

SENATE BILL NO. 299

IN THE LEGISLATURE OF THE STATE OF ALASKA

EIGHTEENTH LEGISLATURE - SECOND SESSION

BY SENATOR MILLER

Introduced: 2/11/94
Referred: RES. FIN

A BILL

FOR AN ACT ENTITLED

1 "An Act providing that the commissioner of natural resources may not charge
2 or assess a general administrative service fee for certain appropriations of water."

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

4 * Section 1. AS 46.15.020(b) is amended to read:

5 (b) The commissioner shall

6 (1) adopt procedural and substantive regulations to carry out the
7 provisions of this chapter, taking into consideration the responsibilities of the
8 Department of Environmental Conservation under AS 46.03 and the Department of
9 Fish and Game under AS 16;

10 (2) keep a public record of all applications for permits and certificates
11 and other documents filed in the commissioner's office; and shall record all permits
12 and certificates and amendments and orders affecting them and shall index them in
13 accordance with the source of the water and the name of the applicant or appropriator;

14 (3) cooperate with, assist, advise, and coordinate plans with the federal,

1 state, and local agencies in matters relating to the appropriation, use, conservation,
2 quality, disposal, or control of waters and activities related thereto;

3 (4) prescribe fees or service charges for any public service rendered,
4 except that the commissioner may not charge or assess an administrative service
5 fee for appropriations of water for which a permit, certificate, or temporary
6 water use permit has been issued;

7 (5) before February 1 of each year, submit a report to the legislature
8 describing the activities of the commissioner under AS 46.15.035 and 46.15.037; the
9 report must include

10 (A) information on the number of applications and
11 appropriations for the removal of water from one hydrological unit to
12 another that were requested and that were granted and on the amounts
13 of water involved;

14 (B) information on the number and location of sales of water
15 conducted by the commissioner and on the volume of water sold;

16 (C) recommendations of the commissioner for changes in state
17 water law; and

18 (D) a description of state revenue and expenses related to
19 activities under AS 46.15.035 and 46.15.037.

20 * Sec. 2. 11 AAC 05.010(a)(8)(M) is annulled.