

**S B**

**9 8**

# FISCAL NOTE

Revision Date: \_\_\_\_\_ Dept. Affected: Community & Regional Affairs  
 Title: An Act relating to the conveyance of BRU: none  
of certain isolated tracts of state land ... Component: none  
 Sponsor: SENATOR LEMAN  
 Requestor: Senate CRA Committee COMPONENT SERIAL NO. \_\_\_\_\_

Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

<b>CAPITAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>
----------------	------------	------------	------------	------------	------------	------------

REVENUE FUND SOURCE:						
----------------------	--	--	--	--	--	--

FUNDING: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

POSITIONS:

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

Estimate of current (FY97) impact \$ none

**ANALYSIS:** (Attach a separate page if necessary)

This legislation would have no fiscal impact on the department.

Prepared by: Remond Henderson, Director *Remond Henderson* Phone: 465-4708  
 Division: Division of Administrative Services Date: 3/18/97  
 Approved by Commissioner: *Mike Anis* Date: 3/18/97  
 Agency: Community & Regional Affairs

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE  
 For further distribution information call the Governor's Legislative Office

# FISCAL NOTE

**STATE OF ALASKA**  
**1997 LEGISLATIVE SESSION**

**BILL NO. SB98**

Revision Date: \_\_\_\_\_ Dept Affected: Natural Resources  
 Title: Conveyance of certain isolated tracts of state BRU: Resource Development  
land to boroughs and unified municipalities... Component: Land Development  
 Sponsor: Senator Leman  
 Requestor: S (CRA) Component Serial No. 431

**Expenditures/Revenues (Thousands of Dollars)**

OPERATING EXPENDITURES	FY98	FY99	FY00	FY01	FY02	FY03
PERSONAL SERVICES	52.8	52.8	52.8	52.8	52.8	52.8
TRAVEL	3.0	3.0	3.0	3.0	3.0	3.0
CONTRACTUAL	4.0	4.0	4.0	4.0	4.0	4.0
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>59.8</b>	<b>59.8</b>	<b>59.8</b>	<b>59.8</b>	<b>59.8</b>	<b>59.8</b>
<b>CAPITAL EXPENDITURES</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>
<b>CHANGE IN REVENUES ( )</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

**FUND SOURCE (Thousands of Dollars)**

1002 Federal Receipts						
1003 GF Match						
1004 GF	59.8	59.8	59.8	59.8	59.8	59.8
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other						
<b>TOTAL</b>	<b>59.8</b>	<b>59.8</b>	<b>59.8</b>	<b>59.8</b>	<b>59.8</b>	<b>59.8</b>

Estimate of any current year (FY97) cost: \$ None

**POSITIONS**

FULL-TIME	1.0	1.0	1.0	1.0	1.0	1.0
PART-TIME	0.0	0.0	0.0	0.0	0.0	0.0
TEMPORARY	0.0	0.0	0.0	0.0	0.0	0.0

**ANALYSIS:**

(Attach a separate page if necessary)

Legislation allows for conveyance of "isolated tracts" to boroughs and unified municipalities. Fiscal analysis assumes that municipalities would, wherever possible, drop their selections under the existing AS 29.65 and apply under this bill instead, as conveyances under this bill would not count against their entitlement, and this strategy would maximize the amount of land the state owes them. "Isolated tracts" is undefined and theoretically any parcel of land adjacent to municipal land could qualify. The fiscal analysis assumes additional obligations of 5,000 acres per year on a perennial basis, resulting in the need for one full-time adjudicator to deal with new applications for isolated tracts as each year's conveyances create new "contiguous" parcels.

Analysis continued on following page...

Prepared by: Jane Angvik, Director *[Signature]* Phone: 269-8503  
 Division: Land Date: 10-Mar-97  
 Approved by Commissioner: *[Signature]* Date: 3-10-97  
 Agency: Natural Resources

Fiscal Analysis SB98 continued...

Cost could be reduced by allowing conveyance of isolated tracts only if a municipality has exhausted its entitlement under existing programs and if the municipality does not have a proposed use that would qualify as a "public purpose" (i.e., unlawful to convey under AS 38.05.810(a) / AS 29.65.100(c)).

