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4417

SECTIONAL ANALYSIS
CSSB 417

Section 1. Findings

Section 2. Amends 41.21 (State Parks) by adding new sections:

41.21.500 Purpose is to (1) designate as a unit of state park systems the land and water described and (2) to protect and perpetuate the fishery and wildlife resources and habitat in the unit and adjacent area and (3) to manage recreational uses and development activities in the unit and adjacent areas.

41.21.502 Designation of land and water (A) Designates the surface estates of state owned land and water including shore, tide, and submerged land as the Kenai River Special Management Area. Followed by technical language locating and identifying the specific parcels.(legal descriptions) (B) Descriptions are "subject to valid existing rights ..." (C) The lands are closed to mineral entry "except for oil and gas leasing ..."

41.21.504 Designation of Management Responsibilities - The above described land and water is assigned to DNR for control, maintenance and development consistent with the findings and purposes of the act. Nothing in the bill affects powers and duties of Departments of Natural Resources, Fish and Game, Environmental Conservation, Division of Policy Development and Planning or Alaska Coastal Management Programs.

41.21.506 Comprehensive Management Plan, Regulations - Commissioner shall develop management plan within two years of effective date and may periodically review and adopt changes. The plan shall be developed in consultation with the Kenai Peninsula Borough.

Commissioner shall adopt regulations under Administrative Procedures Act which must designate and prohibit or restrict incompatible uses, and establish registration or licensing for professional fishing guides as well as controls that are deemed relevant state regulations.

Until regulations are adopted, commissioner may apply other relevant state regulations.

A regulation under this section doesn't apply to land in the boundaries of municipalities unless it is state land or the regulation has been approved by the municipality.

Sectional Analysis

CSSB 417

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- 41.21.508 Additional land - Commissioner may acquire title or interest to land within or adjacent to the management area by any lawful means except eminent domain and may also add state owned land or water to the management area.
- 41.21.510 Public involvement - Commissioner shall appoint and consult with a local advisory board and hold public hearing in the area effected. Commissioner shall consult and solicit recommendations from federal and state agencies, municipalities, private land owners, and other interested members of the public.
- 41.21.512 Cooperative Management Agreements - The commissioner is authorized to enter into cooperative agreements with Federal agencies, municipalities, other state agencies or private land owners to achieve the purpose of this act.
- Section 3. As 41.21 amended with new section 41.21.960. Attorney General, at request of commissioner, may seek an injunction and damages for violation of a regulation under this act.

STATE OF ALASKA 1984 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: 3/21/84

REQUEST

Bill/Resolution No.: CS for SB417
Title: (Sen. Resources)
Kenai River Park Management
Sponsor: Governor
Requestor:
Date of Request:

FISCAL DETAIL

Agency Affected: Natural Resources, Parks
Program Category Affected: Parks and Recreation
BRU, Program or Subprogram(s) Affected: Park Operations

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 84	FY 85	FY 86	FY 87	FY 88	FY 89
OPERATING						
100 PERSONAL SERVICES		208.9	208.9	208.9	208.9	208.9
200 TRAVEL		1.5	1.5	1.5	1.5	1.5
300 CONTRACTUAL		31.8	31.8	31.8	31.8	31.8
400 SUPPLIES		23.0	23.0	23.0	23.0	23.0
500 EQUIPMENT		121.5				
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING		386.7	265.2	265.2	265.2	265.2
CAPITAL						
REVENUE		-0-				

FUNDING: (Thousands of Dollars)

GENERAL FUND		386.7	265.2	265.2	265.2	265.2
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS:

FULL-TIME		2	2	2	2	2
PART-TIME						
TEMPORARY		7	7	7	7	7

SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

ANALYSIS: Attach a separate page for analysis

Prepared By: Neil Johannsen Phone: 276-2653
Division: Parks and Outdoor Recreation Date: 3/21/84

MIT Approved by Commissioner: William J. Arnold, Deputy Date: 3/21/84
Agency: Natural Resources

Distribution (by Agency preparing fiscal note):

