

SR

360

SENATE COMMITTEE REPORT

FURTHER

2/3/88

DATE TURNED INTO OFFICE 3/16/88

Mr. President:

Finance Committee considered SB 360

repealing the termination date of the Delta Junction Bison Range area
and recommended

replace with CS SB 360 (Res) same title
 or adopt CS new title

attached amendment(s) and

do pass

do not pass

no recommendation

individual recommendations

further referral to _____

letter of intent adopted _____

Committee attached or adopted fiscal note(s)

new updated or previous

zero fiscal impact

MEMBERS SIGNING DO PASS

OTHER RECOMMENDATIONS

Jim Leung
Pat He
Paul Frank
W. Kennedy
John

Rich Halford do pass
Chairman signature and recommendation

Committee Backup attached

Original sponsor: Coghill

1 IN THE SENATE BY THE RESOURCES COMMITTEE
2 CS FOR SENATE BILL NO. 360 (Resources)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 FIFTEENTH LEGISLATURE - SECOND SESSION
5 A BILL
6 For an Act entitled: "An Act repealing termination dates related to the
7 Delta Junction Bison Range area."
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:
9 * Section 1. Section 3, ch. 39, SLA 1979, as amended by sec. 1, ch. 73,
10 SLA 1980 is repealed.
11 * Sec. 2. Sections 2, 4, and 6, ch. 118, SLA 1984 are repealed.

FISCAL NOTE

REQUEST:

Revision Date: _____
Title: An Act Repealing the Termination of
the Delta Junction Bison Range Area
Sponsor: SR360- Coghill; HB383 - Schultz
Requestor: Senate Resources

Agency Affected: DNR & Fish & Game
BRU: Game DIVISION
Components: Game

EXPENDITURES/REVENUES: (Thousands of Dollars)

| OPERATING | FY 88 | FY 89 | FY 90 | FY 91 | FY 92 | FY 93 |
|-------------------|-------|-------|-------|-------|-------|-------|
| PERSONAL SERVICES | 0 | 0 | 10.5 | 10.5 | 10.5 | 10.5 |
| TRAVEL | 0 | 0 | 0.2 | 0.2 | 0.2 | 0.2 |
| CONTRACTUAL | 0 | 0 | 5.0 | 5.0 | 5.0 | 5.0 |
| SUPPLIES | 0 | 0 | 30.0 | 30.0 | 30.0 | 30.0 |
| EQUIPMENT | 0 | 0 | 0.5 | 0.5 | 0.5 | 0.5 |
| LAND & STRUCTURES | | | | | | |
| GRANTS, CLAIMS | | | | | | |
| MISCELLANEOUS | 0 | 0 | 3.8 | 3.8 | 3.8 | 3.8 |
| TOTAL OPERATING | 0 | 0 | 50.0 | 50.0 | 50.0 | 50.0 |

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|---------|--|--|--|--|--|--|
| CAPITAL | | | | | | |
|---------|--|--|--|--|--|--|

| | | | | | | |
|---------|---|---|------|------|------|------|
| REVENUE | 0 | 0 | 50.0 | 50.0 | 50.0 | 50.0 |
|---------|---|---|------|------|------|------|

FUNDING: (Thousands of Dollars)

| GENERAL FUND | FY 88 | FY 89 | FY 90 | FY 91 | FY 92 | FY 93 |
|------------------|-------|-------|-------|-------|-------|-------|
| FEDERAL FUNDS | | | | | | |
| OTHER Prg. Rcpts | 0 | 0 | 50.0 | 50.0 | 50.0 | 50.0 |
| TOTAL | | | | | | |

POSITIONS:

| POSITIONS | FY 88 | FY 89 | FY 90 | FY 91 | FY 92 | FY 93 |
|-----------|-------|-------|-------|-------|-------|-------|
| FULL-TIME | 1 | 1 | | | | |
| PART-TIME | 2 | 2 | | | | |
| TEMPORARY | | | | | | |

ANALYSIS : (Attach a separate page if necessary)

Actual annual income from program receipts is variable. Presently the authorized ceiling is \$50,000. Source is an additional \$5 charge per permit application for the Delta bison herd drawing permit hunt. (continued next page)

Prepared by: Don McKnight
Division: Game

Phone: 465-4190
Date: January 29, 1988

Approved by Commissioner: Alvin K. Peterson
Agency: Fish and Game

Date: 1-29-88

- Distribution (by preparer):
Legislative Finance
Legislative Sponsor
Requestor
Office of Management and Budget
Impacted Agency(ies)