DNR owes municipalities over 600,000 acres of land under existing municipal entitlement legislation. This new program would increase that large land debt, which is already an underfunded obligation, a "deferred maintenance" problem to be passed on to future Alaskans. Twelve of the 16 boroughs and unified municipalities can acquire tracts of land (isolated or otherwise) under the existing municipal entitlement statutes because only four of the 16 boroughs' and unified municipalities' land entitlements are fulfilled to date. And even the four whose land debt has been satisfied could acquire isolated parcels, if needed for a "public purpose," under existing state law (AS 38.05.810).

Further, the bill seems to reverse the intent of the existing municipal entitlement program, which allows municipalities to select prime development land so as to encourage development. This bill gives them the incentive to do the opposite. It rewards municipalities that retain ownership of their land conveyances, using them as a foothold to acquire additional "contiguous" land and consolidate municipal land holdings. With the exception of the Mat-Su Borough and (for a brief period) the Kenai Peninsula Borough, municipalities have minimal or nonexistent land disposal programs as it is.

Municipality  
of  
Anchorage



P.O. Box 196650  
Anchorage, Alaska 99519-6650  
Telephone: (907) 343-4431  
Fax: (907) 343-4499

*Rick Mystrom, Mayor*

OFFICE OF THE MAYOR

*D✓*

March 3, 1997

The Honorable Jerry Mackie, Chairman  
Senate Community and Regional Affairs Committee  
State Capitol  
Juneau, AK 99801-1182

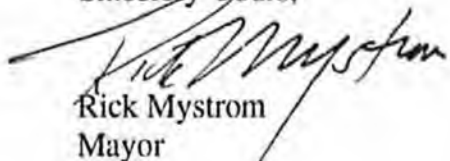
Dear Chairman Mackie:

Recently Senator Loren Leman introduced Senate Bill 98, relating to the conveyance of certain isolated tracts of state land to Boroughs and Unified Municipalities. This bill has been referred to the Community and Regional Affairs Committee.

Senate Bill 98 was introduced at the request of the Municipality of Anchorage and is part of our approved legislative package. However, the bill would also benefit many other municipalities across the state. Because of this, the Alaska Municipal League has unanimously passed a resolution in support of this legislation (attached). In addition, the Department of Natural Resources has indicated it will support the bill.

Your consideration is respectfully requested to schedule the bill at an early date. If we can provide any additional information or otherwise assist in any way, please contact Gary Gustafson, Director of the Heritage Land Bank, at (907) 343-4336. Thank you for your assistance.

Sincerely Yours,



Rick Mystrom  
Mayor

c: Senator Loren Leman  
Senator Dave Donley  
Senator Randy Phillips

*"City of Lights and Flowers"*

A Resolution of the Alaska Municipal League

Resolution 97-11

**A RESOLUTION SUPPORTING LEGISLATION TO PROVIDE FOR THE  
CONVEYANCE OF ISOLATED TRACTS OF STATE LAND TO BOROUGHES  
AND UNIFIED MUNICIPALITIES**

**WHEREAS**, the State of Alaska currently manages isolated tracts of land within the jurisdiction of Boroughs and Unified Municipalities which are vacant, unappropriated and unreserved; and

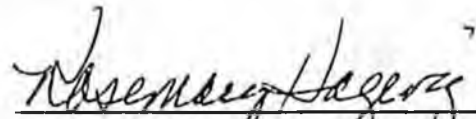
**WHEREAS**, many of these isolated tracts of state land are adjacent to, or in proximity to, land already owned and managed by Boroughs and Unified Municipalities; and

**WHEREAS**, the conveyance of certain isolated tracts of state land to Boroughs and Unified Municipalities will consolidate land ownership patterns, result in more cost effective and efficient land management, or achieve state and local government land use planning objectives; and

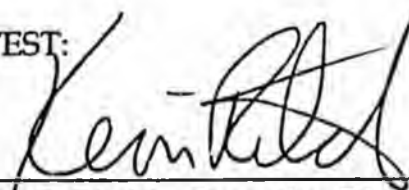
**WHEREAS**, the conveyance of additional land to municipalities will serve local interests, expand the local tax base and enhance local control during the land use decision-making process.

