

STATE OF ALASKA 1984 LEGISLATIVE SESSION
FISCAL NOTE

HB-542

Revision Date: 2/29/84

REQUEST

Bill/Resolution No.: HB 542
Title: An Act ...leasing Land for Refuse Disposal.
Sponsor: Rep. Schultz
Requestor: House Resources
Date of Request: 2/29/84

FISCAL DETAIL

Agency Affected: DNR
Program Category Affected: NRMEC
BRU, Program or Subprogram(s) Affected: Land and Water Management

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 84	FY 85	FY 86	FY 87	FY 88	FY 89
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 SUPPLIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-
CAPITAL	-0-	-0-	-0-	-0-	-0-	-0-
REVENUE	-0-	-0-	-0-	-0-	-0-	-0-

FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

No Fiscal Impact

ANALYSIS: Attach a separate page for analysis

Prepared By: Ned Farquhar *NF* Phone: 465-2400
Division: Commissioners' Office Date: 2/29/84

MIT Approved by Commissioner: *R/Ami D Arnold, Deputy* Date: _____
Agency: Natural Resources 2/29/84

Distribution (by Agency preparing fiscal note):

Legislative Finance
Legislative Sponsor
Requestor
Office of Management and Budget
Impacted Agency(ies)

12/1/83

Introduced: 1/27/84
Referred: Resources and
Finance

1 IN THE HOUSE

LY SHULTZ

2

HOUSE BILL NO. 542

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

THIRTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6 For an Act entitled: "An Act relating to leasing land for refuse dis-
7 posal."

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

9 * Section 1. AS 38.05.315(f) is amended to read:

10 (f) The commissioner shall lease state land for telephone or
11 electric transmission and distribution lines for less than the ap-
12 praised value of the land if the lessee is a nonprofit cooperative
13 association organized under AS 10.25.010 - 10.25.650. The commis-
14 sioner may lease state land that is not located within the boundary of
15 a municipality for the disposal of garbage, refuse, trash, or other
16 waste material for less than the appraised value of the land if the
17 lessee is a licensed public utility authorized to collect and dispose
18 of garbage, refuse, trash, or other waste material outside the bound-
19 aries of a municipality. Before determining [HE DETERMINES] the
20 annual rental, the commissioner shall consider the nature of the
21 public service rendered by the nonprofit cooperative association or
22 licensed public utility and the terms of the grant under which the
23 land was acquired by the state. A nonprofit cooperative association
24 may not construct improvements other than transmission or distribution
25 lines and substations on land leased under this subsection. A li-
26 icensed public utility may not construct permanent improvements on land
27 leased under this subsection that are not related to the purpose of
28 the lease.



Official Business

Alaska State Legislature

House of Representatives

Pouch V
State Capitol
Juneau, Alaska 99811

BACKGROUND of HB 542

Rural communities in unorganized boroughs or any community without a central government have been handicapped in obtaining property to be used as a land refuse. This has been due to the inability of the Department of Natural Resources to allow lease of the land for less than the appraised value to any one other than a municipality, a Co-op or a registered non-profit entity. Non-profit entities are discouraged from participating in this lease program due to the amount of paper work involved and the University of Alaska is becoming adamant about not leasing any more of their land for refuse disposal. Co-ops can not use their leased land for garbage disposal. THIS BILL will permit DNR to lease State owned land at less than the appraised value to licensed public utilities who are authorized to collect and dispose of garbage and refuse in thier area. The public utilities --under this bill--will be able to make a minimal charge to their customers to amortize their lease rather than a prohibitive one.

This bill will benefit all residents of an unorganized community and solve a very difficult and impossible situation with regard to obtaining land for garbage disposal.

When this bill is enacted, it is predicted the air pollution problem will be improved in many parts of Alaska.

ANALYSIS OF HB 542

1. Section 1---AS 38.05.315 is amended to allow the State of Alaska to lease land not located within the boundary of a municipality to a licensed public utility authorized to collect and dispose of garbage or trash at less than its appraised value.
2. Provides for the Commissioner to determine the annual rental after considering the purpose for which the land will be used.
3. Provides that a licensed public utility may not construct permanent improvements on land leased for refuse unless improvements are directly related to the purpose of the lease.

Introduced: 1/27/84
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FISCAL NOTE

*Fiscal Note
Approved the Bill
with 2/29/84*

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ANALYSIS: Attach a separate page for analysis

Prepared By: Ned Farquhar *NF* Phone: 465-2400
Division: Commissioners' Office Date: 2/29/84

MH Approved by Commissioner: *Wm D Arnold, Deputy* Date: _____
Agency: Natural Resources 2/29/84

Distribution (by Agency preparing fiscal note):

- Legislative Finance
- Legislative Sponsor
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