

Original sponsor(s): REP. HOFFMAN, Davidson, Wallis, Jacko

1 IN THE HOUSE BY THE FINANCE COMMITTEE

2 CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 332 (Finance)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act establishing the Goodnews Bay Critical Habi-
7 tat Area and the Goodnews Bay management plan; and
8 providing for an effective date."

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

10 * Section 1. AS 16.20 is amended by adding a new section to read:

11 Sec. 16.20.630. GOODNEWS BAY CRITICAL HABITAT AREA ESTABLISHED.

12 (a) The following described areas are established as the Goodnews Bay
13 Critical Habitat Area: the state tideland below the mean high tide
14 line, submerged land, and water of the state along Kuskokwim Bay from
15 the northwesterly point of Section 33, Township 12 South, Range 75
16 West, Seward Meridian along Kuskokwim Bay to the southeasterly point
17 of Section 32, Township 13 South, Range 75 West, Seward Meridian, and
18 within Goodnews Bay within

19 Township 12 South, Range 73 West, Seward Meridian

20 Sections 17 - 36

21 Township 12 South, Range 74 West, Seward Meridian

22 Sections 19 - 20

23 Sections 23 - 36

24 Township 12 South, Range 75 West, Seward Meridian

25 Sections 24 - 26

26 Sections 33 - 36

27 Township 13 South, Range 74 West, Seward Meridian

28 Sections 1 - 10

29 Sections 16 - 19

1 Township 13 South, Range 75 West, Seward Meridian
2 Sections 1 - 24
3 Sections 26 - 32
4 Township 13 South, Range 76 West, Seward Meridian
5 Sections 1 - 3
6 Sections 9 - 16
7 Sections 21 - 27
8 Sections 34 - 36.

9 (b) The Goodnews Bay Critical Habitat Area is established to
10 protect and maintain fish and wildlife habitat, populations, and
11 aquatic plant resources, especially eelgrass beds, and to ensure the
12 continued productivity of the area's fisheries and fish and wildlife
13 harvest.

14 (c) The Goodnews Bay Critical Habitat Area is closed to mineral
15 entry and mineral leasing under AS 38.05.185 - 38.05.275.

16 (d) The commissioner shall permit the construction, maintenance,
17 and the reasonable use of docking facilities within the Goodnews Bay
18 Critical Habitat Area.

19 * Sec. 2. AS 41.23 is amended by adding a new section to read:

20 ARTICLE 3. GOOD NEWS BAY MANAGEMENT PLAN.

21 Sec. 41.23.700. GOODNEWS BAY MANAGEMENT PLAN. (a) The commis-
22 sioner shall establish and may revise the Goodnews Bay management plan
23 to protect fish migration and spawning in the area near shore within
24 the area described in (c) of this section. The management plan shall
25 be prepared with the concurrence of the commissioner of fish and game.

26 (b) The commissioner shall permit mining under AS 38.05.185 -
27 38.05.275 within the area described in (c) of this section under terms
28 established in the management plan that prevent the material inter-
29 ference from mining with fish migration and spawning within the area

1 described in (c) of this section.

2 (c) The Goodnews Bay management plan shall cover the state
3 tideland below the mean high tide line, the submerged land, and water
4 of the state to a line one-half mile offshore from the mean high tide
5 line within

6 Township 14 South, Range 75 West, Seward Meridian

7 Sections 4 - 5

8 Section 9

9 Section 16

10 Section 21

11 Section 28

12 Section 33

13 Township 15 South, Range 75 West, Seward Meridian

14 Section 4

15 Section 9

16 Sections 15 - 16

17 Sections 21 - 22.

18 (d) The commissioner may adopt regulations to implement this
19 section.

20 * Sec. 3. This Act takes effect immediately under AS 01.10.070(c).