

COMMITTEE REPORT

SENATE

FURTHER:

3/23/83

Date: 5/14/83

Mr. President:

The Committee on FINANCE has had SB 41

Relating to the transfer of the ownership and management of the University of Alaska trust land from the Department of Natural Resources to the Board of Regents of the University of Alaska; eff. date

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 ^{Judiciary} amendments(S)

[] replace with CS for SB 41 (Res) [] same title [] new title

and recommends _____

[] AND attaches a ^{Judiciary} "Letter of Intent" [] New Fiscal Note

[] reports it back without recommendation

[] referred to the _____ Committee

MEMBERS SIGNING
DO PASS

[Signature]
Bob Mulcahy
[Signature]
[Signature]
[Signature]
[Signature]
[Signature]

MEMBERS HAVING
OTHER RECOMMENDATIONS:

[Signature]

CHAIRMAN

A M E N D M E N T #1

Offered in the SENATE
TO: CSSB 41(Res)

BY THE JUDICIARY COMMITTEE

Page 2, line 22:

Delete all material and insert the following:

"university;

(9) report each year within the first 10 days of the convening of a regular session of the legislature on the expenditures made during the preceding fiscal year from the funds of the University of Alaska that are derived from sales, leases, exchanges, or transfers of the land of the university or of interests in land of the university that were conveyed to the University of Alaska in settlement of the claim of the University of Alaska to land granted to the state in accordance with the Act of March 4, 1915 (38 Stat. 1214), as amended, and in accordance with the Act of January 21, 1929 (45 Stat. 1091), as amended."

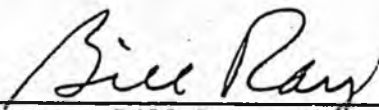
SENATE JUDICIARY COMMITTEE

LETTER OF INTENT

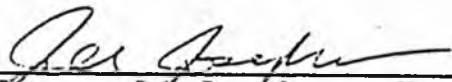
CSSB 41 (Resources) am

It is our intent that the University of Alaska Board of Regents utilize at least 40% of its Land Grant Trust Fund income for the University Land-grant mission of capital projects and teaching support for agricultural, forestry, fishing and mineral development and education.

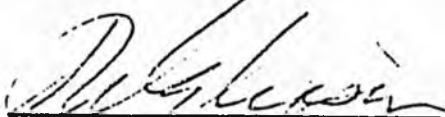
Furthermore, as indicated by our amendment to the Resources Committee substitute for Senate Bill 41, it is our intent to require annual reports from the Board of Regents, to be submitted within 10 days of the start of each legislative session, setting forth details as to the Board's past, present and future compliance with the above-stated legislative intent.



Senator Bill Ray - Chairman



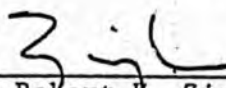
Senator Joe Josephson - Vice Chairman



Senator Richard Eliason



Senator Fritz Pettyjohn



Senator Robert H. Ziegler

Offered: 2/4/83
Referred: Judiciary

Original sponsors: Fahrenkamp, Bennett,
Moss, et al

1 IN THE SENATE BY THE RESOURCES COMMITTEE

2 CS FOR SENATE BILL NO. 41 (Resources)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 THIRTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the transfer of the ownership and
7 management of University of Alaska trust land from
8 the Department of Natural Resources to the Board of
9 Regents of the University of Alaska; and providing
10 for an effective date."

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

12 * Section 1. PURPOSE. The purpose of this Act is to provide for the
13 settlement of certain claims and litigation and to transfer ownership and
14 management of certain land from the Department of Natural Resources to the
15 Board of Regents of the University of Alaska.

16 * Sec. 2. RATIFICATION. The terms of the document entitled "Settlement
17 Agreement between the Department of Natural Resources, the Department of
18 Revenue, and the Department of Administration and the University of Alaska
19 and the Board of Regents, as trustees for the University of Alaska", which
20 was submitted to the Alaska State Legislature on March 26, 1982, as amend-
21 ed, are ratified as to the duties and obligations of the State of Alaska
22 and Board of Regents of the University of Alaska.

23 * Sec. 3. CONVEYANCE. The commissioner of natural resources is direct-
24 ed to convey to the Board of Regents of the University of Alaska the right,
25 title, and interest of the state in and to

26 (1) the land identified in Appendix N of the Settlement Agree-
27 ment described in sec. 2 of this Act; and

28 (2) that state land listed in Appendix O of the Settlement
29 Agreement described in sec. 2 of this Act, in the priority order stated in

1 appendix O of the Settlement Agreement, which equals in appraised value the
2 total compensation due the University of Alaska under Appendix M of the
3 Settlement Agreement described in sec. 2 of this Act less the compensation
4 appropriated to the University of Alaska in an Act making appropriations to
5 implement the Settlement Agreement described in sec. 2 of this Act.

