

Introduced: 4/1/86
Referred: Resources and
Finance

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

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HOUSE BILL NO. 704 am

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IN THE LEGISLATURE OF THE STATE OF ALASKA

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FOURTEENTH LEGISLATURE - SECOND SESSION

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A BILL

6 For an Act entitled: "An Act relating to the disposal of state materials."

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

8 * Section 1. AS 38.05.115(a) is amended to read:

9 (a) The commissioner shall determine the timber and other mate-
10 rials to be sold, and the limitations, conditions and terms of sale.
11 The limitations, conditions and terms shall include the utilization,
12 development and maintenance of the sustained yield principle, subject
13 to preference among other beneficial uses. The commissioner may nego-
14 tiate sales of timber or materials without advertisement and on the
15 limitations, conditions, and terms that are considered to be in the
16 best interests of the state. Within a one-year period, the commis-
17 sioner may not negotiate a sale without advertisement to the same
18 purchaser of

19 (1) [HOWEVER, NOT] more than 500 M.B.M. or equivalent other
20 measure of timber; [OR]

21 (2) except as provided in (3) of this section, more than
22 25,000 cubic yards of materials; or

23 (3) more than 100,000 cubic yards of materials to a common
24 carrier holding a lease under AS 38.35 [MAY BE SOLD BY NONADVERTISED,
25 NEGOTIATED SALE TO THE SAME PURCHASER WITHIN A ONE-YEAR PERIOD].

26 * Sec. 2. AS 38.35.020 is amended by adding a new subsection to read:

27 (c) The commissioner may provide in a lease issued under this
28 section that a lessee may, with the approval of the commissioner, use
29 materials from state land when necessary to protect state land and

1 resources from the dangers or hazards resulting from damage caused by
2 a pipeline disaster or emergency. If the commissioner approves the
3 use of state materials under this subsection, the materials remain the
4 property of the state until the material is sold to the lessee in
5 accordance with the provisions of the lease. However, such approval
6 shall not transfer responsibility for clean up of said materials to
7 the state.

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