**NOW, THEREFORE, BE IT RESOLVED** by the Alaska Municipal League that the Alaska State Legislature is urged to pass legislation to amend AS 29.65 to provide an opportunity for the conveyance of isolated tracts of vacant, unappropriated and unreserved state land to Boroughs and Unified Municipalities upon a finding that such conveyance will be in the best interest of the state.

**PASSED and APPROVED** November 22, 1996.

  
\_\_\_\_\_  
Rosemary Hagevig, President

ATTEST:

  
\_\_\_\_\_  
Kevin C. Ritchie, Executive Director

0-LS0529\F  
Cook  
4/12/97

**CS FOR SENATE BILL NO. 98( )**  
**IN THE LEGISLATURE OF THE STATE OF ALASKA**  
**TWENTIETH LEGISLATURE - FIRST SESSION**

**BY**

**Offered:**  
**Referred:**

**Sponsor(s): SENATOR LEMAN**

**A BILL**  
**FOR AN ACT ENTITLED**

1 **"An Act relating to the conveyance of certain isolated tracts of state land to**  
2 **municipalities; and providing for an effective date."**

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

4 **\* Section 1. AS 29.65 is amended by adding a new section to read:**

5 **Sec. 29.65.085. Conveyance of isolated tracts. (a) Consistent with the best**  
6 **interest of the state, it is the policy of the state to provide municipalities title to**  
7 **isolated tracts of vacant, unappropriated, unreserved land within their boundaries.**

8 **(b) The commissioner of natural resources may convey under this section an**  
9 **isolated tract of vacant, unappropriated, unreserved land within the boundaries of a**  
10 **municipality to the municipality upon application for the tract by the municipality.**  
11 **The commissioner of natural resources shall give special consideration to conveyance**  
12 **of a tract that is contiguous to or near other municipal land. The commissioner of**  
13 **natural resources shall consider the value of the tract to the state and may approve an**  
14 **application for conveyance of the tract only if the commissioner finds that the**

1 conveyance will be in the best interest of the state because the conveyance will:

2 (1) consolidate land ownership patterns;

3 (2) result in more cost-effective and efficient land management;

4 (3) achieve the land use planning objectives of the state and the  
5 municipality in which the tract is located; and

6 (4) not adversely affect present or future interests of the state.

7 (c) An isolated tract of land may not be conveyed under this section to a  
8 municipality unless the general grant land entitlement of that municipality under  
9 AS 29.65.010 - 29.65.030 has been fulfilled. A municipality may only receive a total  
10 amount of land under this section that is equal to or less than 15 percent of the general  
11 grant land entitlement for that municipality under AS 29.65.010 - 29.65.030. *shall*

12 (d) When a tract is conveyed under this section, the commissioner may require  
13 the municipality to pay an amount that is fair, proper, and in the best interests of the  
14 public, but that does not exceed the fair market value of the tract.

15 \* Sec. 2. This Act takes effect July 1, 1997.



# SENATOR LOREN LEMAN

Northwest Anchorage

716 W 4th Ave, Suite 520, Anchorage, AK 99501 (907) 258-8189 Session: State Capitol, Juneau, AK 99801 (907) 465-2095

## SPONSOR STATEMENT

### SENATE BILL 98: CONVEY LAND TO MUNICIPALITIES/BOROUGHES

SB 98 has been introduced at the request of the Municipality of Anchorage. It is intended to address situations where Title 29 land entitlement limits have been satisfied, yet there remain isolated tracts of state land which could be more effectively and efficiently managed by a municipality.

AS 38.05.810 applies when the land needed by a municipality is to be used for public or charitable purposes. This might not always be the case with these isolated land tracts. In fact, the municipalities may opt to sell or lease these tracts, which would mean additional tax income to the municipality.

The statutory land entitlement for Anchorage under Title 29 is 44,893 acres; however, to date the municipality has received only about 23,000 acres of this, along with in lieu payments equal to another 4,000 acres.

The MOA states that it intends SB 98 to be applied in the Girdwood Valley, where state land is located between existing municipal land and national forest land; and a 3-acre parcel (Lot 5A of Community Park) in east Anchorage off East Northern Lights Boulevard.

