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FISCAL NOTE

STATE OF ALASKA
1992 LEGISLATIVE SESSION

BILL NO. SB 23

Revision Date: 12/18/91

Department Affected: Fish and Game

Title: Chelatna Public Use Area

BRU: Habitat

Component: Habitat

Sponsor: Senator Kerttula

Requestor: _____

COMPONENT SERIAL NO.

	4	8	6
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Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 93	FY 94	FY 95	FY 96	FY 97	FY 98
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0	0	0	0	0	0

CAPITAL	0	0	0	0	0	0
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REVENUE FUND SOURCE:	0	0	0	0	0	0
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FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER FUND SOURCE:						
TOTAL	0	0	0	0	0	0

POSITIONS:

FULL-TIME	0	0	0	0	0	0
PART-TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

Estimate of current year impact: No impact on current year.

ANALYSIS: (Attach a separate page if necessary.)

Prepared By: Frank Rue, Director Phone: 465-4105

Division: Division of Habitat Date: 12/19/91

Approved by Commissioner: [Signature]

Agency: Department of Fish and Game Date: 12/20/91

Distribution (by preparer): Leg. Fin., Legislative Sponsor, Requestor, OMB/DBR, Gov. Legis. OSC., Impacted Agency(ies).



STATE OF ALASKA
OFFICE OF THE GOVERNOR
BILL ANALYSIS

DEPARTMENT Fish and Game	DIVISION Habitat	BILL NUMBER SB 23	SPONSOR Senator Kerttula
SHORT TITLE OF BILL An Act establishing the Chelatna Public Use Area			
DEPARTMENT POSITION Support			
PREPARED BY Frank Rue, Director	DATE 2-6-91	COMMISSIONER'S SIGNATURE <i>Armen G. Wiley</i>	DATE 2/7/91

SUMMARY

OTHER AGENCIES AFFECTED BY BILL Natural Resources	CONSTITUENT GROUPS AFFECTED BY BILL None known
ORGANIZATIONAL SUPPORT FOR BILL None known	ORGANIZATIONAL OPPOSITION TO BILL None known

FISCAL IMPACT NONE FISCAL NOTE ATTACHED

BACKGROUND/LEGISLATIVE INTENT

See attached

ANALYSIS OF BILL/PROGRAM EFFECTS

Senate Bill Number 23 conforms closely to the management intent adopted in the Susitna Area Plan. The Department of Fish and Game should support the bill. It maintains the area within the boundaries of the Chelatna Public Use Area for public recreation, fish and wildlife habitat, and public uses. SB 23 does not restrict lawful hunting, fishing, or trapping, and does not prohibit the Department of Fish and Game from engaging in enhancement of fish and wildlife habitat within the boundaries of the public use area. SB 23 would prohibit disposal of state land within the public use area.

AMENDMENTS PROPOSED

See attached

PLEASE ATTACH A SEPARATE SHEET FOR ADDITIONAL COMMENTS OR ANALYSIS

Attachment to SB 23 Bill Analysis

Background/Legislative Intent: SB No. 23 would establish the Chelatna Public Use Area. The purpose of the area is to protect and maintain fish and wildlife habitat, particularly moose calving and wintering areas, trumpeter swan nesting areas, and other habitats important to furbearers, black and brown bear, and resident and anadromous fish so that traditional public uses of fish and wildlife populations may continue; perpetuate and enhance public enjoyment of fish and wildlife and their habitat, including fishing, hunting, trapping, viewing, and photography; perpetuate and enhance general public recreation in a quality environment; perpetuate and enhance additional public uses described in the Susitna Area Plan; and allow additional uses of the area in a manner compatible with the purposes specified above.

