

1 IN THE SENATE

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

2 SENATE BILL NO. 55

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act creating the Wood-Tikchik State Park."

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

8 * Section 1. AS 41.20 is amended by adding new sections to read:

9 ARTICLE 12. WOOD-TIKCHIK STATE PARK.

10 Sec. 41.20.410. DECLARATION OF PURPOSE. The purpose of secs.
11 410 - 430 of this chapter is to establish the state-owned land and
12 water described in sec. 415 of this chapter as the Wood-Tikchik State
13 Park. The primary purposes in creating the park are to protect the
14 area's recreational and scenic resources and to protect important
15 salmon spawning and nursery waters. The land and water described in
16 sec. 415 are closed to multiple-purpose use in conformity with AS
17 38.05.300 and are dedicated as a special purpose site in accordance
18 with art. VIII, sec. 7, of the Constitution of the State of Alaska.

19 Sec. 41.20.415. DESIGNATED STATE LAND AND WATER RESTRICTED TO
20 USE AS A STATE PARK. (a) The state-owned and state-acquired land and
21 water within the following parcel comprising 1,428,320 acres, more or
22 less, are designated as the Wood-Tikchik State Park: beginning at the
23 monument marking the SE corner of T7S, R54W, S.M., which point is the
24 true point of beginning; thence westerly to the NE corner of T8S,
25 R58W, S.M.; thence southerly to the SE corner of T8S, R58W, S.M.;
26 thence westerly to the SW corner of T8S, R58W, S.M.; thence northerly
27 to the NW corner of T5S, R58W, S.M.; thence westerly to the SW corner
28 of Section 34, T4S, R58W, S.M.; thence northerly to the NE corner of
29 Section 4, T1S, R58W, S.M.; thence westerly to the SW corner of T1N,

1 R57W, S.M.; thence northerly to the NW corner of T2N, R57W, S.M.;
2 thence easterly to the NE corner of T2N, R57W, S.M.; thence northerly
3 to the NW corner of T4N, R56W, S.M.; thence easterly to the SW corner
4 of T5N, R55W, S.M.; thence northerly to the NW corner of T5N, R55W,
5 S.M.; thence easterly to the NE corner of T5N, R55W, S.M.; thence
6 southerly to the SE corner of T5N, R55W, S.M.; thence easterly to the
7 NE corner of T4N, R54W, S.M.; thence southerly to the SE corner of
8 T4N, R54W, S.M.; thence easterly to the NE corner of T3N, R53W, S.M.;
9 thence southerly to the SE corner of T3N, R53W, S.M.; thence easterly
10 to the NE corner of T2N, R52W, S.M.; thence southerly to the SW corner
11 of T1N, R51W, S.M.; thence easterly to the NE corner of T1S, R52W,
12 S.M.; thence southerly to the SE corner of T2S, R52W, S.M.; thence
13 easterly to the NE corner of T3S, R51W, S.M.; thence southerly to the
14 SE corner of T3S, R51W, S.M.; thence westerly to the NE corner of T4S,
15 R53W, S.M.; thence southerly to the SE corner of T4S, R53W, S.M.;
16 thence westerly to the NE corner of T5S, R53W, S.M.; thence southerly
17 to the SE corner of T7S, R54W, S.M., which point is the true point of
18 beginning.

19 (b) All or part of the state-owned and state-acquired land and
20 water within the following adjacent parcel comprising 126,720 acres,
21 more or less, may be added to the Wood-Tikchik State Park by proclama-
22 tion of the governor: beginning at the monument marking the SE corner
23 of T7S, R54W, S.M., which point is the true point of beginning; thence
24 southerly to the SE corner of T8S, R54W, S.M.; thence westerly to the
25 NE corner of T9S, R55W, S.M.; thence southerly to the SE corner of the
26 NE quarter of T9S, R55W, S.M.; thence westerly to the SW corner of the
27 NW quarter of T9S, R57W, S.M.; thence northerly to the NW corner of
28 T9S, R57W, S.M.; thence westerly to the SE corner of T8S, R58W, S.M.;
29 thence northerly to the NE corner of T8S, R58W, S.M.; thence easterly

1 to the SE corner of T7S, R54W, S.M., which point is the true point of
2 beginning.

3 (c) Land lying within the parcels described in (a) or (b) of
4 this section, upon which there are valid entries, or which is withdrawn
5 for or selected by Native village or regional corporations under secs.
6 11, 12 or 14 of the Alaska Native Claims Settlement Act (P.L. 92-203,
7 as amended by P.L. 94-204; 43 U.S.C. 1601 et seq.), is excepted from
8 (a) and (b) of this section. However, if any land excepted under this
9 subsection is subsequently relinquished to the state, it shall be
10 included as part of Wood-Tikchik State Park.

11 Sec. 41.20.420. DESIGNATION OF MANAGEMENT RESPONSIBILITY AND
12 CRITERIA. (a) The land and water described in sec. 415 of this
13 chapter are assigned to the Department of Natural Resources for control,
14 development, and maintenance as a state park. The Department of Fish
15 and Game is responsible for the management of fish and wildlife resources
16 in the Wood-Tikchik State Park and shall consult with the Department
17 of Natural Resources in the adoption of regulations for fish and
18 wildlife management.

19 (b) A Wood-Tikchik State Park Advisory Council is created, com-
20 prised of seven members appointed by the governor to include at least
21 three members residing in southwest Alaska. The director of the
22 division of parks shall serve as executive director to the Wood-
23 Tikchik State Park Advisory Council, but is not a voting member.
24 Advisory council members may receive the same per diem and travel
25 expenses, subject to appropriations, authorized for members of state
26 boards.

27 (c) A management plan for the Wood-Tikchik State Park shall be
28 prepared by the division of parks, Department of Natural Resources,
29 and shall be reviewed by the advisory council before implementation.

1 (d) The Department of Natural Resources shall consult with the
2 Wood-Tikchik State Park Advisory Council and the Department of Fish
3 and Game before adoption of regulations governing public use of the
4 park.

5 (e) Nothing in secs. 410 - 430 of this chapter may be construed
6 as discouraging the provision of fishery habitat facilities, the
7 operation of fisheries management programs, or the use of the Wood-
8 Tikchik State Park for traditional subsistence uses of fish and wild-
9 life.

10 Sec. 41.20.430. INCOMPATIBLE USES PROHIBITED. (a) The land and
11 water described in sec. 415 of this chapter are closed to mineral
12 entry.

13 (b) The commissioner of natural resources shall designate by
14 regulation incompatible uses within the boundaries of the Wood-Tikchik
15 State Park in accordance with sec. 410 of this chapter, and those
16 incompatible uses designated are prohibited or restricted, as provided
17 by regulation.

18 (c) Development and operation of a hydro-electric site at Lake
19 Elva is not considered an incompatible use and shall be allowed sub-
20 ject to reasonable conditions which may be imposed by the commissioner.
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