To transfer the land, the director of the Division of Lands must first make a determination that the conveyance:

- 1) consolidates land ownership patterns
- 2) results in more cost-effective and efficient land management
- 3) achieves the land use planning objectives of the state and municipality in

which the tract is located.

March 17, 1997

Thbks  
and  
Matsun LLO's  
on line

Gary Gustafson  
&

JANE ANVIK  
Dir. Land  
DNR

on line



# SENATOR LOREN LEMAN

Northwest Anchorage

716 W 4th Ave, Suite 520, Anchorage, AK 99501 (907) 258-8189 Session: State Capitol, Juneau, AK 99801 (907) 465-2095

COMMITTEE SUBSTITUTE FOR SB 98  
~~LS0529B~~ dated 4/8/97 by Cook  
(in Senate Community and Regional Affairs Committee)

I. Changes throughout the bill

a) Replace director with "commissioner"

Committee was concerned with giving the director additional authority, and requested this change.

b) Replace "vacant, unappropriated, unreserved land" with "state land" .

Fairbanks North Star Borough is interested in land that doesn't meet the definition of "vacant, unappropriated, unreserved land". Added a definition of isolated land tracts to help define request.

c) Delete "boroughs and unified".

Intention was for this bill to apply to municipalities. Committee agreed.

II. Definition of Isolated Land Tract:

Concern expressed by the Division of Lands that this term was undefined in the original bill. Tracts must be:

- \*not in a statutorily designated area; and
- \*not selected in fulfillment of general grant land entitlement
- or
- \*640 acres or smaller, not contiguous to other state land
- or
- \*larger than 640 acres and contiguous to municipal land

III. Added requirements that:

\*tracts conveyed only to a municipality where the general grant land entitlement has been fulfilled

\*under this program, municipalities may only receive up to 15% more than their general grant land entitlement

0-LS0529B  
Cook  
4/8/97

**CS FOR SENATE BILL NO. 98( )**

**IN THE LEGISLATURE OF THE STATE OF ALASKA**

**TWENTIETH LEGISLATURE - FIRST SESSION**

BY

Offered:  
Referred:

Sponsor(s): SENATOR LEMAN

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act relating to the conveyance of certain isolated tracts of state land to  
2 municipalities; and providing for an effective date."

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

4 \* Section 1. AS 29.65 is amended by adding a new section to read:

5           **Sec. 29.65.085. Conveyance of isolated tracts.** (a) Consistent with the best  
6 interest of the state, it is the policy of the state to provide municipalities title to  
7 isolated tracts of land within their boundaries.

8           (b) The commissioner of natural resources may convey under this section an  
9 isolated tract of land within the boundaries of a municipality to the municipality upon  
10 application for the tract by the municipality. The commissioner of natural resources  
11 shall give special consideration to conveyance of an isolated tract of land that is  
12 contiguous or in proximity to other municipal land. The commissioner of natural  
13 resources may approve an application for conveyance of an isolated tract of land only  
14 if the commissioner finds that the conveyance will be in the best interest of the state

1 because it will satisfy one or more of the following criteria:

2 (1) the conveyance will consolidate land ownership patterns;

3 (2) the conveyance will result in more cost-effective and efficient land  
4 management;

5 (3) the conveyance will achieve the land use planning objectives of the  
6 state and the municipality in which the tract is located.

7 (c) An isolated tract of land may not be conveyed under this section to a  
8 municipality unless the general grant land entitlement of that municipality under  
9 AS 29.65.010 - 29.65.030 has been fulfilled. A municipality may only receive a total  
10 amount of land under this section that is equal to or less than 15 percent of the general  
11 grant land entitlement for that municipality under AS 29.65.010 - 29.65.030.

12 (d) For purposes of this section, "isolated tract of land" means a parcel of state  
13 land that is not in a statutorily designated area, is not selected in fulfillment of a  
14 general grant land entitlement, and is

15 (1) 640 acres or smaller and not contiguous to other state land; or

16 (2) larger than 640 acres and contiguous to municipal land.

17 \* Sec. 2. This Act takes effect July 1, 1997.



