

HOUSE BILL NO. 236

IN THE LEGISLATURE OF THE STATE OF ALASKA

SEVENTEENTH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVE M.W.MILLER

Introduced: 3/25/91

Referred: Resources, Judiciary, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to foreclosures of and interest due on the sale of state land and certain
2 interests in state land that is former mental health trust land; and providing for an
3 effective date."

4 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

5 * **Section 1. MORATORIUM AFFECTING FORMER MENTAL HEALTH TRUST LAND.** As to
6 the land described in sec. 2 of this Act, the Department of Natural Resources may not

7 (1) seek administrative or judicial foreclosure against land sold by the department under
8 a land sale contract entered into under AS 38.05.065, or against land for which there has been a sale,
9 lease, or disposal of agricultural rights made by the department under AS 38.05.321, for failure of the
10 purchaser or transferee to meet an obligation of the contract or document disposing of the interest; or

11 (2) collect interest on an amount owed to the department on a purchase agreement or note
12 entered into by the purchaser or transferee of the land under a land sale contract entered into under
13 AS 38.05.065, or under a sale, lease, or disposal of agricultural rights in land made by the department
14 under AS 38.05.321; interest on a land sale contract or document disposing of the interest does not

1 continue to accrue during the period of the moratorium authorized by this Act.

2 * Sec. 2. LAND SUBJECT TO THE PROVISIONS OF ACT. The provisions of this Act apply to
3 land

4 (1) granted to the state under the Alaska Mental Health Enabling Act of 1956, P.L. 84-
5 830, 70 Stat. 709, and patented to or approved for patent to the state, and to land designated as mental
6 health land that was received by the state in exchange for land granted to the state under that federal
7 land grant that was redesignated by ch. 181, SLA 1978, and ch. 182, SLA 1978, as general grant land
8 of the state and placed by those Acts under the management of the Department of Natural Resources;
9 and

10 (2) that is the subject of a land sale contract entered into by the Department of Natural
11 Resources under AS 38.05.065 or the subject of a sale, lease, or disposal of agricultural rights by that
12 department under AS 38.05.321 before the effective date of this Act.

13 * Sec. 3. This Act is repealed one year after the effective date of an Act of the legislature
14 reconstituting the mental health land trust in conformity with the requirements of State v. Weiss, 706
15 P.2d 681 (Alaska 1985).

16 * Sec. 4. This Act takes effect immediately under AS 01.10.070(c).