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

12/1/83

Fiscal Note Section IV Analysis
Kenai River Management

		Salary	Benefits	FY 85 Total
100:	Natural Resource Officer II	12 mm 33.0	10.0	43.0
	Park Ranger II	12 mm 33.9	10.1	44.0
	Park Ranger I	8 mm 19.2	5.8	25.0
	Park Ranger I	8 mm 19.2	5.8	25.0
	Natural Resource Technician II	5 mm 10.5	3.2	13.7
	Radio Dispatcher I	6 mm 11.8	3.6	15.4
	Radio Dispatcher I	6 mm 11.8	3.6	15.4
	Natural Resource Technician II	5 mm 10.5	3.2	13.7
	Natural Resource Technician II	5 mm 10.5	3.2	13.7
				<u>208.9</u>
200:	Travel and Per Diem for Natural Resource Officer to attend public meetings and Advisory Board meetings in Anchorage and Homer and meetings to coordinate with Federal and other State agencies.....			1.5
300:	River boat repair and maintenance.....			9.0
	Vehicle rental - mileage and fixed costs.....			<u>22.8</u>
				31.8
400:	Uniform allowance.....			2.0
	Fuel, oil and parts for river boats.....			20.7
	Office supplies.....			<u>3</u>
				23.0
TOTAL OPERATING:				<u>265.2</u>
500:	Listed equipment costs will be necessary for initial program start-up only, these will not be necessary on a yearly basis.			
	Three Jetboats: 17 ft. equipped with lights, siren, life preservers and trailers @ \$20. each.....			60.0
	Four MX 360 Radios and Convertacoms @ \$2.5 each.....			10.0
	Seven Parks Radio 100 Watt Mobile Radio @ \$2.5 each.....			17.5
	Two 4X4 Pickups @ \$9.0 each.....			18.0
	One 1/2 ton Pickup @ \$7.0			7.0
	One Station Wagon @ \$6.0.....			6.0
	One Defensive Equipment.....			1.0
	One Word Processor.....			<u>2.0</u>
				121.5
TOTAL FY 85 REQUEST:				<u>386.7</u>
CIP REQUEST:	Comprehensive Plan for river management, to be done over two fiscal years (1985 and 1986).....			160.0

City of Soldotna

BOX 409

PHONE 262-9107

SOLDOTNA, ALASKA 99669



CITY OF OPPORTUNITY

April 9, 1984

The Honorable John Cowdery
Resources Committee
House of Representatives
State of Alaska
Pouch V
Juneau, AK 99811

Dear Representative Cowdery:

The City of Soldotna may have been a little remiss in informing everyone that we do in fact support the Substitute Bill for Senate Bill No. 417, An Act establishing the Kenai River Special Management Area.

At the Senate Committee hearing in Kenai, I personally testified for the City of Soldotna in support of the substitute bill.

The very problems that were our previous concerns, the one quarter mile management width and the use of eminent domain have been removed from the substitute bill.

Other concerns were voiced that have been accommodated.

So we join with others voicing our support of the substitute bill.

Sincerely,

A handwritten signature in cursive script that reads "Justin G. Maile".

Justin G. Maile
Mayor

JGM:mg

CITY OF HOMER
HOMER, ALASKA

RESOLUTION 84-23

A RESOLUTION OF THE HOMER CITY COUNCIL SUPPORTING THE PASSAGE OF
SUBSTITUTE BILL #417 THROUGH THE ALASKA STATE LEGISLATURE THIS YEAR.

WHEREAS, the management and use of the Kenai River and its
adjoining lands have become issues of great concern to the residents
of the Kenai Peninsula; and


WHEREAS, the Kenai Peninsula Borough, the City of Kenai and
the City of Soldotna have endorsed the Kenai River Management Plan as
outlined in Senate Substitute Bill #417, which calls for a logical
approach to the preservation of the River and allows for local
municipalities to have the management power over the boundaries of the
local municipality; and

WHEREAS, any decision reached for the management of the Kenai
River will most assuredly be passed on down the Peninsula to the
management of the Anchor River, the Ninilchik River, Deep Creek and
the Homer Spit;

NOW THEREFORE, BE IT RESOLVED that the Homer City Council
joins in those efforts already being performed by the Kenai Peninsula
Borough, the City of Kenai and the City of Soldotna, in support of the
passage of Senate Substitute Bill #417 through the Alaska State
Legislature this year.

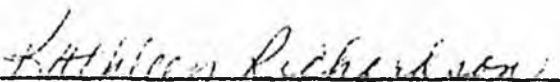
DATE on the ^{4th} 27 day of *March* 1984 in Homer, Alaska.

CITY OF HOMER



Erle Cooper, Mayor

ATTEST:



Kathleen Richardson, City Clerk