# ALASKA STATE LEGISLATURE

## Senate Community & Regional Affairs Committee

State Capitol

Juneau, AK 99801-i182

(907) 465-4989

### COMMITTEE PACKET

SB 98, Convey Land to Muni/Boro

1. Sponsor Statement
2. Bill
3. Fiscal Note Analysis
4. Letters of Support

# STATE OF ALASKA

TONY KNOWLES, GOVERNOR

## DEPARTMENT OF NATURAL RESOURCES

### DIVISION OF LAND

3601 C STREET, SUITE 1122  
ANCHORAGE, ALASKA 99509-5947  
PHONE: (907) 269-8503  
FAX: (907) 269-8904

April 7, 1997

Mr. Gary Gustafson, Director  
Municipality of Anchorage  
Heritage Land Bank  
via Fax to 343-4526

Re: Committee Substitute for Senate Bill 98

Dear Mr. Gustafson:

The Division of Land offers the following comments on the draft Committee Substitute for Senate Bill 98 that you sent to us on April 3.

On page 1, line 6, and elsewhere, by replacing "unified municipalities and boroughs" with "municipalities", the number of municipalities potentially eligible under this bill increases from 16 to at least 44. This significantly increases the state's obligations under this bill, increases DNR's workload, and will add to the backlog of unprocessed municipal entitlement requests. We are revising the fiscal note for the bill to reflect this.

On page 1, line 7, do not delete the phrase "vacant, unappropriated, and unreserved (VUU) state land". This deletion was not discussed at the March 19 Senate Community and Regional Affairs teleconference and is not appropriate. The state should give land to municipalities only if it is VUU defined in AS 29.65. DNR should not give municipalities land that has been classified for retention in state ownership for a public purpose.

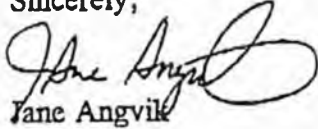
On page 2, line 10, the addition of a 15% limit will create an expectation that all municipalities will be entitled to receive a 15% increase in their entitlements. This will create an additional debt by the state to municipalities and will require DNR to set up a new tracking system for all municipalities. We prefer to reduce the size of what is defined as an "isolated tract" and to delete this 15% cap.

Additionally, on page 2, lines 12-15, the definition of an "isolated tract" is way too broad. Essentially any parcel of state land could qualify for municipal ownership under the proposed definition. We recommend that the definition be: "a parcel of vacant, unappropriated, and unreserved state land that is 40 acres or smaller".

We are aware of the Municipality of Anchorage's desire to acquire land in the Glacier-Winner creeks area near Girdwood, but feel this legislation is not the appropriate mechanism. The Girdwood parcel of state land is over 5,000 acres, and is too near an urban area to be considered

isolated. To apply to this 5,000 plus acre parcel, this legislation will need to broadly define an "isolated tract", which will create a large future obligation of the state to fulfill to other municipalities. The Municipality should consider addressing the Glacier-Winner creeks parcel through separate legislation.

Sincerely,



Jane Angvik  
Director

cc: Senator Loren Leman  
Senate Community and Regional Affairs Committee  
Carol Carroll, DNR Juneau  
Marty Rutherford, Deputy Commissioner

Dave:

Witnesses for SB 98: Isolated Land Tracts

Gus Gustafson, Director Heritage Land Bank, Municipality of Anchorage  
Please teleconference to ANCHORAGE LIO so that Mr. Gustafson can testify

Kevin Ritchie, Executive Director, Alaska Municipal League  
Will be in Juneau to testify

There may be a request from the Fairbanks North Star Borough to add on to the teleconference, but no one has confirmed that with me, yet.

Annette  
3844

March 17, 1997



217 Second Street, Suite 200 ■ Juneau, Alaska 99801 ■ Tel (907) 586-1325, Fax (907) 463-5480

March 5, 1997

MAR 06 1997

Senator Loren Lemam  
State Capitol  
Juneau, AK 99811

Dear Senator Lemam:

Thank you for introducing SB 98, relating to the conveyance of certain isolated tracts of state land to boroughs and unified municipalities. The Alaska Municipal League supports this legislation, as evidenced by our resolution #97-11 (enclosed).

SB 98 allows the state to convey isolated tracts of land within the boundaries of a borough which will consolidate land ownership patterns and provide for more cost effective and efficient land management.