Management of the public use area, including the surface and subsurface estate will be the responsibility of the Commissioner of Natural Resources. SB No. 23 directs the commissioner to adopt a management plan for the area with the participation and consultation of the commissioner of Fish and Game. The bill does not specify a date when the plan is to be completed. The proposed legislation requires that the area shall be open to mineral entry except as provided in the plan to be developed. Until the management plan is developed, the mineral estate is to be managed under the provisions of the Susitna Area Plan. It should be noted that the Susitna Area Plan closed lands within 300 feet of Home Creek and lands within 1/4 mile of the unnamed tributary to Lake Creek just south of Home Creek that encircles the north side of Mt. Yenlo and Willow Mountain to mineral entry. These areas should remain closed to mineral entry. The bill allows for traditional access to the Chelatna Public Use Area by motorized or nonmotorized means of transportation to private land and for lawful hunting, fishing, trapping, and recreational purposes and requires the commissioners of Fish and Game and Natural Resources to jointly develop guidelines for traditional access to be included in the management plan. Disposal of the surface estate in state land is prohibited. Proposed legislation creating this area was reviewed as SB No. 407 in 1988 and SB No. 165 in 1989.

Amendments Proposed:

Page 1, line 8: Please revise existing language as follows: "...wintering[-OVER] areas,..."

Page 2, lines 29 and 30: Please revise existing language as follows: "... lawful [SPORT AND SUBSISTENCE] fishing, ..."

Page 3, line 1: Please revise existing language as follows: "(d) Subject to the provisions of the Susitna Basin Recreational Rivers Management Plan and the Susitna Area Plan (T)the commissioner..."

An error occurs in the legal description of the public use area on page 3 beginning with line 26, item 2. As indicated on the attached map depicting the boundaries of SB No. 23 this portion of the legal description describes a very small area along Yenlo Creek which is isolated from the remainder of the area. This was identified in our February 21, 1989 analysis of SB No. 165. Previous to that correspondence, we provided comments to former Senator Szymanski's office on the March 29, 1988 working draft of the bill that recommended two amendments to the boundaries. Part of our proposed addition was designated for settlement in the Susitna Area Plan and the Department of Natural Resources recommended that it be deleted. Natural Resources had no objection to the remaining portion of the Yenlo Hills that we recommended be added (Sunflower Basin 5a) because the original management intent was compatible with the public use area. Therefore, we believe an error was made in editing the legal description to omit lands designated for settlement. We request that the following amendments in the legal description be made to add important moose habitat and hunter use area in the Yenlo Hills to the Chelatna Public Use Area:

Page 3, line 23: Please add the following new item (1) and move the existing item (1) to item (2).

(1) Township 23 North, Range 11 West, Seward Meridian
Sections 1-4
Section 5: E1/2E1/2
Section 8: E1/2E1/2
Section 9
Sections 10-12
Section 13: W1/2, NE1/4
Sections 14-15
Section 16: E1/2
Section 22: E1/2, NW1/4
Section 21
Section 24: W1/2, SE1/4
Section 25: W1/2, NE1/4
Section 26
Section 27: NE1/4

Page 3, line 26:

((2) TOWNSHIP 24 NORTH, RANGE 10 WEST, SEWARD MERIDIAN
SECTION 16: W1/2W1/2
SECTION 21: W1/2W1/2, SE1/4SW1/4]

