

Introduced: 1/14/85
Referred: Resources and
Finance

1 IN THE HOUSE

BY SHULTZ

2

HOUSE BILL NO. 33

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FOURTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act relating to agricultural rights to land."

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

8 * Section 1. AS 38.05.059 is repealed and reenacted to read:

9 Sec. 38.05.059. LIMITATIONS AND CONDITIONS ON SALE OR LEASE OF
10 AGRICULTURAL LAND. (a) A person may purchase from the state not more
11 than one parcel of land that is part of an agricultural development
12 project under AS 44.33.475 during any eight-year period.

13 (b) In a sale or other disposal of state land classified as
14 agricultural land the use of the land shall be restricted. The com-
15 missioner shall convey a fee simple conditional title to the surface
16 estate subject to a condition subsequent that the land be used only
17 for agricultural purposes. The commissioner shall reserve a right of
18 reentry after notice and an opportunity for a hearing if the land is
19 used for other than agricultural purposes. A reversion of title upon
20 reentry does not affect the validity of a prior lien or security
21 interest on the land.

22 (c) The lessee of state agricultural land shall receive a lease-
23 hold interest in the surface estate subject to the condition subse-
24 quent that the land leased be used only for agricultural purposes.

25 (d) As a condition to the issuance of a lease or a contract of
26 sale of state land classified as agricultural land, the commissioner
27 may require a farm development agreement and the submission of a
28 conservation plan that establish reasonable requirements based on
29 economic feasibility of development and sound agricultural principles.

1 (e) The commissioner may not convey title under (b) of this
2 section to a person who has not complied with a farm development
3 agreement or conservation plan required by the commissioner.

4 (f) In this section, "agricultural purposes" includes farming,
5 ranching, grazing, and storage or control of agricultural crops or
6 livestock, and the construction of the farm residence of the grantee
7 or lessee as well as other buildings commonly needed for agricultural
8 purposes on not more than 20 acres of the land transferred under this
9 section.

10 * Sec. 2. AS 38.05.321(a) is repealed.