

Original sponsor(s): Resources Committee

1 IN THE SENATE BY THE RESOURCES COMMITTEE

2 CS FOR SENATE BILL NO. 454 (Resources)

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 the use of state land."

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

8 \* Section 1. AS 38.04.910(5) is amended to read:

9 (5) "multiple use"

10 (A) means the management of state land and its various  
11 resource values so that it is used in the combination that will  
12 best meet the present and future needs of the people of Alaska,  
13 making the most judicious use of the land for [SOME OR] all of  
14 the [THESE] resources or related services over areas large enough  
15 to provide sufficient latitude for periodic adjustments in use to  
16 conform to changing needs and conditions;

17 (B) [IT] includes

18 (i) [(A)] the use of the [SOME] land for less  
19 than all of the resources but does not exclude compatible  
20 competing uses; [,] and

21 (ii) [(B)] a combination of balanced and diverse  
22 resource uses that takes into account the short-term and  
23 long-term needs of present and future generations for renew-  
24 able and nonrenewable resources, including, but not limited  
25 to, recreation, range, timber, minerals, watershed, wildlife  
26 and fish, and natural scenic, scientific, and historic  
27 values;

28 \* Sec. 2. AS 38.05.185 is amended by adding new subsections to read:

29 (d) The commissioner shall submit a report to the legislature

1 and to the governor within the first 10 days of the convening of each  
2 regular session of the legislature detailing the state land closed to  
3 mineral location and mining during the previous calendar year. The  
4 report must include

- 5 (1) the known or estimated resource values of the area;
- 6 (2) the reason for the closure;
- 7 (3) the effective date of the closure; and
- 8 (4) the legal description of the land involved in the  
9 closure.

10 (e) Each area closed under (a) of this section remains closed to  
11 mineral location and mining until the commissioner issues an order  
12 altering the status of the land or until the closure is disapproved by  
13 act of the legislature. In addition to an act of the legislature  
14 disapproving a closure by the commissioner, the legislature may by  
15 resolution make recommendations to the commissioner on future manage-  
16 ment of the area involved.

17 (f) Each report prepared under (d) of this section that reports  
18 on an area of more than 5,120 acres must include a mineral assessment  
19 report for the area.

20 (g) Every five years, the commissioner shall submit a report to  
21 the governor and the legislature concerning state land that is at that  
22 time withdrawn from mineral location or mining, including state land  
23 withdrawn from multiple use by the legislature. The commissioner may  
24 make recommendations in each report regarding existing closures of  
25 state land.

26 \* Sec. 3. AS 38.05.300 is amended to read:

27 Sec. 38.05.300. CLASSIFICATION OF LAND. (a) The commissioner  
28 shall, where considered necessary and proper, classify land for sur-  
29 face use [CLASSIFY FOR SURFACE USE LAND IN AREAS CONSIDERED NECESSARY

1       AND PROPER]. This section does not prevent reclassification of land  
2       where the public interest warrants reclassification, nor does it  
3       preclude multiple [PURPOSE] use of land whenever different uses are  
4       compatible. An area of state [STATE] land, water, or land and water  
5       [AREA] may not, except by act of the state legislature, be closed to  
6       multiple [PURPOSE] use if the area involved contains more than 640  
7       acres.

8               (b) Not later than February 1 of each year, the commissioner  
9       shall submit a written report to each house of the legislature that  
10       [WHICH] describes and shows

11               (1) the location of all classifications of state land made  
12       under (a) of this section during the preceding year;

13               (2) each closure of state land to multiple use under (a) of  
14       this section during the preceding year.

15       \* Sec. 4. Notwithstanding the 10-year interval required under AS 38.-  
16       05.185(g), as enacted by sec. 2 of this Act, the first report to the gover-  
17       nor and legislature under that subsection shall be delivered to the legis-  
18       lature within the first 10 days after the convening of the legislature that  
19       occurs more than four years after the effective date of this Act.