

CS FOR SENATE BILL NO. 210(FIN) am
IN THE LEGISLATURE OF THE STATE OF ALASKA
EIGHTEENTH LEGISLATURE - SECOND SESSION

BY THE SENATE FINANCE COMMITTEE

Amended: 2/24/94
Offered: 2/15/94

Sponsor(s): SENATOR SHARP

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to disposals of state land within five miles of the right-of-way
2 of the Dalton Highway to a licensed public utility or a licensed common carrier;
3 relating to disposals of state land for nonresidential development in nodes of
4 development along the Dalton Highway; requiring licensed public utilities to pay
5 the costs of change, relocation, or removal of a utility facility due to construction
6 of a highway project; and allowing state leases and materials sales for
7 reconstruction and maintenance of state highways and construction or maintenance
8 of airports."

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

10 * Section 1. AS 19.40.200(b) is amended to read:

11 (b) The prohibition on disposal of state land under (a) of this section does not
12 apply to a disposal

1 (1) to a licensed public utility or a licensed common carrier under
2 AS 38.05.810(e);

3 (2) for nonresidential development within the Yukon River
4 Crossing, Coldfoot, Happy Valley, Franklin Bluffs, and Deadhorse development
5 nodes; or

6 (3) necessary for
7 (A) [(1)] an oil and gas lease under AS 38.05.180;
8 (B) [(2)] exploration, development, production, or transportation
9 of oil and gas north of 68 degrees north latitude; or
10 (C) [(3)] a state lease or materials sale for
11 (i) exploration, development, production, or transportation
12 of oil and gas; [OR]
13 (ii) reconstruction or maintenance of state highways; or
14 (iii) construction or maintenance of airports [THE
15 HIGHWAY NORTH OF 68 DEGREES NORTH LATITUDE].

16 * Sec. 2. AS 19.40.200 is amended by adding a new subsection to read:

17 (d) Notwithstanding another provision of law, when the department determines
18 and orders that a utility facility located across, along, over, under, or within the
19 highway right-of-way must be changed, relocated, or removed, the licensed public
20 utility owning or maintaining the facility shall change, relocate, or remove it in
21 accordance with the order and is responsible for the cost of the change, relocation, or
22 removal.