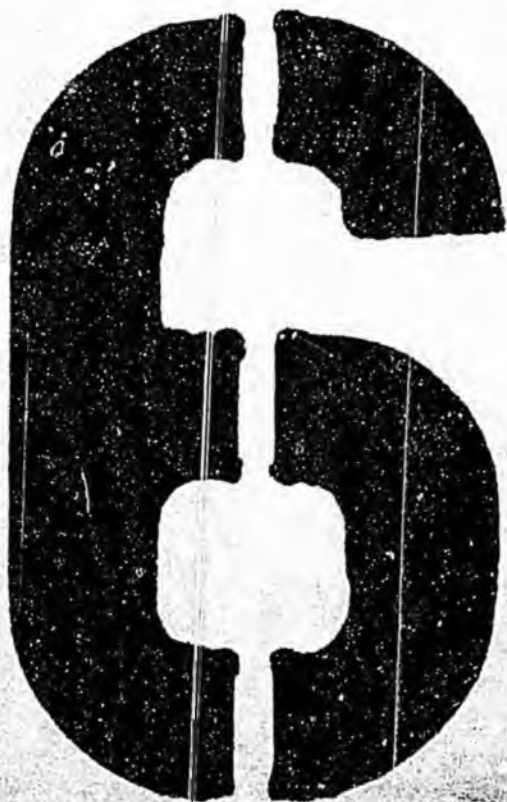
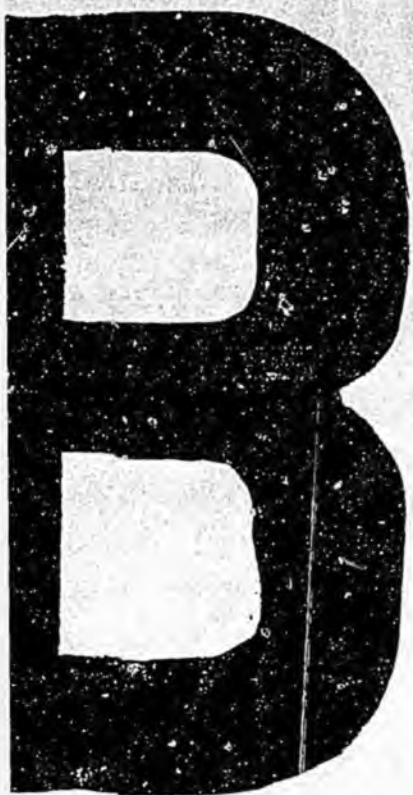


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# SENATE FINANCE COMMITTEE REPORT

DATE: 5/1/90

FURTHER:

DATE TURNED INTO OFFICE: \_\_\_\_\_

The Finance Committee considered

SB 546

"An Act establishing the Department of Natural Resources as the platting authority in certain areas of the state; and providing for an effective date."

and recommended:

- replace with \_\_\_\_\_ CS \_\_\_\_\_
  - or adopt \_\_\_\_\_ CS \_\_\_\_\_
  - attached amendment(s)
  - \_\_\_\_\_ letter of intent adopted
- same title  
 new title  
 technical title change (HB only)

do pass

do not pass

no recommendation

individual recommendations

further referral to \_\_\_\_\_

*Bill died in Committee.*

ATTACHES NEW FISCAL NOTE(S):

Dept/Date:

fiscal note(s) \_\_\_\_\_

zero fiscal note(s) \_\_\_\_\_

appropriation-no fiscal note

APPROVES PREVIOUS:

Dept/Date:

fiscal note(s) \_\_\_\_\_

zero fiscal note(s) \_\_\_\_\_

SIGNING DO PASS:

OTHER RECOMMENDATIONS:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
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\_\_\_\_\_  
\_\_\_\_\_

1. \_\_\_\_\_ 2. \_\_\_\_\_  
Co-Chairs: Signatures and Recommendations

SENATE COMMITTEE REPORT  
FIRST COMMITTEE OF REFERRAL

*Finance*

DATE: 4/11/90

FURTHER:

Date of 5-Day Notice: \_\_\_\_\_  
(in accordance with Uniform Rule 23)

DATE TURNED INTO OFFICE: \_\_\_\_\_

Resources Committee considered SB 546

Dept. of Natural Resources as the platting authority in certain areas of the state; efd.

and report it back as follows

and recommended:

