

Introduced: 1/18/90  
Referred: Transportation, Resources and Finance

6-1653A

BY SEN. COGHILL

1 IN THE SENATE

2

SENATE BILL NO. 392

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

SIXTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6 For an Act entitled: "An Act relating to credit for development or  
7 improvement of access to land."

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

9 \* Section 1. AS 19.30 is amended by adding new sections to read:

10 ARTICLE 2A. CREDIT FOR DEVELOPING OR IMPROVING ACCESS TO STATE LAND.

11 Sec. 19.30.103. CREDIT FOR VALUE OF ACCESS TO STATE LAND. (a)

12 The commissioner of natural resources may grant a credit against lease  
13 or purchase payments for state land to the lessee or purchaser of  
14 state land who develops or improves access to the land being leased or  
15 purchased if the commissioner determines that the development or  
16 improvement of access enhances the value of state land or other state  
17 resources.

18 (b) The amount of credit granted shall equal the increased value  
19 of state land, as determined by the commissioner of natural resources,  
20 attributable to the development or improvement of access to the land  
21 being purchased or leased.

22 Sec. 19.30.105. CONSTRUCTION STANDARDS AND MAINTENANCE. (a)

23 Access developed or improved under AS 19.30.103 - 19.30.107 qualifies  
24 for a credit under AS 19.30.103 even though it is of low standard and  
25 is not necessarily suitable for all weather use.

26 (b) The state is not obligated to maintain an access road or  
27 other facility for which a credit is granted under AS 19.30.103 -  
28 19.30.107.

29 (c) For access roads eligible for the credit under AS 19.30.103,

1 the Department of Natural Resources and the Department of Transporta-  
2 tion and Public Facilities shall determine the right-of-way width for  
3 an access road that is located outside of a municipality that has  
4 zoning ordinances controlling the right-of-way width of roads in  
5 subdivisions. If an access road is located within the boundaries of a  
6 municipality that has zoning ordinances controlling the right-of-way  
7 width of roads in subdivisions, the right-of-way width of the access  
8 road shall conform to the ordinances of the municipality.

9 Sec. 19.30.107. REGULATIONS. The commissioner of natural re-  
10 sources may adopt regulations necessary to implement AS 19.30.103 -  
11 19.30.107.