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COMMITTEE REPORT

HOUSE

3/22

Rules

(7)

FURTHER:

2/16/82.

Date: March 25, 1982

Mr. Speaker:

The Committee on Resources has had HB 811

"An Act relating to preferences to occupants of land under a United States Forest Service timber contract."

under consideration and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass do not pass
- do pass with attached amendments(s)
- replace with CS for HB 811 (Resources) same title
 new title
- and recommends DO PASS
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back without recommendation
- referred to the _____ Committee

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS:

[Signature]

[Signature]

[Signature]

[Signature]

CHAIRMAN

FISCAL NOTE

I. REQUEST HB 811
 Bill/Resolution No. _____
 Title An act relating to preferences to occupants of land under
 Requested by House Resources Ct. Date USFS Timber contract

II. FISCAL DETAIL Department of Natural Resources
 Agency Affected _____
 Program Category Affected NRMEC
 BRU, Program, Or Subprogram(s) Affected Land Management
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		-0-	-0-			

FUNDING (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
FULL TIME		0	0			
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

Departmental responsibilities under this bill can be accomplished with funding for the land disposal program in the Governor's FY 83 budget submission.

IV. DATE March 22, 1982 PREPARED BY Mark Wittow
 AGENCY Dept of Natural Resources
 PHONE 465-2400
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)
 33-001 (Rev. 12/81)

Mark Wittow



Official Business

Alaska State Legislature

House of Representatives

Pouch V
State Capitol
Juneau, Alaska 99811

MEMORANDUM

TO: Rep. Sutcliffe, Rep. Fanning
Co-Chairman, House Resources Committee

FROM: Denise Zachary, assistant *denise*
to Rep. Gardiner

DATE: March 18, 1982

RE: CS HB 811, Sectional analysis

CS HB 811, relating to preferences to occupant of land under a United States Forest Service timber contract, has been referred to your committee.

The intent of the bill is to provide a preference right to the occupant to purchase the land if that person has erected or purchased a dwelling.

Section 1. AS 38.05.064. PREFERENCE TO OCCUPANTS UNDER FOREST SERVICE TIMBER SALE CONTRACT.

(a) This section does not mandate land disposal to occupant but does ensure that a preference right is given to those who have erected or purchased a permanent improvement.

(b) This section spells out provisions of existing law.

(c) The purchase price of land for noncommercial residential purpose is described.

(d) Sale of land for use other than residential purposes is depicted in this section.

(e) Logging camps have a poor layout; this section provides for the adjustment of boundaries on land with permanent improvements, satisfying the occupants.

Original sponsors: Gardiner, Haugen
and Freeman

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

2 CS FOR HOUSE BILL NO. 811 (Resources)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to preferences to occupants of land
7 under a United States Forest Service timber contract."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. AS 38.05 is amended by adding a new section to read:

10 Sec. 38.05.064. PREFERENCE TO OCCUPANTS UNDER FOREST SERVICE
11 TIMBER SALE CONTRACT. (a) If land subject to an existing United States
12 Forest Service timber sale contract is relinquished by the timber sale
13 contractor and contains a permanent improvement, before sale of the land
14 to the public the director shall offer the land to the occupant or his
15 successor in interest who

16 (1) built the permanent improvement with the approval of the
17 timber sale contractor or purchased the improvement from the timber sale
18 contractor; and

19 (2) occupied the land containing the improvement for 90 days
20 before the relinquishment of the land by the timber sale contractor.

21 (b) Except when in conflict with this section, other provisions of
22 AS 38.05.045 - 38.05.069 apply to sales under this section.

23 (c) If the permanent improvement described in (a) of this section
24 is a residence or a residence of a community nature and the land is used
25 for noncommercial residential purposes, the purchase price offered to
26 the occupant shall be an amount determined by the commissioner that is
27 equal to the state money required to be spent in order to sell the land
28 plus the cost of survey or resurvey, if the survey or resurvey is made
29 by the department or a contractor of the department.

1 (d) If the permanent improvement described in (a) of this section
2 is for a use other than a use listed in (c) of this section, the director
3 may offer the land

4 (1) to the occupant of the land or his successor in interest
5 for not less than the appraised fair market value of the land; or

6 (2) under AS 38.05.315(e).

7
8 (e) The director may adjust the boundaries of the
9 lot^s containing permanent improvements described
10 in (2) of this section to provide for the
11 general health, safety, & welfare of the
12 community.
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Alaska State Legislature
House of Representatives

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MEMORANDUM

TO: Rep. Sutcliffe, Rep. Fanning
Co-Chairman, House Resources Committee

FROM: Denise Zachary, assistant *denise*
to Rep. Gardiner

DATE: March 18, 1982

RE: CS HB 611, Sectional analysis

CS HB 811, relating to preferences to occupant of land under a United States Forest Service timber contract, has been referred to your committee.

The intent of the bill is to provide a preference right to the occupant to purchase the land if that person has erected or purchased a dwelling.

Section .. AS 38.05.064. PREFERENCE TO OCCUPANTS UNDER FOREST SERVICE TIMBER SALE CONTRACT.

(a) This section does not mandate land disposal to occupant but does ensure that a preference right is given to those who have erected or purchased a permanent improvement.

(b) This section spells out provisions of existing law.

(c) The purchase price of land for noncommercial residential purpose is described.

(d) Sale of land for use other than residential purposes is depicted in this section.

(e) Logging camps have a poor layout; this section provides for the adjustment of boundaries on land with permanent improvements, satisfying the occupants.