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FEB 1 1988
page _____ of _____

ANALYSIS: (continued)

Development costs of the Delta Junction Bison Range through FY89 are paid from a CIP established in 1984 (Chapter 39 SLA 1984). If SB360 or HB383 pass, the Bison Range will continue, and program receipts from the permit application fee will continue to pay for maintenance level operations. General funds would not be involved. The principal costs would be fertilizer for bison food production (perennial grasses and some barley), field personnel, fuel for equipment, and potentially some contracting for specialized work for which department staff is untrained. Line item expenditures are estimates which may change.



STATE OF ALASKA
OFFICE OF THE GOVERNOR

BILL ANALYSIS

| | | | |
|---|------------------|---|--|
| DEPARTMENT Fish and Game | DIVISION Game | BILL NUMBER HB383; SB360 | SPONSOR Senator Coghill and Representative Schultz |
| SHORT TITLE OF BILL An act repealing the termination date of the Delta Junction Bison Range area | | | |
| DEPARTMENT POSITION Favor/support | | | |
| PREPARED BY Dick Bishop | DATE 1/28/88 | COMMISSIONER'S SIGNATURE <i>W. C. Sullivan</i> | DATE 1-29-88 |

SUMMARY

| | |
|--|--|
| OTHER AGENCIES AFFECTED BY BILL Department of Natural Resources | CONSTITUENT GROUP(S) AFFECTED BY BILL See Section 1 on Page 2 |
| ORGANIZATIONAL SUPPORT FOR BILL See Section 2 on Page 2 | ORGANIZATIONAL OPPOSITION TO BILL None to date |

FISCAL IMPACT: NONE FISCAL NOTE ATTACHED

BACKGROUND/LEGISLATIVE INTENT Legislative intent in establishing and funding development of the Bison Range was to provide additional winter range for the Delta bison herd, and to alleviate damage by bison to crops on the Delta Agricultural Project. The Delta Junction Bison Range was established in 1979 with a 3 year sunset provision (Chap 39 SLA 1979). In 1980 the sunset provision was extended to 10 years (August 1989) to provide time to develop the range and test its effectiveness (Chap 73 SLA 1980). In 1984, a 1.5 million dollar CIP was approved to fund range development (Chap 39 SLA 1984). In 1984, the (continued next page)

ANALYSIS OF BILL/PROGRAM EFFECTS

The two bills, HB383 and SB360, are identical. Their effect would be to eliminate the statutory mandate that the Bison Range, the related hunting permit fee increase, and the timber management provisions cease to exist at "sunset," August 1, 1989. Elimination of the sunset provision would enable the ADF&G to continue to maintain the Bison Range for its original purpose, which it is successfully fulfilling.

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FEB 1 1988
LEGISLATIVE FINANCE

AMENDMENTS PROPOSED

Line 10 in both bills, "Section 4" should read "Section 6." Section 6 addresses both Section 2 (dealing with \$10 permit fee) and Section 4 (timber management provisions).

PLEASE ATTACH A SEPARATE SHEET FOR ADDITIONAL COMMENTS OR ANALYSIS.

Bill Analysis

Page 2

BACKGROUND/LEGISLATIVE INTENT (continued)

the drawing permit fee for the Delta bison hunt was raised to \$10 to provide range maintenance and management funds (\$5/permit).

Section 1:

CONSTITUENT GROUPS AFFECTED BY BILL (continued)

Salcha-Big Delta Soil Conservation District
Delta Bison Range Ad Hoc Committee
Delta Fish and Game Advisory Committee
Delta Junction Chamber of Commerce
Alaska Farmers and Stock Growers Association
Delta Junction Area Residents
Deltana Corporation
Bison Range Neighbors (Alaska Highway Residents)

Section 2:

ORGANIZATIONAL SUPPORT FOR BILL (continued)

Salcha-Big Delta Soil Conservation District
Delta Bison Range Ad Hoc Committee
Delta Fish and Game Advisory Committee (no quorum)
Delta Junction Chamber of Commerce
Delta Trappers Association
Delta Sportsmen's Association
Alaska Farmers and Stock Growers Association (only for 5-year extension)
Deltana Corporation (only for 5-year extension)
Bison Range Neighbors (Alaska Highway Residents)