- replace with \_\_\_\_\_ CS \_\_\_\_\_  same title
- attached amendment(s)  new title
- \_\_\_\_\_ letter of intent adopted
- do pass
- do not pass
- no recommendation
- individual recommendations
- further referral to \_\_\_\_\_

*FIN*

ATTACHES NEW FISCAL NOTE(S):

Department(s)/Date:

Department(s)/Date:

fiscal note(s) DNR

zero fiscal note(s)

appropriation-no fiscal note

Governor's bill w/fiscal note

SIGNING DO PASS:

OTHER RECOMMENDATIONS:

*(1) [Signature]*

*(2) [Signature]*

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

*(3) unless Sturgis No Rec*

*(4) [Signature] No Rec*

*(5) [Signature] NO REC*

\_\_\_\_\_

\_\_\_\_\_

*(1) [Signature]*

Chair: Signature and Recommendation

BY THE RESOURCES COMMITTEE

1 IN THE SENATE

2 SENATE BILL NO. 546

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act establishing the Department of Natural Re-  
7 sources as the platting authority in certain areas of  
8 the state; and providing for an effective date."

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

10 \* Section 1. AS 29.03.030 is amended to read:

11 Sec. 29.03.030. PLATTING AUTHORITY. The [SUBJECT TO AS 40.15.-  
12 075, THE] Department of Natural Resources is the platting authority  
13 for the state except within a municipality that has the power of land  
14 use regulation [IN THE UNORGANIZED BOROUGH IN THE AREA OUTSIDE ALL  
15 CITIES].

16 \* Sec. 2. AS 40.15.010 is amended to read:

17 Sec. 40.15.010. APPROVAL, FILING, AND RECORDING OF SUBDIVISIONS.  
18 Before the lots or tracts of any subdivision or dedication may be sold  
19 or offered for sale, the subdivision or dedication shall be submitted  
20 for approval to the authority having jurisdiction, as prescribed in  
21 this chapter. The regular approval of the authority shall be shown on  
22 [IT] or attached to the subdivision or dedication [IT] and the subdivi-  
23 sion or dedication shall be filed and recorded in the office of the  
24 recorder. The recorder may not accept a subdivision or dedication for  
25 filing and recording unless it shows this approval. [IF NO PLATTING  
26 AUTHORITY EXISTS AS PROVIDED IN AS 40.15.070 AND 40.15.075, LAND MAY  
27 BE SOLD WITHOUT APPROVAL.]

28 \* Sec. 3. AS 40.15.070 is amended to read:

29 Sec. 40.15.070. PLATTING AUTHORITY. If land proposed to be  
S

1 subdivided or dedicated is situated within a municipality that has the  
2 power of land use regulation [FIRST OR SECOND CLASS BOROUGH], the  
3 proposed subdivision or dedication shall be submitted to the municipal  
4 [BOROUGH] planning commission for approval. [IF THE LAND IS SITUATED  
5 WITHIN A CITY IN THE UNORGANIZED BOROUGH OR THE THIRD CLASS BOROUGH,  
6 THE PROPOSED SUBDIVISION OR DEDICATION SHALL BE SUBMITTED TO THE CITY  
7 PLANNING COMMISSION FOR APPROVAL. THE BOROUGH PLANNING COMMISSION IS  
8 THE PLATTING AUTHORITY FOR THE FIRST OR SECOND CLASS BOROUGH, THE CITY  
9 PLANNING COMMISSION IS THE PLATTING AUTHORITY FOR THE CITY, AND THE  
10 DEPARTMENT OF NATURAL RESOURCES IS THE PLATTING AUTHORITY IN THE  
11 REMAINING AREAS OF THE STATE AND THIRD CLASS BOROUGH FOR THE CHANGE OR  
12 VACATION OF EXISTING PLATS OR A PORTION OF SUCH PLATS, AS PROVIDED IN  
13 AS 40.15.075.] If a municipality that has the power of land use  
14 regulation [THE BOROUGH OR THE CITY] does not have a planning commis-  
15 sion, the [BOROUGH ASSEMBLY OR THE CITY] governing body [, RESPECTIVE-  
16 LY,] is the platting authority and the proposed subdivision or dedica-  
17 tion shall be submitted to it. A subdivision may not be filed and  
18 recorded until it is approved by the platting authority.

