

Introduced: 2/4/85
Referred: Resources and
Finance

1 IN THE HOUSE

BY COTTEN

2 SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 142
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 FOURTEENTH LEGISLATURE - FIRST SESSION
5 A BILL

6 For an Act entitled: "An Act creating the Kroto-Deshka Public Use Area."

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

8 * Section 1. AS 41.21 is amended by adding new sections to read:

9 ARTICLE 7A. PUBLIC USE AREAS.

10 Sec. 41.21.876. PURPOSE. The purpose of AS 41.21.876 - 41.21.-
11 880 is to establish the area described in AS 41.21.880 as the Kroto-
12 Deshka Public Use Area. The Kroto-Deshka Public Use Area is estab-
13 lished to

14 (1) protect and maintain fish and wildlife habitat and
15 populations, waterfowl nesting areas, and other important habitats for
16 moose, bear and other furbearers;

17 (2) perpetuate public uses of fish and wildlife and their
18 habitat including fishing, hunting, trapping, viewing, photography,
19 and general public recreation in a high quality environment;

20 (3) allow other public uses of the area when compatible
21 with the purposes specified in (1) and (2) of this section.

22 Sec. 41.21.878. MANAGEMENT. (a) Management of the surface and
23 subsurface estate of the Kroto-Deshka Public Use Area is the respon-
24 sibility of the Department of Natural Resources. After adequate
25 public hearings the Department of Natural Resources shall develop and
26 adopt and may revise a management plan for the Kroto-Deshka Public Use
27 Area with the concurrence of the Department of Fish and Game.

28 (b) The Department of Fish and Game is responsible for the
29 management of fish and game resources and public use of fish and

1 wildlife in the Kroto-Deshka Public Use Area consistent with the
2 purposes of AS 16.20.400.

3 (c) The Kroto-Deshka Public Use Area is open to mineral leasing
4 under AS 38.05.135 - 38.05.184 if the commissioner of natural re-
5 sources determines that mineral leasing is not inconsistent with the
6 purposes specified in AS 41.21.876. Each valid existing mining lease
7 and multiple land use permit remains valid and shall continue in full
8 force and effect according to its terms.

9 (d) The Department of Natural Resources may issue surface leases
10 under AS 38.05.070 - 38.05.105 for a term not to exceed five years
11 within the Kroto-Deshka Public Use Area. The Department of Natural
12 Resources may not sell land under AS 38.05.045 - 38.05.069 within the
13 Kroto-Deshka Public Use Area and the land within the Kroto-Deshka
14 Public Use Area is closed to mineral entry under AS 38.05.185 - 38.-
15 05.275.

16 (e) The state may not acquire by eminent domain privately owned
17 land within or abutting state-owned land described in AS 41.21.880 but
18 may acquire privately owned land by purchase, exchange, or otherwise
19 for inclusion in the Kroto-Deshka Public Use Area.

20 (f) The Department of Natural Resources may adopt regulations to
21 implement the provisions of AS 41.21.876 - 41.21.880.

22 Sec. 41.21.880. KROTO-DESHKA PUBLIC USE AREA ESTABLISHED. The
23 state-owned land and water and all that acquired in the future by the
24 state, lying within the boundaries described in this section, are
25 designated as the Kroto-Deshka Public Use Area, are reserved from all
26 uses incompatible with their primary function as public use lands, and
27 are assigned to the Department of Natural Resources for control,
28 development, and maintenance:

29 Township 19 North, Range 6 West, Seward Meridian

1	Section 2 W1/2
2	Section 3
3	Sections 10 - 11
4	Section 14
5	Section 15 E1/2
6	Section 22 E1/2
7	Section 23
8	Section 26
9	Section 27 E1/2
10	Section 34 E1/2
11	Section 35
12	Township 20 North, Range 6 West, Seward Meridian
13	Section 4
14	Section 5 E1/2
15	Section 8 E1/2
16	Section 9
17	Section 15 W1/2
18	Section 16
19	Section 21 E1/2, N1/2NW1/4, SE1/4NW1/4
20	Section 22
21	Section 27
22	Section 34
23	Township 21 North, Range 6 West, Seward Meridian
24	Sections 3 - 4
25	Sections 8 - 10
26	Section 15 W1/2
27	Section 16
28	Section 20 E1/2
29	Section 21

1 Section 28
2 Section 29 E1/2
3 Section 32 E1/2
4 Section 33
5 Township 22 North, Range 6 West, Seward Meridian
6 Section 4 W1/2, W1/2E1/2
7 Section 5 W1/2
8 Sections 6 - 7
9 Section 8 W1/2
10 Section 9
11 Section 16 W1/2, W1/2E1/2
12 Sections 17 - 18
13 Sections 20 - 21
14 Section 27 W1/2
15 Section 28
16 Section 29 NE1/4
17 Section 33 E1/2
18 Section 34