Senator John B. (Jack) Coghill
Alaska State Legislature

Box V
Juneau, Alaska 99811
(907) 465-4797

Box 55028
North Pole, Alaska 99705
(907) 488-0862



M E M O R A N D U M

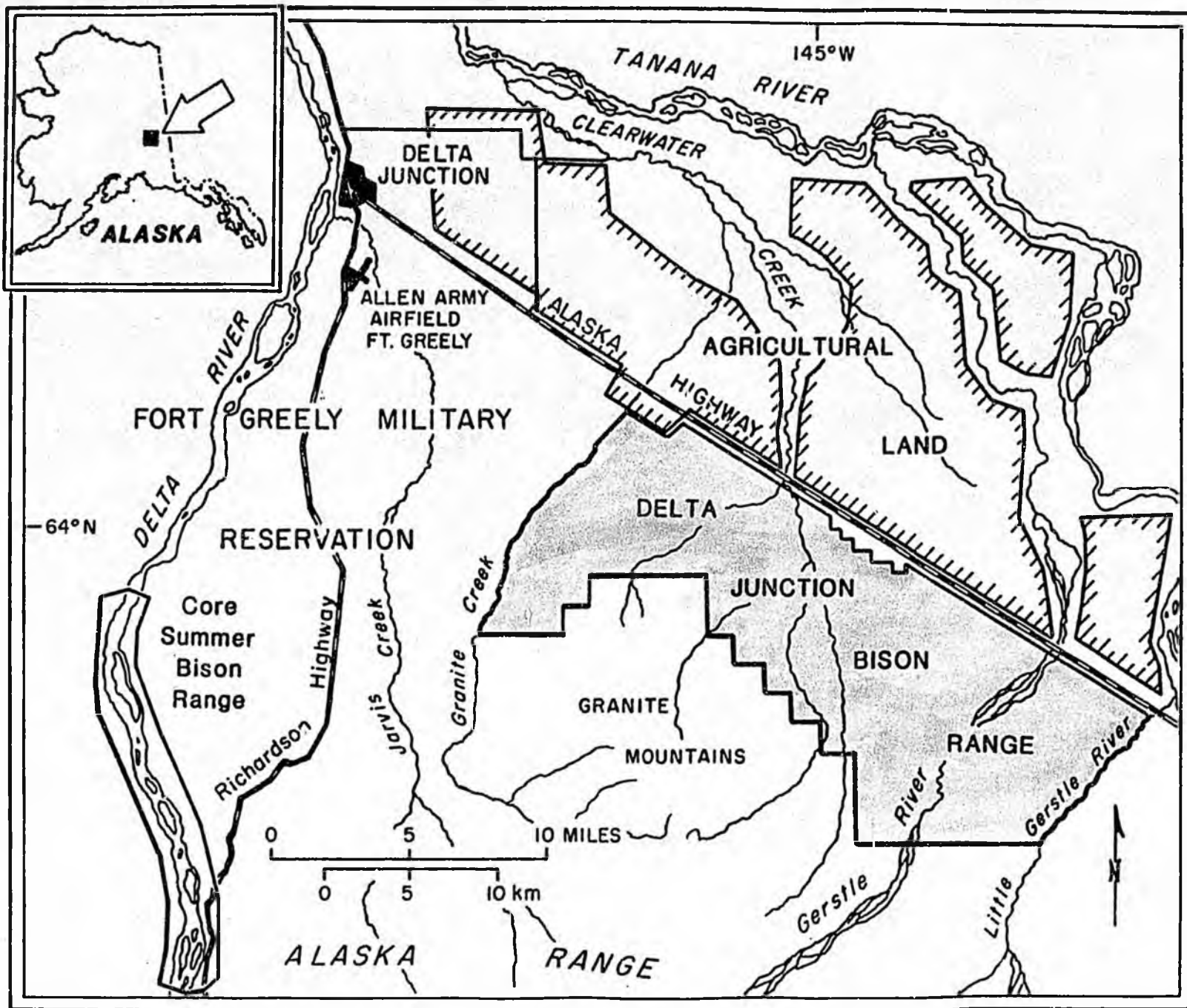
TO: Members of the Senate Finance Committee
FROM: Senator Coghill
RE: SB 360, "An Act repealing the termination date of the
Delta Bison Range"
DATE: March 16, 1988

The Delta Bison Range was established in 1979 to prevent wholesale destruction of grain crops grown by farmers in Delta I and Delta II. Sunset provisions in the act were extended from three years to ten years in 1980. Without an extension the program will now sunset in 1989.

