

SCOMM

#22:20

Steering Council For Alaska Lands

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MEMORANDUM

TO: ALL COUNCIL MEMBERS
FROM: SHARON LONG *SL*
RE: MIKE GRAVEL'S (d)(2) LEGISLATION
DATE: APRIL 4, 1978

Enclosed is a summary of Senator Gravel's (d)(2) legislation. Page two is a one page comparison of all the proposals which may be of particular interest to you.

SUMMARY

D-2 BILL--SENATOR MIKE GRAVEL

NATIONAL PARK SYSTEM_ TITLE I

PARKS, MONUMENTS	ACREAGE (MIL. ACRES)	(HUNTING PERMITTED)	
		PRESERVES, OTHER	ACREAGE
WRANGELL-ST. ELIAS PARK	7.36	WRANGELL MOUNTAIN PRESERVE	3.94
GATES OF THE ARCTIC PARK	7.50		
DENALI PARK (MCKINLEY ADDITIONS)	2.62		
LAKE CLARK PARK	2.23	LAKE CLARK PRESERVE	.91
KATMAI PARK (ADDITIONS)	1.08		
GLACIER BAY PARK (ADDITIONS)	.49		
IMURUK BASIN PRESERVE	.40		
KOBUK VALLEY MONUMENT	.20		
CAPE KRUSENSTERN MONUMENT	.19		
ANIACHAK CALDERA MONUMENT	.17	ANIACHAK PRESERVE	.08
		YUKON-CHARLEY NATIONAL RIVERS	1.49
SUBTOTALS	22.49		6.42

NATIONAL PARK SYSTEM TOTAL-----28.66 MILLION ACRES

NATIONAL WILDLIFE REFUGE SYSTEM --TITLE II

YUKON DELTA	7.60
KOYUKUK	2.68
INNOKO-KATYUH	2.18
ARCTIC (ADDITIONS)	1.89
SHISHMAREF	1.50
SELAWIK	1.48
ALASKA MARINE RESOURCES	.33
CAPE NEWANHAM (ADDITIONS)	.24
KENAI MOOSE	.04

-----TITLE II ALSO PROVIDES TRADE OF APPROXIMATELY 280,000 ACRES OF SUB-SURFACE LANDS IN ARCTIC REFUGE FOR STATE LANDS IN OR ADJACENT PROPOSED PARK OR REFUGE UNITS.

REFUGE SYSTEM TOTAL----17.94 MILLION ACRES

NATIONAL FOREST SYSTEM --TITLE IV

CHUGACH FOREST (ADDITIONS)	2.11
TONGASS FOREST (ADDITIONS)	1.54

FOREST SYSTEM TOTAL 3.65 MILLION ACRES

NATIONAL WILD AND SCENIC RIVERS SYSTEM -- TITLE III

18 RIVERS (11 OUTSIDE OTHER SYSTEMS, 7 INSIDE OTHER SYSTEMS)

1.00 MILLION ACRES (OUTSIDE OTHER PROPOSALS)

River corridors not to exceed 1 mile from either side of river.

TOTAL ACREAGE-----51.25 MILLION ACRES (IN NEW FOUR SYSTEMS)

D-2 BILL COMPARISONS

NATIONAL PARK SYSTEM

	ACREAGE(MIL. OF ACRES)
S. 1787(Stevens)	10.45
Land Use Plan. Com.	19.72
SENATOR GRAVEL	28.66
Administration	41.77
House Interior Comt.	43.17
H.R. 39 (original)	64.30

NATIONAL WILD AND SCENIC RIVERS

	ACREAGE
S. 1787 (Stevens)	1.00
Land Use Plan. Com.	.69
SENATOR GRAVEL	1.00
Administration	2.45
House Interior Comt.	1.69
H.R. 39 (original)	4.07

NATIONAL WILDLIFE REFUGE SYSTEM

S. 1787 (Stevens)	8.04
Land Use Plan. Com.	18.82
SENATOR GRAVEL	17.94
Administration	45.10
House Interior Comt.	50.76
H.R. 39 (original)	46.50

NATIONAL WILDERNESS PRESERVATION SYS.

	ACREAGE
S. 1787 (Stevens)	0
Land Use Plan. Com.	0
SENATOR GRAVEL	*
Administration	48.90
House Interior Comt.	74.26
H.R. 39 (original)	147.50

*Designates 7 areas in Tongass Forest. Boundaries to be set upon completion of Tongass Land Use Plan.

