

Original sponsors: Ray, Hohman  
Bennett, et al

Offered: 3/17/80  
Referred: Finance

1 IN THE SENATE

BY THE RESOURCES COMMITTEE

2 CS FOR SENATE BILL NO. 440

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 withdrawal of land for a utility  
7 corridor for extension of the Alaska Railroad and the  
8 preparation of a report evaluating the effect of con-  
9 struction of an extension of the Alaska Railroad; and  
10 providing for an effective date."

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

12 \* Section 1. AS 19.05.122(a) is amended to read:

13 (a) Not later than April 1, 1981, the [THE] interior division of  
14 the department shall delineate a proposed utility corridor for the exten-  
15 sion of the Alaska Railroad to the Canadian border. The proposed utility  
16 corridor shall include a complete legal description of the [A DELINEATION  
17 OF A] proposed railroad right-of-way.

18 \* Sec. 2. AS 19.05.122(b) is amended to read:

19 (b) Within 90 days after receiving a report transmitting the work  
20 of the interior division of the department under (a) of this section, the  
21 [THE] commissioner shall, in conformity with the Administrative Procedure  
22 Act (AS 44.62), if necessary, adopt a regulation approving, modifying, or  
23 rejecting the proposed utility corridor and railroad right-of-way.

24 \* Sec. 3. AS 19.05.122(c)(1) is amended to read:

25 (1) the Department of Natural Resources shall promptly clas-  
26 sify, or reclassify, and reserve any state land within the utility  
27 corridor for use as a utility corridor and railroad right-of-way; and

28 \* Sec. 4. AS 19.05.122(c)(2) is amended to read:

29 (2) the department shall

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(A) exercise its authority under AS 19.05.040 to acquire rights-of-way across land within the utility corridor which is subject to the state's power of condemnation;

(B) work with federal officials to secure reclassification and withdrawal of federal land in the utility corridor for reservations and rights-of-way across the federal land for use as a utility corridor and railroad right-of-way; and

(C) prepare a report evaluating the impact of construction of an extension of the Alaska Railroad across federal lands within the railroad right-of-way; the statement shall satisfy the requirements for an "environmental impact statement" under 42 U.S.C. 4332.

\* Sec. 5. This Act takes effect immediately in accordance with AS 01.10.-070(c).