From the Fish and Game Department analysis it can be seen that the program has been successful in preventing the bison herd from foraging agricultural crops and is supported by the entire community.

Program receipts from hunting permits and applications help cover expenses of maintaining the bison range.

I urge the committee to support this bill.



FACTS AND FIGURES ABOUT THE DELTA JUNCTION BISON RANGE

Chronology of Bison Range Legislation

- 1979--Creation of Delta Junction Legislation (Ch. 39, SLA 1979)
- 1980--Original 3 year sunset clause changed to 10 years effective August 1979 (Ch. 73, SLA 1980)
- 1984--Special appropriation of \$1.544 million (Ch. 59, SLA 1984)
 - Bison hunt permit application fee increased to \$10 (Ch. 118, SLA 1984)

Bison Range Habitat Development Since 1979

Acres cleared = 2800
Acres planted = 2100 (700 acres are covered by berm piles)
Forage planted = nugget bluegrass, arctared fescue, barley
Water site = drilled well to provide water to stock tanks

Equipment Purchased With Special Appropriation

120 horse power tractor
field disk
rotary brush cutter
4 ton capacity fertilizer spreader
dozer
used 2 ton flat bed truck and tilt bed trailer
used 40 ft. X 60 ft. metal storage building



LAWS OF ALASKA

1979

Source

CS 2d SSHB 31 am S

Chapter No.

39

AN ACT

Creating the Delta Junction Bison Range Area.

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

THE ACT FOLLOWS ON PAGE 1, LINE 8

Approved by the Governor: May 3, 1979
Actual Effective Date: August 1, 1979

Aug 1, 1989

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AN ACT

Creating the Delta Junction Bison Range Area.

* Section 1. It is the purpose of this Act to perpetuate free-ranging bison on the land described in this Act by management of the habitat to provide an adequate winter range for the bison. It is also the purpose of this Act to alter seasonal movements of bison herds on the land in order to diminish the damage caused by the herds to agriculturally developed land.

* Sec. 2. AS 16.20 is amended by adding new sections to read:

ARTICLE 6. STATE RANGE AREAS.

Sec. 16.20.300. DELTA JUNCTION BISON RANGE. The following described areas, excluding valid existing rights, are established as the Delta Junction Bison Range Area:

- (1) Township 11 South, Range 12 East, Fairbanks Meridian
 - Section 28: S 1/2 SW 1/4, SW 1/4 SE 1/4 and that portion of the NW 1/4 SW 1/4 east of the west bank of Granite Creek excluding A.S.L.S. 78-93, Tract A, Unit 1
 - Sections 29, 32: those lands east of the west bank of Granite Creek
 - Section 33: all, excluding A.S.L.S. 78-93, Tract A, Unit 1
 - Section 34: S 1/2 NW 1/4, excluding A.S.L.S. 78-93, Tract A, Unit 1, S 1/2
 - Section 35: S 1/2, S 1/2 NW 1/4, that portion of the NE 1/4 lying south of the Alaska Highway excluding a corridor

Chapter 39

1 extending 1320 feet from the center line of the highway
2 Section 36: that portion lying south of the Alaska
3 Highway excluding a corridor extending 1320 feet from the center-
4 line of the highway
5 (2) Township 12 South, Range 11 East, Fairbanks Meridian
6 Sections 13, 24-26, 35, 36: all
7 Sections 1, 11, 12, 14, 22, 23, 27, 34: those lands east
8 of the west bank of Granite Creek
9 (3) Township 12 South, Range 12 East, Fairbanks Meridian
10 Sections 1-4, 7-25, 30, 36: all
11 Sections 5, 6: those lands east of the west bank of
12 Granite Creek
13 (4) Township 12 South, Range 13 East, Fairbanks Meridian
14 Sections 5, 6, 9: that portion lying south of the Alaska
15 Highway excluding a corridor extending 1320 feet from the center-
16 line of the highway
17 Section 7: all
18 Section 8: all, excluding a corridor extending 1320 feet
19 from the centerline of the Alaska Highway
20 Section 10: that portion of the SW 1/4 lying south of
21 the Alaska Highway excluding a corridor extending 1320 feet from
22 the centerline of the highway
23 Section 14: S 1/2 S 1/2 SW 1/4
24 Section 15: S 1/2, NW 1/4, excluding a corridor
25 extending 1320 feet from the centerline of the Alaska Highway
26 Sections 16-22: all
27 Section 23: S 1/2, NW 1/4, S 1/2 NE 1/4, S 1/2 N 1/2 NE
28 1/4
29 Section 24: SW 1/4, S 1/2 NW 1/4, excluding a corridor

