

Original sponsor: Kerttula

Offered: 4/16/82  
Referred: Finance

1 IN THE SENATE

BY THE RESOURCES COMMITTEE

2 HOUSE CS FOR SENATE BILL NO. 525 (Resources)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: An Act relating to sale and lease of state land."

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

8 \* Section 1. AS 38.05.057(c) is amended to read:

9 (c) The commissioner may adopt regulations under the Administra-  
10 tive Procedure Act (AS 44.62) which specify qualifications for lottery  
11 participants in addition to [DIFFERENT FROM] those specified in (b) of  
12 this section if

13 (1) an interest in land limited to agricultural purposes is  
14 to be sold under (a) of this section;

15 (2) the sale is a part of a program to develop agricultural  
16 land as a renewable resource of the state; and

17 (3) the regulations include residency, skill, experience, and  
18 financial requirements necessary to qualify persons who are competent  
19 and financially able to develop the land as a successful agricultural  
20 enterprise.

21 \* Sec. 2. AS 38.05.310(a) is amended to read:

22 (a) Land [NO LAND] may not be sold or leased and [, OR] a renewal  
23 lease may not be issued, except in the case of an oil or gas or mineral  
24 lease, unless it has been appraised within one year [120 DAYS] before  
25 the date fixed for the sale or lease. When land is offered at public  
26 sale by auction but is not sold and is available at private sale, a [NO]  
27 reappraisal is not required unless the director considers that a change  
28 in value of the land [LANDS] may have occurred. A grazing lease may be  
29 granted to a lessee of federal grazing land [LANDS] without prior

1 appraisal, if his federal lease was cancelled to allow the state to  
2 select the land [LANDS] under lease. Land [NO LAND] may not be sold or  
3 leased for less than the approved, appraised market value, except as  
4 provided in AS 38.05.315, 38.05.320, 38.05.075 - 38.05.080, [38.05.057,  
5 38.05.075 - 38.05.085 AND] 38.05.097, or (b) of this section.

6 \* Sec. 3. AS 38.05 is amended by adding a new section to read:

7 Sec. 38.05.061. SALE FOR LESS THAN MARKET VALUE. If a bid is not  
8 received for or in excess of the advertised appraised market value at a  
9 public sale by auction of land, the director shall immediately solicit  
10 bids for less than the advertised appraised market value. The notice  
11 for the public sale by auction shall state that bids for less than  
12 advertised appraised market value will be solicited and may be accepted  
13 at the public sale by auction if a bid for or in excess of appraised  
14 market value is not received. Notwithstanding AS 38.05.060, a bid  
15 received for less than the advertised appraised market value under this  
16 section may be rejected only if the director makes a public determination  
17 that

18 (1) there was substantial difficulty in establishing fair  
19 market value for the land;

20 (2) there was a substantial lack of competitive offers for or  
21 public interest in the land; or

22 (3) the revenue needs of the state require a rejection of the  
23 bids at the sale.

24 \* Sec. 4. AS 38.05.310(b) is repealed.