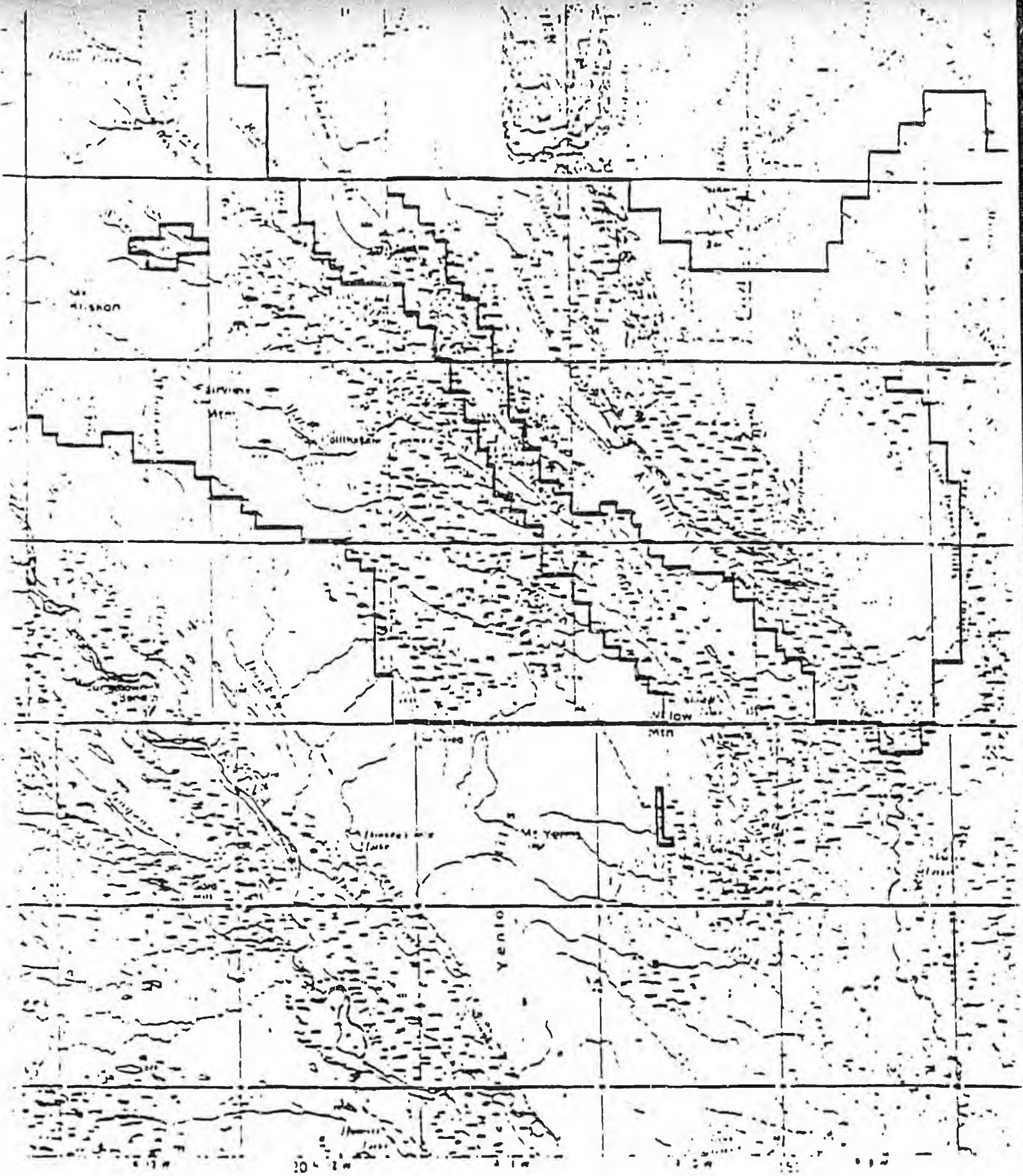
(2) Township 24 North, Range 10 West, Seward Meridian
Section 4: W1/2

Sections 5-9
Section 16: W1/2W1/2
Sections 17-20
Section 21: W1/2W1/2
Section 28: W1/2
Sections 29-32
Section 33: W1/2