19 \* Sec. 4. AS 40.15.070 is amended by adding a new subsection to read:

20 (b) The Department of Natural Resources is the platting authori-  
21 ty in the areas of the state not described in (a) of this section.

22 \* Sec. 5. AS 40.15 is amended by adding new sections to read:

23 **ARTICLE 4. PLATTING IN AREAS OUTSIDE CERTAIN MUNICIPALITIES.**

24 **Sec. 40.15.300. EXAMINATION OF PLATS BEFORE RECORDING.** (a) The  
25 commissioner shall exercise the platting authority for the state  
26 except within a municipality that has the power of land use regula-  
27 tion.

28 (b) The commissioner shall review each plat under AS 40.15.300 -  
29 40.15.400 before the plat is recorded under AS 40.17. The approval by

1 the commissioner shall be endorsed on the plat and the plat may not be  
2 recorded under AS 40.17 without the approval endorsed on the plat.

3 (c) The commissioner shall use an abbreviated plat review proce-  
4 dure for a plat that complies with AS 29.40.090.

5 (d) Within 30 days after a plat is filed, the commissioner shall  
6 approve the plat or return it to the applicant for modification or  
7 correction. Unless the applicant for plat approval consents to an  
8 extension of time, the plat is approved and a certificate of approval  
9 shall be issued by the commissioner if the commissioner fails to act  
10 within 30 days. The commissioner shall state in writing reasons for  
11 disapproval of a plat.

12 Sec. 40.15.310. REQUIREMENTS FOR PLAT APPROVAL. (a) Each plat  
13 must show on its face a certificate of ownership, with the names and  
14 addresses of each owner listed. Each owner of record shall sign the  
15 certificate and the signatures shall be acknowledged.

16 (b) The surveyor preparing the plat shall sign and affix the  
17 seal of the surveyor.

18 Sec. 40.15.320. MONUMENTS. (a) In a subdivision with five or  
19 fewer lots, the existence of each monument at a controlling exterior  
20 corner of the subdivision shall be established by the surveyor. If a  
21 monument of record does not lie on the parcel or tract boundary, the  
22 plat shall reflect a boundary survey and tie to a monument of record.

23 (b) In a subdivision of more than five lots, each lot corner  
24 shall be monumented.

25 Sec. 40.15.330. PLAT STANDARDS. The commissioner shall estab-  
26 lish plat standards by regulation.

27 Sec. 40.15.340. ENGINEERING STANDARDS. The commissioner may not  
28 establish engineering standards for subdivisions.

29 Sec. 40.15.350. CERTIFIED COPY OF PLAT AS EVIDENCE. A copy of a

1 plat certified by the recorder of the recording district in which it  
2 is filed or recorded as a true and complete copy of the original filed  
3 or recorded in the recording office for the district is admissible in  
4 evidence in all courts in the state with the same effect as the origi-  
5 nal.

6 Sec. 40.15.360. APPLICABILITY. The provisions of AS 40.15.300 -  
7 40.15.400 do not apply to subdivision maps prepared

8 (1) for the purpose of transferring a leasehold interest  
9 and for the issuance of licenses and permits; or

10 (2) for surveyed sections where the aliquot parts described  
11 are 40 acres or larger.

12 Sec. 40.15.370. REGULATIONS. The commissioner may adopt regu-  
13 lations to implement, clarify, or make specific the provisions of  
14 AS 40.15.300 - 40.15.400.

15 Sec. 40.15.400. DEFINITIONS. In AS 40.15.300 - 40.15.400,

16 (1) "commissioner" means the commissioner of natural re-  
17 sources;

18 (2) "monument" means a fixed physical object marking a  
19 point on the surface of the earth used to commence or control a survey  
20 or to establish a lot corner;

21 (3) "plat" means a map or delineated representation of a  
22 tract or parcel of land showing the subdivision of land into lots,  
23 blocks, streets, or other divisions;

24 (4) "subdivision" means the division of a tract or parcel  
25 of land into two or more lots or by creation of public access;

26 (5) "surveyor" means an individual licensed to practice  
27 land surveying in the state under AS 08.48.

28 \* Sec. 6. AS 40.15.075 is repealed.

29 \* Sec. 7. AS 40.15.330 and 40.15.370, as enacted in sec. 5 of this Act,

1 take effect immediately under AS 01.10.070(c).

