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STATE OF ALASKA
THE LEGISLATURE

POUCH Y - STATE CAPITOL
JUNEAU, ALASKA 99811
907-465-3800


LEGISLATIVE AFFAIRS AGENCY

MEMORANDUM

May 28, 1981

SUBJECT: Land for fair associations

TO: Representative Fred F. Zharoff
Chairman, House Resources Committee

FROM: Richard A. Bradley 
Legislative Counsel

The bill requested is enclosed.

Several points should be noted.

The suggestion in the work order request that the association be authorized to exchange the land for other state land is deleted because general law at AS 38.50 presently authorizes such action.

More importantly, the bill probably constitutes a violation of the prohibition against "special and local legislation". See, Article II, sec. 19 of the constitution. The proof of the matter is that existing law does permit the transfer in question, albeit at a possibly higher cost to the fair association.

An example of a bill where special efforts were made to justify a grant in the face of Article II, sec. 19 is that of Hope Cottage last year. See Chapter 101, SLA 1980. Additional information of the type suggested in Chapter 101 will be required if you elect that course of action.

If I may assist further, please advise.

RAB:ljb

Enclosure