
request of the Governor

Offered: 3/9/78  
Referred: Rules

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2 2d CS FOR HOUSE BILL NO. 54

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the administration of state land;  
7 and providing for an effective date."

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

9 \* Section 1. AS 38.05.050 is amended to read:

10 Sec. 38.05.050. FIXING SALE. The commissioner, upon recommenda-  
11 tion of the director, [DIRECTOR, WITH THE APPROVAL OF THE COMMISSIONER,]  
12 shall determine the lands to be sold, the limitations and conditions  
13 which attach to the lands sold, and the terms of the sale. The director  
14 shall fix the time of sale and the manner of giving notice of the sale.  
15 The sale shall take place at the time and location specified in the  
16 notice of sale and within the recording district where the property is  
17 located or an adjacent recording district.

18 \* Sec. 2. AS 38.05.115(a) and (b) are amended to read:

19 (a) The commissioner, upon recommendation of the director, shall  
20 determine the timber and other materials to be sold, and the limitations,  
21 conditions and terms of sale. The limitations, conditions and terms  
22 shall include the utilization, development and maintenance of the sus-  
23 tained yield principle, subject to preference among other beneficial  
24 uses. The director may negotiate sales of timber or materials without  
25 advertisement and on the limitations, conditions, and terms which he  
26 considers are in the best interests of the state, subject to the ap-  
27 proval of the commissioner. However, not more than 500 M.B.M. or equiva-  
28 lent other measure of timber or more than 25,000 cubic yards [\$5,000] of  
29 materials may be sold by nonadvertised, negotiated sale to the same

1 purchaser within a one-year period.

2 (b) Negotiated sales [FOR TIMBER OR MATERIALS] not exceeding 50  
3 M.B.M. or the equivalent other measure of timber or 2,500 cubic yards of  
4 materials [A VALUE OF \$500] are exempt from the provisions of AS 34.15.-  
5 150.

6 \* Sec. 3. AS 38.05.115 is amended by adding a new subsection to read:

7 (c) The limitations of this section are not applicable to timber  
8 which becomes state property under the provisions of AS 45.50.210 - AS  
9 45.50.235.

10 \* Sec. 4. AS 45.50.235 is amended by adding a new subsection to read:

11 (b) Timber property which becomes state property under the pro-  
12 visions of this section may be sold under terms and conditions estab-  
13 lished by the director of the division of lands.

14 \* Sec. 5. This Act takes effect immediately in accordance with AS 01.-  
15 10.070(c).