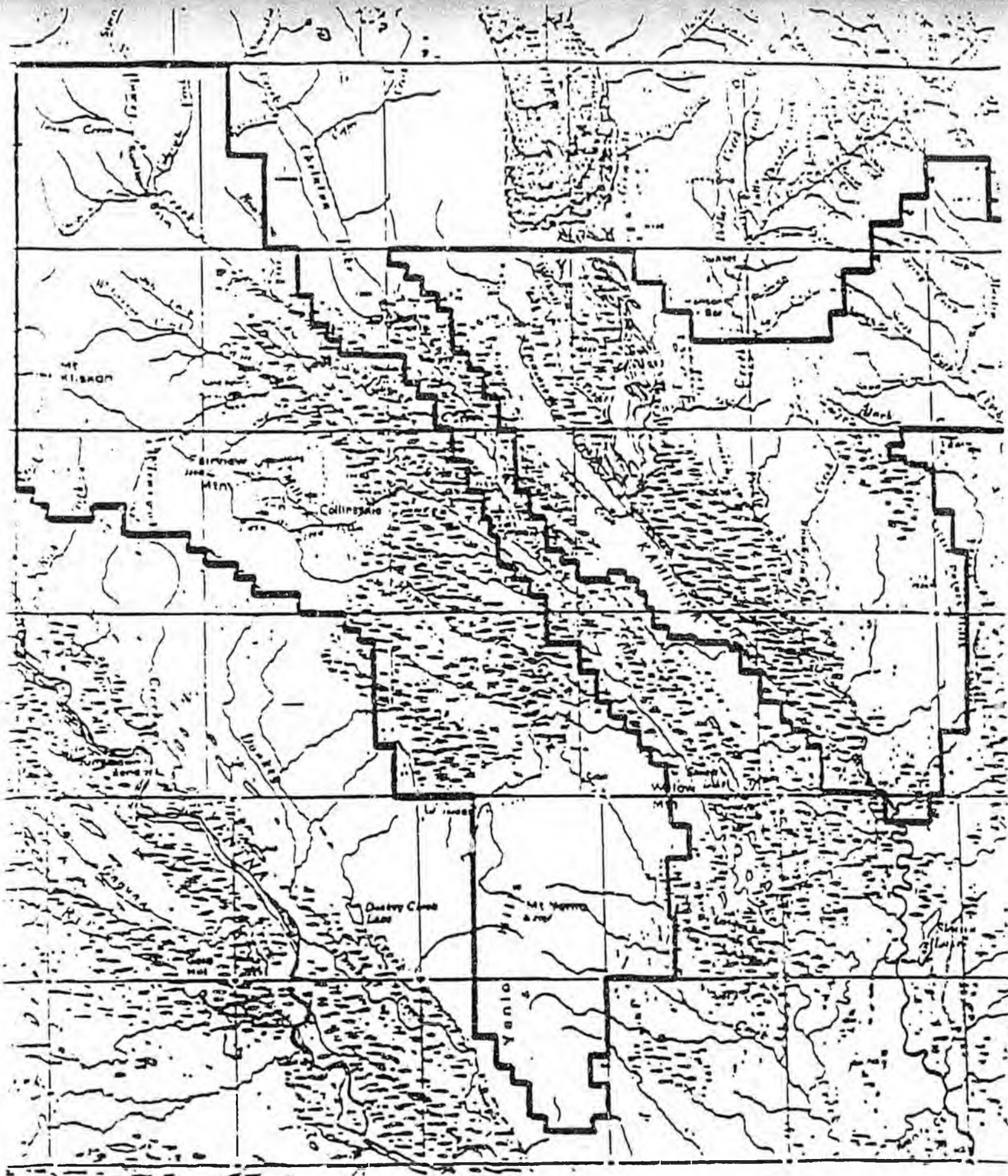
(4) Township 24 North, Range 11 West, Seward Meridian

Sections 1-4
Section 5: E1/2E1/2
Section 8: E1/2E1/2
Sections 9-16
Section 17: E1/2E1/2
Section 20: E1/2E1/2
Sections 21-28
Section 29: E1/2E1/2
Section 32: E1/2E1/2
Sections 33-36

Change the remaining item numbers to reflect these additions.
Please see attached map depicting the proposed amendments to the
boundaries of the Chelatna Public Use Area.