We appreciate your continued support of local governments in Alaska. If you have any questions on this or other municipal issues, please let me know.

Sincerely,

A handwritten signature in black ink, appearing to read 'Kevin C. Ritchie', with a long horizontal line extending to the right.

Kevin C. Ritchie  
Executive Director

Enclosures

c:/jk/leg97/SB98ltr.doc

5B 98

1. ~~Boroughs & District~~  
Municipalities

2. Director vs  
Commissioner

3. Value of  
land: asset of  
state. What does  
state get?

*Jan  
Prick* DNR: operating Budget  
down. concerned about  
new responsibility  
Triggering municipalities to  
dispose of existing  
muni land.

1. Best interest  
finding.  $\Rightarrow$  value

Land valuation  
Anvik

2. § 1 La 6  
6-24 cities  
who were subdivided  
land req.

$\downarrow$  15%  $\Rightarrow$  devaluation  
of isolated tracts

Define "isolated"  
Concerned as loophole  
for muni to pad  
land entitlements

Compensation all other  
land disposal is  
for "fair market  
value"  
Director of Authority

Also, isolated tracts can  
be used in land  
exchanges.



# ALASKA STATE LEGISLATURE

## Senate Community & Regional Affairs Committee

State Capitol

Juneau, AK 99801-1182

(907) 465-4969

### COMMITTEE PACKET

SB 139, State Aid for Vol. Fire Depts.

1. Sponsor Statement
2. Bill Sectional
3. Bill
4. Amendment
5. Fiscal Note Analysis

# Alaska State Legislature



## Committee Membership

Senate Finance  
Senate Resources  
Senate Rules  
Legislative Budget & Audit

*Senator John Torgerson*

District Address:  
145 Main St. Loop; Ste. 226  
Kenai, AK 99611  
(907) 283-2690  
fax 283-9267

Session Address:  
State Capitol: Room 514  
Juneau, AK 99801-1182  
(907) 465-2828  
fax 465-4779

## SPONSOR STATEMENT

### SB 139 - AID TO VOLUNTEER FIRE DEPARTMENTS

Senate Bill 139 revises current statutes which limits funding for volunteer fire departments to those which are not in an organized municipality. This bill, when enacted, would provide for payment to any volunteer fire department and not be restricted to only those in the unorganized area. The payment amount remains the same, \$10.00 per capita for the population served, as determined by the state fire marshal.

It has come to my attention that there are a number of small, volunteer fire departments in Alaska which are not the beneficiary of this existing program. They are within an organized borough, but receive no financial support from either the borough or applicable municipality. There are also some who receive very limited financial support from either source.

I am of the opinion that this support for volunteer fire departments should extend to all areas of the state and not just those in the unorganized areas. Certainly, public safety is a high priority and should encompass all peoples.

SS: SB 139: S(CRA) 3/17/97: mj

*Representing the Kenai Peninsula*

# Alaska State Legislature



## Committee Membership

Senate Finance  
Senate Resources  
Senate Rules  
Legislative Budget & Audit

*Senator John Torgerson*

**District Address:**  
145 Main St. Loop; Ste. 226  
Kenai, AK 99611  
(907) 283-2690  
fax 283-9267

**Session Address:**  
State Capitol: Room 514  
Juneau, AK 99801-1182  
(907) 465-2828  
fax 465-4779

## Sectional Analysis

### SB 139 - AID TO VOLUNTEER FIRE DEPARTMENTS

**Section 1:** Deletes language which specifies that recipients can not be in an organized municipality.

**Section 2:** Effective date of the legislation.

SENATE BILL NO. 139

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTIETH LEGISLATURE - FIRST SESSION

BY SENATOR TORGERSON

Introduced: 3/13/97

Referred: CRA, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to state aid to volunteer fire departments; and providing for  
2 an effective date."

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

4 \* Section 1. AS 29.60.130 is amended to read:

5 Sec. 29.60.130. State aid to volunteer fire departments [NOT IN  
6 ORGANIZED MUNICIPALITY]. (a) The department shall pay to a volunteer fire  
7 department registered with the state fire marshal [AND SERVING AN AREA NOT  
8 IN AN ORGANIZED MUNICIPALITY] a sum for protection purposes equal to \$10  
9 per capita for the population served by the fire department, as determined by the state  
10 fire marshal.

