

Introduced: 2/13/79
Referred: Community &
Regional Affairs

1 IN THE SENATE

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

2 SENATE BILL NO. 145

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 implementation of the Alaska
7 Coastal Management Program."

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

9 * Section 1. AS 46.40.050 is amended to read:

10 Sec. 46.40.050. ACTION AND SUBMISSION BY COASTAL RESOURCE DIS-
11 TRICTS. Each coastal resource district shall make substantial progress,
12 in the opinion of the council, toward completion of an approvable
13 district coastal management program and shall complete and submit to
14 the council for approval its program within 30 months of the effective
15 date of this Act [JUNE 4, 1977] or within 30 months of certification
16 of the results of the district's organization, whichever is later.
17 If, in the opinion of the council, after receipt of a written request
18 for extension from the district which includes the reasons for the
19 extension, an extension is considered proper, the council may grant an
20 extension to a date not to exceed 54 months of the effective date of
21 this Act or within 54 months of certification of the results of the
22 district's organization, whichever is later.

23 * Sec. 2. AS 46.40.090(a) is amended to read:

24 (a) A district coastal management program approved by the council
25 [AND THE LEGISLATURE] for a coastal resource district which does not
26 have and exercise zoning or other controls on the use of resources
27 within the entire coastal area of the district shall be implemented by
28 appropriate state agencies, and by municipalities within the district
29 which have and exercise zoning power. Implementation shall be in

1 accordance with the comprehensive use plan or the statement of needs,
2 policies, objectives and standards adopted by the district.

3 * Sec. 3. AS 46.40.120(b) is amended to read:

4 (b) The commissioner of the Department of Community and Regional
5 Affairs may, after public hearings held in the area affected, consoli-
6 date two or more regional educational attendance areas as a single
7 coastal resource service area or set any other appropriate service
8 area boundary according to geographic, cultural, or other features
9 relevant to coastal planning

10 (1) if a substantial portion of the coastal area contains
11 land and water area owned by the federal government over which it
12 exercises exclusive jurisdiction or land held in trust by the federal
13 government for Alaska Natives over which the state would not exercise
14 control as to use; [OR]

15 (2) if, after giving due consideration to the standards
16 applicable to incorporation of borough governments and the likelihood
17 that a borough will be incorporated within the area, the commissioner
18 determines that the functions to be performed under this chapter could
19 be undertaken more efficiently through the combination of two or more
20 regional educational attendance areas as a single coastal resource
21 service area; or

22 (3) if the commissioner determines that another boundary
23 would be more appropriate to the needs of this chapter.

24 * Sec. 4. AS 46.40.080 is repealed.
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