NATIONAL FOREST SYSTEM

S. 1787 (Stevens)	5.72
Land Use Plan. Com.	4.78
SENATOR GRAVEL	3.65
Administration	3.03
House Interior Comt.	3.34
H.R. 39(original)	0

TOTAL ACREAGE PROPOSED IN FOUR SYSTEMS (DOES NOT INCLUDE WILDERNESS WITHIN EXISTING CONSERVATION SYSTEM AREAS)

S. 1787 (Stevens)	25.21 Mil. acres
Land Use Plan. Com.	44.01 Mil. acres
SENATOR GRAVEL	51.25 Mil. acres
Administration	91.68 Mil. acres
House Interior Comt.	98.96 Mil. acres
H.R. 39 (original)	114.87 Mil. acres

SUMMARY D-2 BILL--SENATOR MIKE GRAVEL

TITLE V--WILDERNESS DESIGNATION

- EXCEPT IN SOUTHEAST ALASKA, NO "INSTANT" WILDERNESS DESIGNATED
- SEVEN AREAS DESIGNATED WILDERNESS IN THE TONGASS NATIONAL FOREST
- BOUNDARIES AND ACREAGES TO BE DETERMINED UPON COMPLETION OF TONGASS LAND USE MANAGEMENT PLAN, AND WOULD NOT AFFECT EXISTING LEVEL OF TIMBER HARVEST OR INCLUDE SIGNIFICANT MINERAL AREAS.
- INCLUDES SPECIAL PROVISIONS TO PROVIDE FOR ACCESS, CABINS, AQUACULTURE FACILITIES, AND OTHER USES IN WILDERNESS AREAS.

TITLE VI--ESTABLISHMENT OF NEW FEDERAL-STATE LAND USE PLANNING COMMISSION

- THE COMMISSION WOULD BE ESTABLISHED UPON THE PASSAGE OF STATE LAW DEDICATING STATE LAND FOR JURISDICTION UNDER THE COMMISSION.
- ALL FEDERAL LANDS NOT INCLUDED IN CONSERVATION SYSTEMS OR MILITARY RESERVES WOULD BE PLACED UNDER THE COMMISSION.
- THE STATE WOULD LEGISLATE A PROCESS BY WHICH PRIVATE AND NATIVE CORPORATION LANDS COULD BE VOLUNTARILY PLACED UNDER THE COMMISSION'S JURISDICTION AND RECEIVE CERTAIN ADVANTAGES SUCH AS PROPERTY TAX DEFERMENT.
- THE COMMISSION WOULD BE COMPOSED OF 9 MEMBERS: 1 CHAIRMAN JOINTLY APPOINTED BY PRESIDENT AND GOVERNOR, 4 FEDERAL MEMBERS BY PRESIDENT, AND 4 STATE MEMBERS BY GOVERNOR. 1 FEDERAL MEMBER AND ONE STATE MEMBER WOULD BE NATIVE IF 80% OR MORE OF CORPORATION LAND DEDICATED.
- MEMBERS WOULD BE FULL-TIME AND SERVE STAGGERED 4-YEAR TERMS.
- FUNCTIONS AND AUTHORITIES OF THE COMMISSION WOULD INCLUDE:
 - DEVELOPMENT OF LAND USE PLANS AND LAND CLASSIFICATIONS FOR VARIOUS LAND USES;
 - INSURING THAT FEDERAL, STATE, AND LOCAL PLANNING AND LAND USES ARE HARMONIOUS;
 - COORDINATE IMPLEMENTATION OF AIR AND WATER POLLUTION LAWS, COASTAL ZONE MANAGEMENT LAW, AND OTHER ENVIRONMENTAL LAWS;
 - DETERMINE LOCATION OF TRANSPORTATION AND UTILITY SYSTEM RIGHTS-OF-WAY ACROSS FED, STATE, AND PRIVATE LANDS;

SUMMARY D-2 BILL--SENATOR MIKE GRAVEL

TITLE VI CONT'D

- VETO POWER WOULD BE RETAINED BY THE GOVERNOR AND THE SECRETARY OF INTERIOR OVER THEIR RESPECTIVE LANDS. EITHER THE STATE OR THE SECRETARY WOULD HAVE VETO OVER NATIVE CORPORATION LANDS.
- ON-THE-GROUND MANAGEMENT WOULD BE RETAINED BY THE NORMAL FEDERAL (BLM) AND STATE (DNR) AGENCIES.
- LANDS UNDER THE COMMISSION WOULD BE WITHDRAWN FROM ALL ENTRIES AND APPROPRIATIONS PENDING CLASSIFICATION BY THE COMMISSION.
- THE COMMISSION WOULD TERMINATE AFTER 10 YEARS UNLESS RENEWED BY CONGRESS.

