

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

BY THE HOUSE FINANCE COMMITTEE

**Offered: 4/22/94
Referred: Rules**

Sponsor(s): SENATOR SHARP

REPRESENTATIVE James

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 the reauthorization of leases that were in effect on
4 January 1, 1994, for nonresidential purposes within the following development
5 nodes:

6 Coldfoot:
7 Township 28 North, Range 12 West, Fairbanks Meridian
8 Sections 9 - 10
9 Sections 15 - 16

10 Yukon River Crossing:
11 Township 13 North, Range 11 West, Umiat Meridian
12 Section 26;

13 (3) for nonresidential development within the following
14 development node:

15 Deadhorse:
16 Township 10 North, Range 14 East, Umiat Meridian
17 Sections 24 - 25
18 Township 10 North, Range 15 East, Umiat Meridian
19 Section 19
20 Section 30; or

21 (4) necessary for
22 (A) [(1)] an oil and gas lease under AS 38.05.180;
23 (B) [(2)] exploration, development, production, or transportation
24 of oil and gas north of 68 degrees north latitude; or
25 (C) [(3)] a state lease or materials sale for
26 (i) exploration, development, production, or transportation
27 of oil and gas; [OR]
28 (ii) reconstruction or maintenance of state highways; or
29 (iii) construction or maintenance of airports [THE
30 HIGHWAY NORTH OF 68 DEGREES NORTH LATITUDE].

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

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