THIS IS THE 1991 SB 23 CHELATNA PUBLIC USE AREA BOUNDARY



FISCAL NOTE

STATE OF ALASKA
1991 LEGISLATIVE SESSION

BILL NO. SB 23

Revision Date: 2-7-91 Department Affected: Fish and Game
 Title: Chelatna Public Use Area BRU: Habitat
 Component: Habitat
 Sponsor: Senator Kerttula
 Requestor: _____ COMPONENT SERIAL NO.

0	4	8	6
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Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 92	FY 93	FY 94	FY 95	FY 96	FY 97
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
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	0	0	0	0	0	0

POSITIONS:

FULL-TIME	0	0	0	0	0	0
PART-TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

Estimate of current year impact: No impact on current year

ANALYSIS: (Attach a separate page if necessary.)

Prepared By: Frank Rue, Director Phone: 465-4105
 Division: Habitat Date: 2-7-91
 Approved by Commissioner: *Donna Wiley*
 Agency: Department of Fish and Game Date: 2/7/91

Distribution (by preparer): Legislative Finance, Legislative Sponsor, Requestor, OMB, & Impacted Agency(ies).

I Support Senate Bill 23

James Walter
P.O. Box 520792
Big Lake, Ak.
99652

Bread Fisher
~~Box 520209~~
Box 520209 Big Lake

Barbara
PO Box 76 Houston, AK
Wendell
SR Box 2591-Wasilla

Chuck Bennett
PO Box 520814
Big Lake, Alaska
99652

Wes Hamrick
P.O. Box 521328
Big Lake, AK 99652

Jae Hamrick

Regarding Senate Bill #23

2-8-91

I strongly urge and support passage
of this bill and believe it is in the
best interest of the public

Ernest R. Berg

P.O. Box 520491

Big Lake, Alaska 99652

P.O. Box 877211

Regarding Senate Resources Bill #23, Chelatna
use area.

This is a great bill, that shows benefits to
the environment and wildlife. A place for the
average citizen to enjoy the great outdoors,
and should be no great cost to the state or its
citizens.

Doyle E. Currier

Doyle E. Currier

P.O. 520149

Big Lake AK

99652

This letter is in reference to Senate Bill
#23, Chelatna use area.

I agree totally with the concept of this
bill and do believe it is a good one; in
that it preserves the fish and wildlife in
the area for future generations.


Greg Thomas

P.O. Box 520002

Big Lake, Alaska 99652-0002

Regarding Senate Resources Bill #23.
It's a great bill. Something that is
needed



Andrew R. Berg

PO Box 520001

Big Lake, AK 99652

2-7-91

I Larry Thompson, resident of better than
15 years in Big Lake, Ak. am in complete
support of Senate Bill No. 23.

Larry Thompson
P.O. Box 520282
Big Lake, Ak. 99652

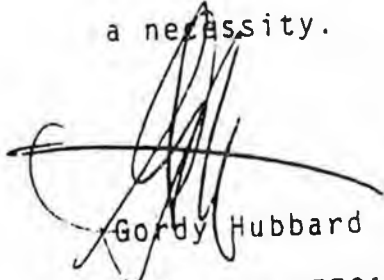
2-7-91

Regarding Senate Bill # 23:
I believe it to be a good bill that
would benefit the public.

Patricia Gross
P.O. Box 520698
Big Lake, Ak 99652

PG.

I'm in strong support of Senate Resources
Bill #23, Chelatna use area. This Bill is
a necessity.



Gordy Hubbard
P.O. Box 877211

Senate Resources Bill #23.

A great Bill, something that is really
needed.

You have my full support.

Due A Howard

P.O. Box - 705

Big Lake, AK 99652-0705

You have my full support.



Official Business

Alaska State Legislature

JAN 30 1991

P.O. Box V
State Capitol
Juneau, Alaska 99811

MEMORANDUM

TO: Senator Lloyd Jones, Chairman
Senate Resources Committee

FROM: Senator Jay Kerttula

SUBJ: Senate Bill 23 --
Chelatna Public Use Area

DATE: January 22, 1991

A handwritten signature in cursive script, appearing to read "Jay", positioned to the right of the "FROM" and "SUBJ" lines of the memorandum.

