

Introduced: 1/24/79
Referred: Resources and
Judiciary

1 IN THE HOUSE

BY GARDINER AND BRANSON

2 SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 33
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to state land formerly under a United
7 States Forest Service special use permit."

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

9 * Section 1. AS 38.08.010 is amended by adding a new subsection to read:

10 (e) Land subject to a valid existing United States Forest Service
11 special use permit for residential purposes in effect on the day before
12 that land is tentatively approved for patent to the state may be classi-
13 fied for homesite entry under the provisions of this chapter.

14 * Sec. 2. AS 38.08.020 is amended by adding a new subsection to read:

15 (b) Before land classified for homesite entry under AS 38.08.-
16 010(e) may be offered for homesite entry as provided in (a) of this
17 section, it shall be offered first for homesite entry to the holder of
18 the United States Forest Service special use permit in effect on the day
19 before the land is tentatively approved for patent to the state.

20 * Sec. 3. AS 38.08.060 is amended by adding new subsections to read:

21 (e) A person who has been granted a homesite entry permit to land
22 formerly held by him under a United States Forest Service special use
23 permit is entitled to credit toward satisfaction of the occupancy and
24 construction requirements contained in (a)(1) and (2) of this section
25 for periods of occupancy and construction of a habitable dwelling per-
26 formed by the permit holder or the ancestor, predecessor, or grantor of
27 the permit holder during a term of a special use permit.

28 (f) After satisfying the requirements of this section, a person
29 who enters upon homesite entry land which has been tentatively approved

1 for patent to the state shall be granted a patent conditioned on the
2 state receiving patent to that land from the United States.

3 * Sec. 4. AS 38.05.068(a) is amended to read:

4 (a) Before offering to the public any land which is subject to a
5 valid existing United States Forest Service permit in effect in a state-
6 selected area on the day before [AT THE TIME] the area was tentatively
7 approved for patent [PATENTED] to the state, or which is subject to a
8 lease issued under AS 38.05.087, the director shall offer the land for
9 sale to the permittee or his successor in title, if he can be found, at
10 not less than its fair appraised market value before offering to the
11 general public.

12 * Sec. 5. AS 38.05.087(a) is amended to read:

13 (a) Before offering to the public any land for lease which is
14 subject to a valid existing United States Forest Service permit in
15 effect in a state-selected area on the day before [AT THE TIME] the area
16 was tentatively approved for patent [PATENTED] to the state, the
17 director shall offer the land for leasing to the permittee at not less
18 than its fair appraised market value before offering it to the general
19 public.
20
21
22
23
24
25
26
27
28
29