TITLE VII--SUBSISTENCE

- THE STATE WOULD RETAIN PRIME RESPONSIBILITY FOR FISH AND GAME MANAGEMENT.
- WHEN FISH AND WILDLIFE RESOURCES ARE SCARCE, SUBSISTENCE USERS WOULD BE GIVEN PREFERENCE IN USING THOSE RESOURCES.
- SUBSISTENCE USERS WOULD BE DEFINED ON THE BASIS OF DEPENDENCE ON THE RESOURCES, NOT RACE OR ETHNIC BACKGROUND.
- ALL FEDERAL LANDS, INCLUDING NATIONAL PARK LANDS, WOULD BE OPEN TO SUBSISTENCE USES. ACCESS BY CUSTOMARY MEANS, INCLUDING MOTORIZED VEHICLES, WOULD BE PERMITTED ON ALL LANDS.
- THE STATE WOULD CREATE A SYSTEM OF REGIONAL BOARDS AND LOCAL ADVISORS. REGIONAL BOARDS WOULD HAVE PRIMARY RESPONSIBILITY, SUBJECT TO STATE OVERVIEW, FOR DEVELOPMENT OF FISH AND WILDLIFE POLICIES AND REGULATIONS.
- THE SECRETARY WOULD MONITOR STATE SUBSISTENCE PROGRAM AND COULD SUSPEND PROGRAM IF SUBSISTENCE PROVISIONS NOT FOLLOWED. STATE WOULD HAVE AMPLE HEARING OPPORTUNITIES AND TIME TO CORRECT PROGRAM.
- FEDERAL FUNDS WOULD BE AUTHORIZED AND GRANTED TO THE STATE TO OFF-SET THE EXTRAORDINARY COSTS TO SET UP AND RUN SPECIAL SUBSISTENCE PROGRAM.

TITLE VIII--NATIVE AND STATE LAND CONVEYANCE

- CORE TOWNSHIPS WOULD BE CONVEYED TO NATIVE CORPORATIONS BY THE ACT WITH PATENT OR INTERIM CONVEYANCE ISSUED WITHIN 6 MONTHS.

SUMMARY D-2 BILL--SENATOR MIKE GRAVEL

TITLE VIII CONT'D

- PROVIDES FOR AN EXPEDITED CONVEYANCE PROCESS FOR ALL OTHER LANDS WHEREBY PATENTS OR INTERIM CONVEYANCES ISSUED WITHIN 6 MONTHS OF SUBMISSION OF PRIORITIZATION OF SELECTIONS.
- ESSENTIAL EASEMENTS SPECIFIED BY EXISTING LAW WOULD BE RESERVED IN ALL CONVEYANCES SUBJECT TO THE TIME LIMITATIONS IMPOSED BY THIS TITLE.
- PROVIDES FOR CONFIRMATION OF STATE SELECTIONS AND EXPEDITED CONVEYANCE PROCESS.
- CLARIFIES SELECTION RIGHTS AND ENTITLEMENTS AND AMENDS STATEHOOD ACT TO ASSIST IN SELECTION PROCESS.
- CORRECTS ANCSA AMENDMENT LANGUAGE TO PROVIDE KONIAG CORRECT SELECTION LANDS.

TITLE IX--MINERAL STUDY, EXPLORATION AND EXTRACTION IN CONSERVATION SYSTEM UNITS

- AUTHORIZES CONTINUED MINERAL STUDY, EXPLORATION IN ALL SYSTEM UNITS.
- SECRETARY DIRECTED TO INITIATE OIL AND GAS LEASING PROGRAM ON WILDLIFE REFUGE SYSTEM LANDS.
- IN ALL BUT PARK AND MONUMENT UNITS NON-FUEL MINERAL EXTRACTION PERMITS COULD BE ISSUED BY SECRETARY FOLLOWING EXPLORATION. IN PARKS AND MONUMENTS CONGRESSIONAL APPROVAL WOULD BE REQUIRED.
- REASONABLE AND CUSTOMARY ACCESS AND USE ASSURED FOR EXISTING VALID CLAIMS AND LEASES IN CONSERVATION SYSTEM UNITS.