11 (b) A grant shall be made under (a) of this section to facilitate the organization  
12 of a volunteer fire department [IN AN AREA NOT IN AN ORGANIZED  
13 MUNICIPALITY.] upon application of the proposed fire protection group to the state  
14 fire marshal and upon approval of applications according to standards of organization

- 1 and service prescribed by regulations adopted by the state fire marshal.
- 2 \* Sec. 2. This Act takes effect July 1, 1997.

Jensen, Nevada

Include volunteer EMS in bill

Craig Lewis, HB 125  
Add

add volunteer EMS ambulance services

ch 27

160  
115-118

cert. and amb services

A M E N D M E N T

OFFERED IN THE SENATE

BY SENATOR TORGERSON

TO: SB 139

1 Page 1, line 7:

2 Delete "registered with the state fire marshal ["

3 Insert "[REGISTERED WITH THE STATE FIRE MARSHAL"

4 Page 1, line 10, following "marshal":

5 Insert "if the fire department is serving an area in

6 (1) the unorganized borough outside of a city; or

7 (2) a municipality, and the fire department did not receive funds

8 from a municipality during the previous fiscal year"

9 Page 1, line 14:

10 Delete "upon

11 Insert "[UPON]"

12 Page 2, line 1, following "marshal":

13 Insert "if the proposed fire department will serve an area in

14 (1) the unorganized borough outside of a city; or

15 (2) a municipality, and the fire department will not receive funds

16 from a municipality during the fiscal year in which it is organized"

# FISCAL NOTE

Revision Date: \_\_\_\_\_ Dept. Affected: Community & Regional Affairs  
 Title: An Act relating to state aid to volunteer fire departments; and providing for ... BRU: none  
 Component: none  
 Sponsor: SENATOR TORGERSON  
 Requestor: Senate CRA Committee COMPONENT SERIAL NO. \_\_\_\_\_

Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

<b>CAPITAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>
----------------	------------	------------	------------	------------	------------	------------

REVENUE FUND SOURCE:						
----------------------	--	--	--	--	--	--

FUNDING: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

POSITIONS:

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

Estimate of current (FY97) impact \$ none

**ANALYSIS:** (Attach a separate page if necessary)

This legislation expands the State Revenue Sharing Miscellaneous Entitlement Sharing for volunteer fire departments to include those located inside boroughs. The department believes the additional administrative requirements resulting from this change are not significant and can be absorbed by existing program staff. This legislation would have no fiscal impact on the department.

Prepared by: Remond Henderson, Director *Remond Henderson* Phone: 465-4708  
 Division: Division of Administrative Services Date: 3/18/97  
 Approved by Commissioner: *Mike Sullivan* Date: 3/18/97  
 Agency: Community & Regional Affairs

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE  
 For further distribution information call the Governor's Legislative Office



# SENATOR LOREN LEMAN

Northwest Anchorage

716 W 4th Ave, Suite 520, Anchorage, AK 99501 (907) 258-8189 Session: State Capitol, Juneau, AK 99801 (907) 465-2095

## COMMITTEE SUBSTITUTE FOR SB 98

LS0529\B dated 4/8/97 by Cook

(in Senate Community and Regional Affairs Committee)

### I. Changes throughout the bill

#### a) Replace director with "commissioner"

Committee was concerned with giving the director additional authority, and requested this change.

#### b) Replace "vacant, unappropriated, unreserved land" with "state land"

Fairbanks North Star Borough is interested in land that doesn't meet the definition of "vacant, unappropriated, unreserved land". Added a definition of isolated land tracts to help define request.

#### c) Delete "boroughs and unified".

Intention was for this bill to apply to municipalities. Committee agreed.