1 extending 1320 feet from the centerline of the Alaska Highway, S
2 1/2 S 1/2 SE 1/4

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Sec. 12, 11, 10,
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Sections 25-36: all

(5) Township 12 South, Range 14 East, Fairbanks Meridian

Sections 19, 28-30, 33-35: that portion lying south of
the Alaska Highway excluding a corridor extending 1320 feet from
the centerline of the highway

Sections 31, 32: all

(6) Township 13 South, Range 13 East, Fairbanks Meridian

Sections 1-5, 9-15; 23-25, 36: all

(7) Township 13 South, Range 14 East, Fairbanks Meridian

Section 1: that portion lying south of the Alaska High-
way excluding a corridor extending 1320 feet from the centerline of
the highway

Sections 2-36: all

(8) Township 13 South, Range 15 East, Fairbanks Meridian

Sections 5, 6, 8-10, 15: that portion lying south of the
Alaska Highway excluding a corridor extending 1320 feet from the
centerline of the highway

Sections 7, 16-20, 30: all

Sections 21, 22, 28, 29, 31, 32: that portion lying west
of the east bank of the Little Gerstle River

(9) Township 14 South, Range 14 East, Fairbanks Meridian

Section 1: that portion lying west of the east bank of
the Little Gerstle River

Sections 2-6: all

(10) Township 14 South, Range 13 East, Fairbanks Meridian

Section 1: all

(11) Township 14 South, Range 15 East, Fairbanks Meridian

Chapter 39

1 Section 6: that portion lying west of the east bank of
2 the Little Gerstle River

3 Sec. 16.20.310. GAME MANAGEMENT PLAN. (a) The commissioner of
4 fish and game shall develop and may amend a game management plan for
5 bison in the area described in AS 16.20.300. After holding public
6 hearings in accordance with AS 44.62.310 and 44.62.312, the commissioner
7 shall implement the game management plan.

8 (b) The game management plan shall include, but is not limited to.

9 (1) planting grains for bison and planting other wildlife
10 forage;

11 (2) altering existing plant cover to create additional range
12 and year-round habitat for bison and other animal species in the area:

13 (3) tilling to produce forage.

14 (c) The commissioner of fish and game shall develop and amend the
15 game management plan to coordinate, as closely as possible, the game
16 management plan with the activities of the Agricultural Development
17 Authority, Department of Natural Resources, relating to the Big Delta
18 agricultural development project.

19 Sec. 16.20.320. ACTIVITIES ON RANGE AREA. Nothing in AS 16.20.-
20 300 - 16.20.320 shall be construed as prohibiting activities on land
21 described in AS 16.20.300 which are otherwise permitted in accordance
22 with the laws and regulations of this state, including, but not limited
23 to, hunting, trapping, engaging in recreational activities, using the
24 land for access to adjacent areas and a 300-foot Alaska Railroad right-
25 of-way.

26 * Sec. 3. The provisions of secs. 1 and 2 of this Act terminate ¹⁰ ~~three~~
27 years after the effective date of this Act unless the legislature provides
28 otherwise by law.



LAWS OF ALASKA

1984

Source

HCS CSSB 337(Res)

Chapter No.

118

AN ACT

Relating to the Delta Junction bison range; and providing for an effective date.

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

THE ACT FOLLOWS ON PAGE 1, LINE 9

Approved by the Governor: June 20, 1984
Actual Effective Date: Sections 1 and 3 take effect
July 1, 1984; sections 2 and 4
take effect August 1, 1989

mended to read:

not make or issue a contract or policy filings that [WHICH] are in effect for this chapter or in accordance with (f) section. This subsection does not apply to land marina risks on which filings are not

ended by adding a new subsection to read:
a rate less than that provided by a specific risk the insurance for which under AS 21.34. Within 30 days of this file a report detailing the information prescribed by the director.

21.33.041, 21.33.045(b), 21.33.051, and

AN ACT

Relating to the Delta Junction bison range; and providing for an effective date.

