

Introduced: 4/21/77
Referred: State Affairs and
Resources

1 IN THE SENATE

BY HUBER AND CROFT

2 SENATE BILL NO. 330

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to right-of-way leasing."

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

8 * Section 1. AS 38.35.020 is amended to read:

9 Sec. 38.35.020. GRANT OF RIGHT-OF-WAY LEASE. Subject to sec. 25
10 of this chapter rights-of-way [RIGHTS-OF-WAY] on state-owned land in-
11 cluding right-of-way on, over, under, along, across, or upon the right-
12 of-way of a public road or highway or the right-of-way of a railroad or
13 other public utility, or on, across, upon, over, or under a river or
14 other body of water or land belonging to or administered by the state
15 may be granted by noncompetitive lease by the commissioner for pipeline
16 purposes for the transportation of oil, products or natural gas under
17 those conditions prescribed by law and by administrative regulation. No
18 person may engage in any construction, acquisition or operation of, or
19 transportation, service, or sale by the whole or a part of an oil,
20 products, or natural gas pipeline, which in whole or in part is or is
21 proposed to be on state public land, unless that person is a carrier and
22 has obtained from the commissioner a right-of-way lease of the land
23 under this chapter as well as a certificate that the construction,
24 acquisition, operation, transportation, service, or sale, if subject to
25 the lease, will be in accordance with its terms.

26 * Sec. 2. AS 38.35 is amended by adding a new section to read:

27 Sec. 38.35.025. RIGHT-OF-WAY LEASES FOR PIPELINES WITHIN OR
28 THROUGH THE ARCTIC NATIONAL WILDLIFE RANGE STATE GAME REFUGE. Unless
29 approved by concurrent resolution of the legislature, no right-of-way

1 lease may be granted under this chapter for an oil or gas pipeline

2 (1) on land within the Arctic National Wildlife Range state
3 game refuge which is state-owned land, land tentatively approved for
4 state ownership, or land to which the state is otherwise entitled under
5 law; or

6 (2) on land outside of the Arctic National Wildlife Range
7 state game refuge which is state-owned land, land tentatively approved
8 for state ownership, or land to which the state is otherwise entitled
9 under law, if the pipeline occupies the land outside the refuge for a
10 portion of its route and land within the refuge for another portion of
11 its route.