2 \* Sec. 8. Except as provided in sec. 7 of this Act, this Act takes  
3 effect September 1, 1990.  
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STATE OF ALASKA  
1990 LEGISLATIVE SESSION

BILL VERSION : SB 546  
PUBLISH DATE : 5/1/90

FISCAL NOTE

REQUEST:

Revision Date: 27-Apr-90 Agency Affected: Natural Resources  
Title: An Act establishing DNR as the BRU: Land & Water Mgmt  
planning authority in certain areas of the State.  
Sponsor: Senate Resources Components: Land & Water Mgmt  
Requestor: Senate Resources

EXPENDITURES/REVENUES: (Thousands of Dollars)

| OPERATING         | FY 91 | FY 92 | FY 93 | FY 94 | FY 95 | FY 96 |
|-------------------|-------|-------|-------|-------|-------|-------|
| PERSONAL SERVICES | 73.6  | 76.4  | 78.7  | 81.0  | 83.3  | 85.6  |
| TRAVEL            | 5.0   | 5.0   | 5.0   | 5.0   | 5.0   | 5.0   |
| CONTRACTUAL       | 2.0   | 2.0   | 2.0   | 2.0   | 2.0   | 2.0   |
| SUPPLIES          | 1.5   | 1.5   | 1.5   | 1.5   | 1.5   | 1.5   |
| EQUIPMENT         | 5.0   | 5.0   |       |       |       |       |
| LAND&STRUCTURES   |       |       |       |       |       |       |
| GRANTS, CLAIMS    |       |       |       |       |       |       |
| MISCELLANEOUS     |       |       |       |       |       |       |
| TOTAL OPERATING   | 87.1  | 89.9  | 87.2  | 89.5  | 91.8  | 94.1  |
| CAPITAL           |       |       |       |       |       |       |
| REVENUE           |       |       |       |       |       |       |

FUNDING: (Thousands of Dollars)

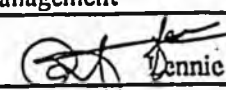
|               |      |      |      |      |      |      |
|---------------|------|------|------|------|------|------|
| GENERAL FUND  | 87.1 | 89.9 | 87.2 | 89.5 | 91.8 | 94.1 |
| FEDERAL FUNDS |      |      |      |      |      |      |
| OTHER         |      |      |      |      |      |      |
| TOTAL         | 87.1 | 89.9 | 87.2 | 89.5 | 91.8 | 94.1 |

POSITIONS:

|           |     |     |     |     |     |     |
|-----------|-----|-----|-----|-----|-----|-----|
| FULL-TIME | 1.0 | 1.0 | 1.0 | 1.0 | 1.0 | 1.0 |
| PART-TIME | 1.0 | 1.0 | 1.0 | 1.0 | 1.0 | 1.0 |
| TEMPORARY |     |     |     |     |     |     |

ANALYSIS: (Attach a separate page if necessary)

See Attached

Prepared by: Jerome A. Pape Phone: 762-2424  
Division: Land & Water Management Date: 27-Apr-90  
Approved by Commissioner:  Dennie Gorsuch Date: 27-Apr-90  
Agency: Department of Natural Resources

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

Page 2  
SB 546

| POSITIONS:  |       | FY 91 | FY 92  |
|---|-------|-------|--------|
| Cadastral Surveyor 1  | 1 PFT | 59.2  | 61.0 - |
| Perform plat conformance reviews and serve as contact person for landowners and registered land surveyors |       |       |        |
| Clerk Typist III  | 1 PPT | 14.4  | 15.4   |
| TOTAL   |       | 73.6  | 76.4   |

|             |     |
|-------------|-----|
| TRAVEL      | 5.0 |
| CONTRACTUAL | 2.0 |
| COMMODITIES | 1.5 |
| EQUIPMENT   | 5.0 |