6 * Sec. 4. AS 14.40.170(a)(4) is amended to read:

7 (4) have the care, control and management of

8 (A) all the real and personal property of the univer-
9 sity; and

10 (B) land conveyed to the Board of Regents by the
11 commissioner of natural resources in settlement of the claim of
12 the University of Alaska to land granted to the state in accor-
13 dance with the Act of March 4, 1915 (38 Stat. 1214), as amended
14 and in accordance with the Act of January 21, 1929 (45 Stat.
15 1091) as amended;

16 * Sec. 5. AS 14.40.170(a) is amended by adding new paragraphs to read:

17 (7) adopt reasonable rules for the prudent trust management
18 and the long-term financial benefit to the university of the land of
19 the university;

20 (8) provide public notice of sales, leases, exchanges and
21 transfers of the land of the university or of interests in land of the
22 university.

23 * Sec. 6. AS 14.40 is amended by adding a new section to read:

24 Sec. 14.40.291. LAND OF THE UNIVERSITY OF ALASKA NOT PUBLIC
25 DOMAIN LAND. Notwithstanding any other provision of law,
26 university-grant land, state replacement land that becomes
27 university-grant land on conveyance to the university, and any other
28 land owned by the University of Alaska is not and may not be treated
29 as state public domain land. Title or interest to land described in

1 this section may not be acquired by adverse possession, prescription,
2 or in any other manner except by conveyance from the university. The
3 land is subject to condemnation for public purpose in accordance with
4 law.

5 * Sec. 7. Nothing in this Act precludes or prejudices negotiations
6 between the Municipality of Anchorage and the University of Alaska to
7 settle Case Number 3AN-79-2801 Civil, Third Judicial District, State of
8 Alaska, or prejudices or otherwise affects the pursuit or outcome of that
9 litigation or diminishes or affects the rights or interests of the Univer-
10 sity of Alaska or the Municipality of Anchorage in that pending litigation.

11 * Sec. 8. Nothing in this Act precludes or prejudices negotiations
12 between plaintiffs and the defendants in the case entitled Verne T. Weiss
13 v. State of Alaska, Case No. 4FA82-2208, or prejudices or otherwise affects
14 the pursuit or outcome of that litigation or diminishes or otherwise
15 affects the rights or interests of the plaintiffs or the defendants in that
16 litigation.

17 * Sec. 9. Within 10 days of the convening of the first session of the
18 Fourteenth Legislature, the Board of Regents of the University of Alaska
19 will submit a report to the legislature on the goals, objectives, and plans
20 of the university for the management of the trust lands.

21 * Sec. 10. This Act takes effect immediately in accordance with AS 01.-
22 10.070(c).

Introduced: 1/18/83
Referred: Resources, Health, Education and
Social Services and Finance

BY FAHRENKAMP, BENNETT, MOSS
STURGULEWSKI AND FERGUSON

1 IN THE SENATE

2

SENATE BILL NO. 41

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

THIRTEENTH LEGISLATURE - FIRST SESSION

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A BILL

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20 was submitted to the Alaska State Legislature on March 26, 1982, as
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22 Alaska and Board of Regents of the University of Alaska.

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22 * Sec. 6. AS 14.40 is amended by adding a new section to read:

23 Sec. 14.40.365. LAND OF THE UNIVERSITY OF ALASKA NOT PUBLIC
24 LAND. Notwithstanding any other provision of law, the land owned by
25 the University of Alaska is not and may not be treated as public land
26 of the state.

27 * Sec. 7. Nothing in this Act precludes or prejudices negotiations
28 between the Municipality of Anchorage and the University of Alaska to
29 settle Case Number 3AN-79-2801 Civil, Third Judicial District, State of

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5 10.070(c).

COMMITTEE REPORT
SENATE

FURTHER: FINANCE

2/4/83

Date: 2/21/83

Mr. President:

The Committee on JUDICIARY has had SB 41

Relating to the transfer of the ownership and management of the University of Alaska trust land from the Department of Natural Resources to the Board of Regents of the University of Alaska eff. date

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 do pass with Resources as SB 41 (RESOURCES) same title
 new title
- and recommends and with amend and
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back without recommendation
- referred to the _____ Committee

MEMBERS SIGNING
DO PASS

[Signature]

[Signature]

[Signature]

[Signature]

MEMBERS HAVING
OTHER RECOMMENDATIONS:

Bill Ray
CHAIRMAN
DO PASS

COMMITTEE REPORT

SENATE

1/18/83

FURTHER: *Wanted 1/1/83*
~~Health, Education, Serv~~
Finance

Date: 1-31-83

Mr. President:

The Committee on RESOURCES has had SENATE BILL NO. 41

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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:

Bob Mulcahy
Carl Stinson
V. J. ...
...
Paul ...

Debra ...
CHAIRMAN *Do Pass*