

**CS FOR SENATE BILL NO. 127 (RESOURCES)  
IN THE LEGISLATURE OF THE STATE OF ALASKA  
SEVENTEENTH LEGISLATURE - SECOND SESSION**

**BY THE SENATE RESOURCES COMMITTEE**

**Offered: 4/17/92  
Referred: Finance**

**Sponsor(s): SENATORS FRANK, Fischer, Pearce, Jones, Halford**

**A BILL**

**FOR AN ACT ENTITLED**

**1 "An Act relating to the definition of multiple use; requiring the commissioner of natural  
2 resources to report annually to the legislature on the state land closed to mineral location  
3 and mining during the previous year; providing that closures of state land to mineral  
4 location and mining by the commissioner of natural resources may be disapproved by the  
5 legislature; requiring the commissioner of natural resources to report to the legislature  
6 every five years concerning all state land that is withdrawn from mineral location and  
7 mining; relating to classifications of state land; and requiring the commissioner of natural  
8 resources to report annually to the legislature each closure of state land to multiple  
9 purpose use during the previous year."**

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

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

**12 (5) "multiple use"**

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

6           (B) [IT] includes

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

9                           (ii) [(B)] a combination of balanced and diverse resource  
10 uses that takes into account the short-term and long-term needs of present and  
11 future generations for renewable and nonrenewable resources, including, but not  
12 limited to, recreation, range, timber, minerals, watershed, wildlife and fish, and  
13 natural scenic, scientific, and historic values;

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

15           (d) The commissioner shall submit a report to the legislature and to the governor within  
16 the first 10 days of the convening of each regular session of the legislature detailing the state  
17 land closed to mineral location and mining during the previous calendar year. The report must  
18 include

- 19                           (1) the known mineral resource potential of the area;  
20                           (2) the reason for the closure;  
21                           (3) the effective date of the closure; and  
22                           (4) the legal description of the land involved in the closure.

23           (e) Each area closed under (a) of this section remains closed to mineral location and  
24 mining until the commissioner issues an order altering the status of the land or until the closure  
25 is disapproved by act of the legislature. In addition to an act of the legislature disapproving a  
26 closure by the commissioner, the legislature may by resolution make recommendations to the  
27 commissioner on future management of the area involved.

28           (f) Every five years, the commissioner shall submit a report to the governor and the  
29 legislature concerning state land that is at that time withdrawn from mineral location or mining,  
30 including state land withdrawn from multiple use by the legislature. The commissioner may  
31 make recommendations in each report regarding existing closures of state land.

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

2           Sec. 38.05.300. CLASSIFICATION OF LAND. (a) The commissioner shall, where  
3           considered necessary and proper, classify land for surface use [CLASSIFY FOR SURFACE  
4           USE LAND IN AREAS CONSIDERED NECESSARY AND PROPER]. This section does not  
5           prevent reclassification of land where the public interest warrants reclassification, nor does it  
6           preclude multiple [PURPOSE] use of land whenever different uses are compatible. An area of  
7           state [STATE] land, water, or land and water [AREA] may not, except by act of the state  
8           legislature, be closed to multiple [PURPOSE] use if the area involved contains more than 640  
9           acres.

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

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

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

16 \* Sec. 4. Notwithstanding the five year interval required under AS 38.05.185(f), as enacted by sec. 2  
17 of this Act, the first report to the governor and legislature under that subsection shall be delivered to the  
18 legislature by the 10th legislative day of the first regular session of the legislature that occurs more than  
19 two years after the effective date of this Act.