I would appreciate it if you would schedule Senate Bill 23 at your earliest convenience.

There are currently three statutory Public Use Areas -- the Nelchina Public Use Area within the Susitna Area Plan, the Ernie Haugen Public Use Area, and the Hatcher Pass Public Use Area. Generally, Public Use Areas serve to "provide for public recreation activities," while "protecting and enhancing" resources and wildlife habitat.

The Chelatna Public Use Area comprises approximately 300,000 acres, mostly in the Sunflower Basin subregion of the Susitna Area Plan. This subregion is characterized by muskegs, riparian forests, and alpine zones.

Senate Bill 23 conforms to boundaries which have been previously agreed to by the Alaska Department of Fish and Game. Populations of moose and trumpeter swans are the most predominant species utilizing habitats of the area. However, black and grizzly bear and furbearers occur as well. Senate Bill 23 provides for habit protection, while also providing for several other uses, including timber harvest, road access and mining.

For your information, I have attached a copy of a map of the proposed Chelatna Public Use Area.

I appreciate your consideration of my request.

JK:kh

DEPARTMENT OF NATURAL RESOURCES

OFFICE OF THE COMMISSIONER

400 WILLOUGHBY AVENUE
JUNEAU, ALASKA 99801-1796
PHONE: (907) 465-2100
FACSIMILE: (907) 586-2754

February 8, 1991

The Honorable Lloyd Jones, Chair
Senate Resources Committee
P.O. Box V
Juneau, AK 99811

FEB 8 1991

Dear Senator Jones:

Subject: SB 23, which establishes the Chelatna Public Use Area.

Position: The Department of Natural Resources supports this bill, but suggests deletion of the Fairview Mountain mining area or clear recognition that mining is an acceptable use of that area.

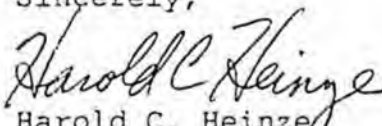
Background: The proposed Chelatna Public Use Area contains approximately 290,000 acres of muskeg, riparian forests, and alpine zones in the Susitna Valley. It includes trumpeter swan nesting areas, other wildlife habitat, and an important mining region. The area designated by this bill generally conforms to the management intent of the Susitna Area Plan, except for the Fairview Mountains.

The Susitna Area Plan, Sunflower Basin 2 Unit, designates the Fairview Mountains for wildlife habitat and mining. The Fairview Mountains are actively used by placer miners. The plan does not recommend a legislative designation for this area.

Recommendations: Delete the Fairview Mountain mining area from the Chelatna Public Use Area. In addition, amend the legal description in the bill so that an isolated parcel, (T24N, R10W, SM Sections 16 and 20) is removed, and the exclusion in T24N, R9W, SM is in Section 2 not Section 3.

Thank you for the opportunity to comment on this bill.

Sincerely,


Harold C. Heinze
Commissioner

cc: Committee members
Senator Kerttula
Bruce Kendall, Legislative Liaison, Office of the Governor
Ron Somerville, Deputy Commissioner, Department of Fish and Game

FISCAL NOTE

STATE OF ALASKA
1991 LEGISLATIVE SESSION

BILL NO. SB 23

Revision Date: 7-Feb-91 Department Affected: Natural Resources
 Title: Cheltna Public Use Area BRU: Land & Water Management
 Components: Land & Water Management
 Sponsor: Kerttula
 Requestor: Senate Resources COMPONENT SERIAL NO. 431

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 92	FY 93	FY 94	FY 95	FY 96	FY 97
PERSONAL SERVICES	86.3	86.3				
TRAVEL	2.0	2.0				
CONTRACTUAL	10.0	10.0				
SUPPLIES	1.0	1.0				
EQUIPMENT	10.0					
LAND&STRUCTURES						
GRANTS,CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	109.3	99.3	0.0	0.0	0.0	0.0