* Section 1. AS 16.05.346 is repealed and reenacted to read:

Sec. 16.05.346. PERMIT APPLICATIONS. (a) If the Board of Game establishes an open season for musk oxen and has not reduced or eliminated the \$500 resident tag fee under AS 16.05.340(a)(16), the department shall conduct a drawing for permits to take the musk oxen. If the Board of Game establishes an open season for musk oxen for which the Board of Game has reduced or eliminated the resident tag fee, the department shall issue permits to take the musk oxen in the order in which applications are received by the department. A person is not eligible for more than one musk oxen permit a year. The department may not charge a fee for an application for a musk oxen permit for an open season in which the Board of Game has reduced or eliminated the resident tag fee under AS 16.05.340(a)(16). In all other cases the application fee for a musk oxen permit is \$10.

(b) The application fee for a drawing permit issued by the department for the hunting of bison in the Delta Junction bison range area is \$10.

(c) Except as provided in (a) and (b) of this section, the permit application fee for all species for which a limited drawing is conducted is \$5.

* Sec. 2. AS 16.05.346 is repealed and reenacted to read:

Chapter 118

1 Sec. 16.05.346., PERMIT APPLICATIONS. (a) If the Board of Game
2 declares an open season for musk oxen and has not reduced or
3 eliminated the \$500 resident tag fee under AS 16.05.340(a)(16), the
4 department shall conduct a drawing for permits to take the musk oxen.
5 If the Board of Game declares an open season for musk oxen for which
6 the Board of Game has reduced or eliminated the resident tag fee, the
7 department shall issue permits to take the musk oxen in the order in
8 which applications are received by the department. A person is not
9 eligible for more than one musk oxen permit a year. The department
10 may not charge a fee for an application for a musk oxen permit for an
11 open season in which the Board of Game has reduced or eliminated the
12 resident tag fee under AS 16.05.340(a)(16). In all other cases the
13 application fee for a musk oxen permit is \$10.

14 (b) Except as provided in (a) of this section, the permit
15 application fee for all species for which a limited drawing is
16 conducted is \$5.

17 * Sec. 3. AS 16.20 is amended by adding a new section to read:

18 Sec. 16.20.315. BISON RANGE TIMBER SALES. The Department of
19 Natural Resources, division of forestry, shall provide for the sale of
20 timber in the Delta Junction bison range area in a manner that does
21 not delay implementation of the game management plan required under
22 AS 16.20.310.

23 * Sec. 4. AS 16.20.315 is repealed.

24 * Sec. 5. Sections 1 and 3 of this Act take effect July 1, 1984.

25 * Sec. 6. Sections 2 and 4 of this Act take effect August 1, 1989.

Handwritten notes:
\$ 10 → from 6.20.315
depends sec. 1 +
depends w/ sec. 2
depends sec. 3
time end of

Introduced: 1/20/88
Referred: Resources Committee

5-1632A

1 IN THE SENATE

BY COGHILL

2

SENATE BILL NO. 360

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FIFTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6

For an Act entitled: "An Act repealing the termination date of the Delta

7

Junction Bison Range area."

8

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

9

* Section 1. Section 3, ch. 39, SLA 1979, as amended by sec. 1, ch. 73,

10

SLA 1980, and sec. 4, ch. 118, SLA 1984 are repealed.

SENATE COMMITTEE REPORT

FIRST COMMITTEE OF REFERRAL

Date of _____ 5-DAY NOTICE
IN ACCORDANCE WITH UNIFORM RULE 23

*Further referred
passed
Kills*
FURTHER:

**FISCAL NOTE(S) ATTACHED **
IN ACCORDANCE WITH AS 24.08.035
(see below)

1/20/88 DATE TURNED INTO OFFICE _____
Mr. President:

Resources _____ Committee considered SB 360

repealing the termination date of the Delta Junction Bison Range area

and recommended:

replace with CS SB 360 (res) same title
+ majority do pass new title
 attached amendment(s) and

do pass

do not pass

no recommendation

individual recommendations

further referral to _____

letter of intent adopted and attached

** Committee attached or adopted fiscal note(s)
 zero fiscal impact

MEMBERS SIGNING DO PASS

OTHER RECOMMENDATIONS

Paul Fink

Stan Dinger

W. Eason

Walter Jungwiler

John A. Dolars
Chairman signature and recommendation

Committee Backup Attached