TITLE X--TRANSPORTATION AND UTILITY CORRIDORS

- THE COMMISSION WOULD CONDUCT STUDIES OF ALL PROPOSED TRANSPORTATION OR UTILITY SYSTEMS WHICH MAY BE PROPOSED. BASED ON WHAT IT DETERMINED TO BE THE MOST PRUDENT AND FEASIBLE ALTERNATIVE, RIGHTS-OF-WAY WOULD BE AUTHORIZED ACROSS LANDS UNDER ITS JURISDICTION.
- THE COMMISSION WOULD RECOMMEND RIGHTS-OF-WAY TO THE SECRETARY ACROSS FOUR-SYSTEMS LANDS BASED ON ITS STUDIES. THE SECRETARY WOULD GRANT THE RECOMMENDED RIGHT-OF-WAY UNLESS HE ISSUED SPECIFIC FINDINGS SHOWING THAT THE ROUTE WOULD RESULT IN SIGNIFICANT HARM TO THE PARTICULAR RESOURCES INVOLVED AND THAT THERE EXISTED ANOTHER PRUDENT AND FEASIBLE ALTERNATIVE WHICH AVOIDED SUCH IMPACTS.

SUMMARY D-2 BILL--SENATOR MIKE GRAVEL

TITLE XI--ADMINISTRATIVE PROVISIONS

- STATE AND NATIVE LANDS INCLUDED IN CONSERVATION UNIT BOUNDARIES ONLY AT THEIR CONCURRENCE.
- LANDS SELECTED BUT NOT EVENTUALLY CONVEYED TO NATIVE CORPORATIONS WOULD BECOME PART OF CONSERVATION UNIT IF WITHIN BOUNDARIES.
- CONDEMNATION OF PRIVATE LANDS ONLY WHEN USES CLEARLY NOT IN KEEP-
ING WITH PURPOSES OF CONSERVATION UNIT AND ALL REASONABLE EFFORTS
TO ACQUIRE FAILED. OWNER GIVEN RIGHT TO OCCUPY IMPROVED PROPERTY
FOR LIFE IF ACQUIRED.
- HOMESITES LEGALLY ENTERED BY NOT FILED UPON WOULD QUALIFY FOR
LIFETIME OCCUPANCY PERMIT.
- AUTHORIZES PURCHASE OF ISOLATED ARCHEOLOGICAL SITES.
- CALLS FOR DEVELOPMENT OF MANAGEMENT PLANS FOR UNITS
- PROVIDES FOR LOCAL HIRE IN MANAGEMENT OF FOUR SYSTEMS LANDS.
- AUTHORIZES SERVICING AND CONSTRUCTION OF NAVIGATION FACILITIES.
- PROVISION OF ACCESS TO AND IN UNITS OF FOUR SYSTEMS.
- ESTABLISHES ALCAN HIGHWAY VISITOR CENTER AND OTHER INFORMATION
CENTERS.

TITLE XII--MISCELLANEOUS

- CALLS FOR SPECIAL STUDY OF DEVELOPMENT OF VISITOR ACCESS AND
FACILITIES ON SOUTH SIDE OF PROPOSED DENALI (MT. MCKINLEY)
NATIONAL PARK.
- WITHIN TWO YEARS OF ACT, SECRETARY WOULD REPORT ON ECONOMIC,
ENVIRONMENTAL, AND ENGINEERING COSTS, PLANS AND FEASIBILITY OF
RANGE OF DEVELOPMENTS.
- \$2 MILLION IS AUTHORIZED FOR STUDY.
- \$500 MILLION IS AUTHORIZED FOR CONSTRUCTION OF MASS TRANSIT SYS-
TEM FROM ANCHORAGE, VISITOR CENTER, AND TRAMWAY.
- ESTABLISHES NEW HISTORIC TRAILS SYSTEM AND DESIGNATES IDITAROD
TRAIL AS NATIONAL HISTORIC TRAIL.

SUMMARY D-2 BILL--SENATOR MIKE GRAVEL

TITLE XII--CONT'D

- WOULD ALLOW STATE OR OTHER LANDS TO BE DONATED OR ACQUIRED
FOR KLONDIKE GOLD RUSH NATIONAL HISTORICAL PARK.
- CALLS FOR A SCENIC HIGHWAY STUDY ALONG DENALI HIGHWAY BETWEEN
PARKS HIGHWAY AND GLENNALLEN AREA.
- DIRECTS SECRETARY TO WITHDRAW A TRANSPORTATION AND UTILITY
CORRIDOR ACROSS FEDERAL LANDS ALONG ALCAN HIGHWAY AND LADUE
RIVER BETWEEN FAIRBANKS AND CANADA BORDER.