### II. Definition of Isolated Land Tract:

Concern expressed by the Division of Lands that this term was undefined in the original bill. Tracts must be:

\*not in a statutorily designated area; and

\*not selected in fulfillment of general grant land

entitlement

\*640 acres or smaller, not contiguous to other state land

or

\*larger than 640 acres and contiguous to municipal land

### III. Added requirements that:

\*tracts conveyed only to a municipality where the general grant land entitlement has been fulfilled

\*under this program, municipalities may only receive up to 15% more than their general grant land entitlement

0-LS0529AB  
Cook  
4/8/97

CS FOR SENATE BILL NO. 98( )  
IN THE LEGISLATURE OF THE STATE OF ALASKA  
TWENTIETH LEGISLATURE - FIRST SESSION

BY

Offered:  
Referred:

Sponsor(s): SENATOR LEMAN

A BILL  
FOR AN ACT ENTITLED

1 "An Act relating to the conveyance of certain isolated tracts of state land to  
2 municipalities; and providing for an effective date."

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

4 \* Section 1. AS 29.65 is amended by adding a new section to read:

5 Sec. 29.65.085. Conveyance of isolated tracts. (a) Consistent with the best  
6 interest of the state, it is the policy of the state to provide municipalities title to  
7 isolated tracts of land within their boundaries.

8 (b) The commissioner of natural resources may convey under this section an  
9 isolated tract of land within the boundaries of a municipality to the municipality upon  
10 application for the tract by the municipality. The commissioner of natural resources  
11 shall give special consideration to conveyance of an isolated tract of land that is  
12 contiguous or in proximity to other municipal land. The commissioner of natural  
13 resources may approve an application for conveyance of an isolated tract of land only  
14 if the commissioner finds that the conveyance will be in the best interest of the state

1 because it will satisfy one or more of the following criteria:

2 (1) the conveyance will consolidate land ownership patterns;

3 (2) the conveyance will result in more cost-effective and efficient land  
4 management;

5 (3) the conveyance will achieve the land use planning objectives of the  
6 state and the municipality in which the tract is located.

7 (c) An isolated tract of land may not be conveyed under this section to a  
8 municipality unless the general grant land entitlement of that municipality under  
9 AS 29.65.010 - 29.65.030 has been fulfilled. A municipality may only receive a total  
10 amount of land under this section that is equal to or less than 15 percent of the general  
11 grant land entitlement for that municipality under AS 29.65.010 - 29.65.030.

12 (d) For purposes of this section, "isolated tract of land" means a parcel of state  
13 land that is not in a statutorily designated area, is not selected in fulfillment of a  
14 general grant land entitlement, and is

15 (1) 640 acres or smaller and not contiguous to other state land; or

16 (2) larger than 640 acres and contiguous to municipal land.

17 \* Sec. 2. This Act takes effect July 1, 1997.

**SENATE BILL NO. 98**

**IN THE LEGISLATURE OF THE STATE OF ALASKA**

**TWENTIETH LEGISLATURE - FIRST SESSION**

**BY SENATOR LEMAN**

**Introduced: 2/21/97**

**Referred: CRA, Resources, Finance**

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act relating to the conveyance of certain isolated tracts of state land to  
2 boroughs and unified municipalities; and providing for an effective date."

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

4 \* Section 1. AS 29.65 is amended by adding a new section to read:

5           **Sec. 29.65.085. Conveyance of isolated tracts.** (a) Consistent with the best  
6 interest of the state, it is the policy of the state to provide boroughs and unified  
7 municipalities title to isolated tracts of vacant, unappropriated, unreserved land within  
8 their boundaries.

9           (b) The director may convey isolated tracts of vacant, unappropriated,  
10 unreserved land within the boundaries of a borough or unified municipality to the  
11 municipality upon application for the tract by the municipality. The director shall give  
12 special consideration to conveyance of a tract of land that is contiguous or in proximity  
13 to other municipal land. The director may approve an application for conveyance of  
14 an isolated tract of land only if the director finds that the conveyance will be in the

1  
2  
3  
4  
5  
6  
7  
8  
9  
10

best interest of the state because it will satisfy one or more of the following criteria:

- (1) the conveyance will consolidate land ownership patterns;
- (2) the conveyance will result in more cost-effective and efficient land management;
- (3) the conveyance will achieve the land use planning objectives of the state and the municipality in which the tract is located.

*shall Wilkows*

(c) Tracts of land conveyed under this subsection may not be considered in fulfilling the general grant land entitlement of a borough or unified municipality under AS 29.65.010.

\* Sec. 2. This Act takes effect July 1, 1997.