

Offered: 3/5/87
Referred: Rules

5-0567B

Original sponsors: Jones and Sturgulewski

1 IN THE SENATE BY THE RESOURCES COMMITTEE
2 CS FOR SENATE BILL NO. 112 (Resources) am
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 FIFTEENTH LEGISLATURE - FIRST SESSION
5 A BILL

6 For an Act entitled: "An Act relating to forest management agreements."
7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

8 * Section 1. AS 38.05 is amended by adding a new section to read:

9 Sec. 38.05.122. FOREST MANAGEMENT AGREEMENTS. (a) Notwith-
10 standing AS 38.05.110 - 38.05.120 and 38.05.300, the commissioner may,
11 if consistent with a land use plan then in effect, enter into an
12 agreement with a purchaser doing business in the state for the sale of
13 timber from state land, including land within a state forest, on which
14 the right to harvest timber has not been specifically prohibited by
15 law. An agreement entered into by the commissioner under this section
16 shall be used to foster the development of the state's forest products
17 industry.

18 (b) The commissioner shall establish by regulation requirements
19 for the selection, harvest, and regeneration of timber on state land
20 that is subject to an agreement under this section.

21 (c) In an agreement for the harvest of state timber entered into
22 under this section, the commissioner may provide for

- 23 (1) the term of the sale and an extension of the term;
24 (2) the stumpage prices to be charged for the timber;
25 (3) incentives to the purchaser for the completion of the
26 agreement;
27 (4) compensation from the purchaser for the scaling ser-
28 vices required to account for the timber sold;
29 (5) the construction and maintenance of access roads

1 necessary to the harvest of the timber, including the sale of mate-
2 rials from state land for the construction of the access roads;

3 (6) timber harvest to be at a volume in excess of that
4 permissible under the nondeclining even-flow method of calculating
5 sustained yield;

6 (7) penalties for violation of the terms of the agreement
7 and termination of the agreement;

8 (8) areas sized to the capability of small purchasers;

9 (9) other terms, conditions, and limitations determined to
10 be in the public interest by the commissioner; and

11 (10) the preparation of reports determined necessary by the
12 commissioner.

13 (d) In entering into an agreement under this section, the com-
14 missioner shall consider

15 (1) the economic activity to be generated in the state by
16 the proposed operation of the purchaser;

17 (2) the technical and financial qualifications of the
18 purchaser;

19 (3) the stumpage payments proposed to the state by the
20 purchaser;

21 (4) the experience of the purchaser in the state and in the
22 area in which the timber is sold.

23 (e) The commissioner shall consult with other agencies of the
24 state or with federal agencies when considering an agreement under
25 this section.

26 * Sec. 2. The commissioner of natural resources shall request proposals
27 for the management of state timber land under AS 38.05.122, as enacted in
28 sec. 1 of this Act, within one year after the effective date of this Act.