

Original sponsor: Resources Committee

Offered: 5/1/80
Referred: Rules

1 IN THE HOUSE

BY THE COMMUNITY AND REGIONAL
AFFAIRS COMMITTEE

2 CS FOR HOUSE BILL NO. 992

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the formation of coastal resource
7 service areas; and providing for an effective date."

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

9 * Section 1. AS 46.40.120(a) is amended to read:

10 (a) Except as otherwise provided in [(b) OF] this section, each
11 regional educational attendance area established under AS 14.08.031
12 containing a part of the coastal area may be organized as a coastal
13 resource service area.

14 * Sec. 2. AS 46.40.120 is amended by adding a new subsection to read:

15 (d) For purposes of coastal zone management only, the commissioner
16 of the Department of Community and Regional Affairs may, after public
17 hearings held in the regional educational attendance area affected,
18 divide an existing regional educational attendance area into no more
19 than three coastal resource service areas according to geographic,
20 cultural, economic, environmental, or other features relevant to coastal
21 management planning; however

22 (1) each coastal resource service area formed by dividing an
23 existing regional educational attendance area must contain at least one
24 first class city or home rule city;

25 (2) a city within a coastal resource service area formed by
26 dividing an existing regional educational attendance area may not elect
27 to exclude itself from the coastal resource service area; and

28 (3) a coastal resource service area formed before the effec-
29 tive date of this Act may not be divided for coastal management planning

1 purposes.

2 * Sec. 3. AS 46.40.190 is amended to read:

3 Sec. 46.40.190. COOPERATIVE ADMINISTRATION. (a) A city within
4 the coastal area which is not part of a [AN ADJACENT] coastal resource
5 service area shall be included [MAY INCLUDE ITSELF] for purposes of this
6 chapter within an adjacent coastal resource service area unless [IF] its
7 governing body, by resolution adopted by a majority of its membership,
8 chooses to exclude [CONSENTS TO THE INCLUSION OF] the city from an ad-
9 acent coastal resource service area and a copy of the resolution is
10 filed with the commissioner of the Department of Community and Regional
11 Affairs.

12 (b) Nothing in this chapter restricts or prohibits cooperative or
13 joint administration of functions between a municipality and a coastal
14 resource service area organized under the provisions of this chapter
15 upon initiation of a mutual agreement for the purpose. A city which
16 elects to be excluded from an adjacent coastal resource service area
17 under (a) of this section shall enter into a mutual agreement for co-
18 operative or joint administration of functions with the coastal resource
19 service area board from the adjacent coastal resource service area.

20 * Sec. 4. This Act takes effect immediately in accordance with AS 01.10.-
21 070(c).