CAPITAL						
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REVENUE						
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FUNDING: (Thousands of Dollars)

GENERAL FUND	109.3	99.3				
FEDERAL FUNDS						
OTHER						
TOTAL	109.3	99.3	0.0	0.0	0.0	0.0

POSITIONS:

FULL-TIME	2.0	2.0				
PART-TIME						
TEMPORARY						

Estimate of Current year impact:

ANALYSIS: (Attach a separate page if necessary)

These positions are to complete a land use management plan required in the legislation. The plan is expected to be completed within two years.

Prepared by: Ron Swanson Phone: 762-2680
 Division: Land and Water Management Date: 7-Feb-91

Approved by Commissioner: Harold Heinze Date: 7-Feb-91
 Agency: Department of Natural Resources

Distribution (by preparer) : Legislative Finance, legislative Sponsor, Requestor, OMB,
& Impacted Agency(ies).

Position Title Natural Resource Technician I/II		No. of Positions 1	Range/Step 12/A	Barg. Unit GGU
Time Status Full	Staff Months 12	Location Wasilla	Election District E	
Justification				
Type of Expenditure		Amount		
1	2	3		
Salary*	25.7	////////////////////		
Benefits*	12.5	////////////////////		
Premium Pay (Included in Above)	////////////////////	////////////////////		
Other	////////////////////	////////////////////		
Total Personal Services	////////////////////			
Travel				
Contractual				
Commodities				
Equipment				
Other				
Total Cost		38.2		
Funding Source for Total Cost				
Federal Receipts	1002			
G.F. Hatch	1003			
General Fund	1004	38.2		
Program Receipts/GF	1005			
I-A Receipts	1007			
CIP Receipts	1061			
Other				
* Personal Services Salary and Benefits Costs are from PACS.				

Management planning for the Chulitna Public Use Area will take two years to complete. This is the minimum amount of time needed to complete a land use plan with full public involvement. However, much of the background data collection needs have already been completed as a part of the Susitna Area Plan update and Susitna Recreational Rivers Plan. For this reason this position and a NRO II are to be used to complete this plan rather than a NRM I and NRO II

REQUEST FOR
NEW POSITION

AGENCY Natural Resources
 BRU Land & Water Management
 COMPONENT Land & Water Management

Page 3 of 3
 Revised Date

FY 91

Position Title Natural Resource Officer II			No. of Positions 1	Range/Step 16/ A	Barg. Unit GGU
Time Status Full	Staff Months 12		Location Wasilla		Election District E
			Justification		
Type of Expenditure			Amount		
1		2	3		
Salary*		33.5	////////////////////		
Benefits*		14.6	////////////////////		
Premium Pay (Included in Above)		////////////////////	////////////////////		
Other		////////////////////	////////////////////		
Total Personal Services		////////////////////	48.1		
Travel			2.0		
Contractual					
Commodities					
Equipment					
Other					
Total Cost			50.1		
Funding Source for Total Cost					
Federal Receipts	1002				
G.F. Match	1003				
General Fund	1004		50.1		
Program Receipts/GF	1005				
I-A Receipts	1007				
CIP Receipts	1061				
Other					
* Personal Services Salary and Benefits Costs are from PACS.					

Management planning for the Chulitna Public Use Area will take two years. This is the minimum amount of time needed to complete a land use plan with full public involvement. However, much of the background data collection needs have already been completed as a part of the Susitna Area Plan update and Susitna Recreational Rivers plan process. For this reason this position and a NRT II are to be used to complete the plan rather than a NRM I and NRO II.

**REQUEST FOR
NEW POSITION**

AGENCY Natural Resources
 BRU Land and Water Management
 COMPONENT Land and Water Management

Page 2 of 3
 Revised Date

FY 91