|  |                   |                       |                  |                   |
|--|-------------------|-----------------------|------------------|-------------------|
| Position Title<br>CLERK TYPIST III   |                   | No. of Positions<br>1 | Range/Step<br>8A | Barg. Unit<br>GGU |
| Time Status<br>PPT   | Staff Months<br>6 | Location<br>ANCHORAGE |                  | Election District |
| Type of Expenditure  |                   | Amount                |                  |                   |
| 1  | 2                 | 3                     |                  |                   |
| Salary   |                   |                       |                  |                   |
| Benefits   |                   |                       |                  |                   |
| Premium Pay  |                   |                       |                  |                   |
| Other  |                   |                       |                  |                   |
| Total Personal Services  |                   | 14.4                  |                  |                   |
| Travel   |                   |                       |                  |                   |
| Contractual  |                   |                       |                  |                   |
| Commodities  | Supplies          | 0.5                   |                  |                   |
| Equipment  |                   |                       |                  |                   |
| Other  |                   |                       |                  |                   |
| Total Cost   |                   | 14.9                  |                  |                   |
| Funding Source for Total Cost  |                   |                       |                  |                   |
| Federal Receipts   | 1002              |                       |                  |                   |
| G. P. Match  | 1003              |                       |                  |                   |
| General Fund   | 1004              | 14.9                  |                  |                   |
| I-A Receipts   | 1006              |                       |                  |                   |
| CIP Receipts   | 1061              |                       |                  |                   |
| Other  |                   |                       |                  |                   |
| <b>Justification</b><br>Position will support the statewide platting surveyor performing reviews and oversight work associated with statewide platting authority assigned to the Department of Natural Resources. Position will type, file, make transmittals, receive mail and handle public and surveyor inquiries on platting in areas that are under the DNR platting authority. |                   |                       |                  |                   |

**Request For  
New Position**

Agency NATURAL RESOURCES  
 BRU LAND & WATER MGMT  
 Component \_\_\_\_\_

Page \_\_\_\_\_ of \_\_\_\_\_  
 Revised Date \_\_\_\_\_

**FY 90**

|  |                           |                              |                          |                          |
|--|---------------------------|------------------------------|--------------------------|--------------------------|
| Position Title<br><b>CADASTRAL SURVEYOR I</b>  |                           | No. of Positions<br><b>1</b> | Range/Step<br><b>19C</b> | Barg. Unit<br><b>GGU</b> |
| Time Status<br><b>PFT</b>  | Staff Months<br><b>12</b> | Location<br><b>ANCHORAGE</b> |                          | Election District        |
| <b>Justification</b>   |                           |                              |                          |                          |
| Position performs work engendered by statewide platting authority statute.   |                           |                              |                          |                          |
| Position will review work of licensed professional land surveyors that are contracted to private land owners, and land surveyors subdividing lands for public agencies for compliance with the statewide platting authority statute. |                           |                              |                          |                          |
| The statewide platting authority is a new program designed to fill a gap in the land record system and oversee platting of land subdivisions in areas lacking local platting authority.  |                           |                              |                          |                          |
| <b>Type of Expenditure</b>   |                           | <b>Amount</b>                |                          |                          |
| <b>1</b>   | <b>2</b>                  | <b>3</b>                     |                          |                          |
| Salary   |                           |                              |                          |                          |
| Benefits   |                           |                              |                          |                          |
| Premium Pay  |                           |                              |                          |                          |
| Other  |                           |                              |                          |                          |
| <b>Total Personal Services</b>   |                           | <b>59.2</b>                  |                          |                          |
| Travel   |                           | <b>5.0</b>                   |                          |                          |
| Contractual  |                           | <b>2.0</b>                   |                          |                          |
| Commodities  | Supplies                  | <b>1.0</b>                   |                          |                          |
| Equipment  | PC Workstation            | <b>5.0</b>                   |                          |                          |
| Other  |                           |                              |                          |                          |
| <b>Total Cost</b>  |                           | <b>72.2</b>                  |                          |                          |
| <b>Funding Source for Total Cost</b>   |                           |                              |                          |                          |
| Federal Receipts   | 1002                      |                              |                          |                          |
| G. F. Match  | 1003                      |                              |                          |                          |
| General Fund   | 1004                      | <b>72.2</b>                  |                          |                          |
| I-A Receipts   | 1006                      |                              |                          |                          |
| CIP Receipts   | 1061                      |                              |                          |                          |
| Other  |                           |                              |                          |                          |

**Request For  
New Position**

Agency NATURAL RESOURCES  
 BRU LAND & WATER MGMT.  
 Component \_\_\_\_\_

Page \_\_\_\_\_ of \_\_\_\_\_  
 Revised Date \_\_\_\_\_

**FY 90**