

Introduced: 2/22/79  
Referred: Resources and  
Finance

BY BETTISWORTH, BEIRNE, HALFORD,  
MARTIN, METCALFE, MOSS, PHILLIPS  
AND RANDOLPH

1 IN THE HOUSE

2 HOUSE BILL NO. 270

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 the classification or reclassifica-  
7 tion of state land; and providing for an effective  
8 date."

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

10 \* Section 1. AS 38.05.300 is amended to read:

11 Sec. 38.05.300. CLASSIFICATION OF LANDS. (a) The director shall  
12 make a preliminary classification for surface use of all lands in areas  
13 where he considers it necessary and proper for future development. The  
14 classification, together with a land use plan, shall be transmitted to  
15 the commissioner for his approval, modification, or rejection. Except  
16 as provided in (b) of this section, this [THIS] section does not prevent  
17 reclassification of lands where the public interest warrants reclassifi-  
18 cation, nor does it preclude multiple purpose use of lands whenever  
19 different uses are compatible. No state land, water, or land and water  
20 area shall, except by act of the state legislature, be closed to mul-  
21 multiple purpose use, if the area involved contains more than 640 acres.

22 \* Sec. 2. AS 38.05.300 is amended by adding new subsections to read:

23 (b) After November 15, 1978, the department may not classify or  
24 reclassify state land unless the classification or reclassification is  
25 authorized by act of the state legislature.

26 (c) Classifications or reclassifications of the surface use of  
27 state land approved by the commissioner after November 15, 1978 are  
28 void. State land classified for surface use by the department after  
29 November 15, 1978 retains the use classification in effect before

1 November 15, 1978 unless classified or reclassified under (b) of this  
2 section. The provisions of this subsection and (b) of this section do  
3 not apply to state land classified for disposal by the department after  
4 November 15, 1978 if that land is subject to a contract of sale or a  
5 lease or has been disposed of by the department before the effective  
6 date of this subsection.

7 \* Sec. 3. AS 38.05.300(b) and (c) enacted in sec. 2 of this Act, expire  
8 on the date that a version of H.R. 39 (An Act to provide for the designation  
9 and conservation of certain public lands in Alaska) introduced in the 96th  
10 Congress becomes law.

11 \* Sec. 4. This Act takes effect immediately in accordance with AS 01.10.-  
12 070(c).

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