

SB

1900

SENATE COMMITTEE REPORT First Committee of Referral

DATE: 4/16/03

FURTHER: Resources

Date of 5-Day Notice: 1/15/04
(in accordance with Uniform Rule 23)

DATE TURNED
IN TO OFFICE: 1/21/04

State Affairs Committee considered SENATE BILL NO. 190

SB 190 KENAI RIVER SPECIAL MANAGEMENT AREA

"An Act adding certain state-owned land and water to the Kenai River Special Management Area; relating to the mineral estate of the state-owned land and water in the Kenai River Special Management Area; amending the qualifications for members of the Kenai River Special Management Area advisory board; and providing for an effective date."

and recommends:

- be replaced with _____ CS SB 190 (STA)
- adopt previous _____ CS _____ (_____)
- attached amendment(s)
- adopt Letter of Intent by _____ Committee
- further referral to _____ Committee

Senate Bill:

same title

new title

House Bill:

same title

technical title

new: SCR # _____

NEW FISCAL NOTE(S):

Department	Date	Fiscal	Zero	FN#
DNR	1/20/04		✓	1
F&G	1/16/04		✓	2

PREVIOUS FISCAL NOTE(S):

Department	Date	Fiscal	Zero	FN#

APPROPRIATION - no fiscal note

SIGNATURES AND RECOMMENDATIONS:	DO PASS	DO NOT PASS	NO REC	AMEND
<i>[Signature]</i>	✓			
<i>[Signature]</i>	✓			
<i>[Signature]</i>			✓	
CHAIR: <i>[Signature]</i>	✓			

FISCAL NOTE

STATE OF ALASKA
2004 LEGISLATIVE SESSION

Fiscal Note Number: _____
 Bill Version: SB190-DNR-PARKS-01-204
 () Publish Date: _____

Revision Date/Time (Note if correction): _____ Dept. Affected: Natural Resources
 Title Kenai River Special Management Area RDU Parks & Recreation Mgt.
 Component Parks Management
 Sponsor Sen. Wagoner
 Requester (S) STA Component No. 452

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2005	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ()						
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FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type--Do not abbreviate)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2004) cost: 0.0
 Check this box (X) if funding for this bill is included in the Governor's FY 2005 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

This bill adds a number of parcels of land in the lower Kenai River area to the Kenai River Special Management Area (KRSMA). These lands are currently being managed by the Division of Parks and Outdoor Recreation. The proposed additions include a portion of those envisioned in both the 1997 Revised Kenai River Comprehensive Management Plan, adopted by DNR in 1997, and the Kenai Area Plan adopted by DNR in 2000. The bill also excludes state or federal employees from serving as public members of the Advisory Board.

There is no fiscal impact anticipated with implementation of this legislation.

Prepared by: Pete Panarese Phone 269-8700
 Division: Parks Date/Time 1/20/04
 Approved by: Thomas Irwin, Commissioner Date 1/20/04
 Agency: Natural Resources

FISCAL NOTE

STATE OF ALASKA
2004 LEGISLATIVE SESSION

Fiscal Note Number: _____
 Bill Version: SB 190
 () Publish Date: _____

Revision Date/Time (Note if correction): _____ Dept. Affected: Fish and Game
 Title Kenai River Special Management Area RDU Sport Fisheries
 Component Sport Fisheries Habitat
 Sponsor Senator Waggoner
 Requester Senate State Affairs Component No. 2698

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2005	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ()						
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FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
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Other (Specify Type--Do not abbreviate)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2004) cost: 0.0
 Mark this box (X) if funding for this bill is included in the Governor's FY 2005 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)
 Passage of this legislation would have no fiscal impact.

Prepared by: Kelly Hepler, Director Phone 465-4180
 Division Sport Fish Date/Time 1/16/04 4:18 PM
 Approved by: Commissioner Kevin Duffy Date 1/16/2004
 Agency Alaska Department of Fish & Game

ALASKA STATE LEGISLATURE



Official Business

SENATOR THOMAS H. WAGONER

- Co-Chair, Senate Resources Committee
- Co-Chair, Senate Transportation Committee
- Vice-Chair, Senate Community and Regional Affairs Committee
- Member, Legislative Council

Session: January – May

State Capitol, #427

Juneau, AK 99801

Phone: 907-465-2828 Fax: 907-465-4779

Interim: May – December

145 Main Street Loop; Suite 226

Kenai, AK 99611

Phone: 907-283-7996 Fax 907--283-3075

Sponsor Statement

SB 190

“An Act adding certain state-owned land and water to the Kenai River Special Management Area; relating to the mineral estate of the state-owned land and water in the Kenai River Special Management Area advisory board; and providing for an effective date.”

To provide the protection and management of the Kenai River system called for in the comprehensive management plan, certain state-owned land must be Legislatively added to the boundary of the Kenai River Special Management Area (KRSMA). KRSMA is managed as a unit of the Alaska State Parks system in the Department of Natural Resource under AS 41.21.500.

The lands that Senate Bill 190 will add to the Kenai River Special Management Area are primarily the 536 acres acquired as habitat and recreation lands under funds from the Exxon Valdez Oil Spill settlement. There are also a few isolated tracts of state land that had been overlooked during the initial 1984 KRSMA legislation.

This bill also changes the structure of the KRSMA advisory board. Originally representatives from state and federal agencies could be appointed to the board. SB 190 changes AS 41.21.510(b) so members of user groups, resident property owners and municipalities make up the advisory board, not members of state or federal agencies.

Existing park staff assigned to the Kenai River Special Management Area is adequate to cover additional management responsibilities and there are no new facilities proposed for these additional lands.

ALASKA STATE LEGISLATURE



Official Business

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Sectional Analysis SB 190

“An Act adding certain state-owned land and water to the Kenai River Special Management Area; relating to the mineral estate of the state-owned land and water in the Kenai River Special Management Area; amending the qualifications for members of the Kenai River Special Management Area advisory board; and providing for an effective date.”

Section 1 States that the purpose of SB 190 is to add certain state-owned land and water to the Kenai River Special Management Area

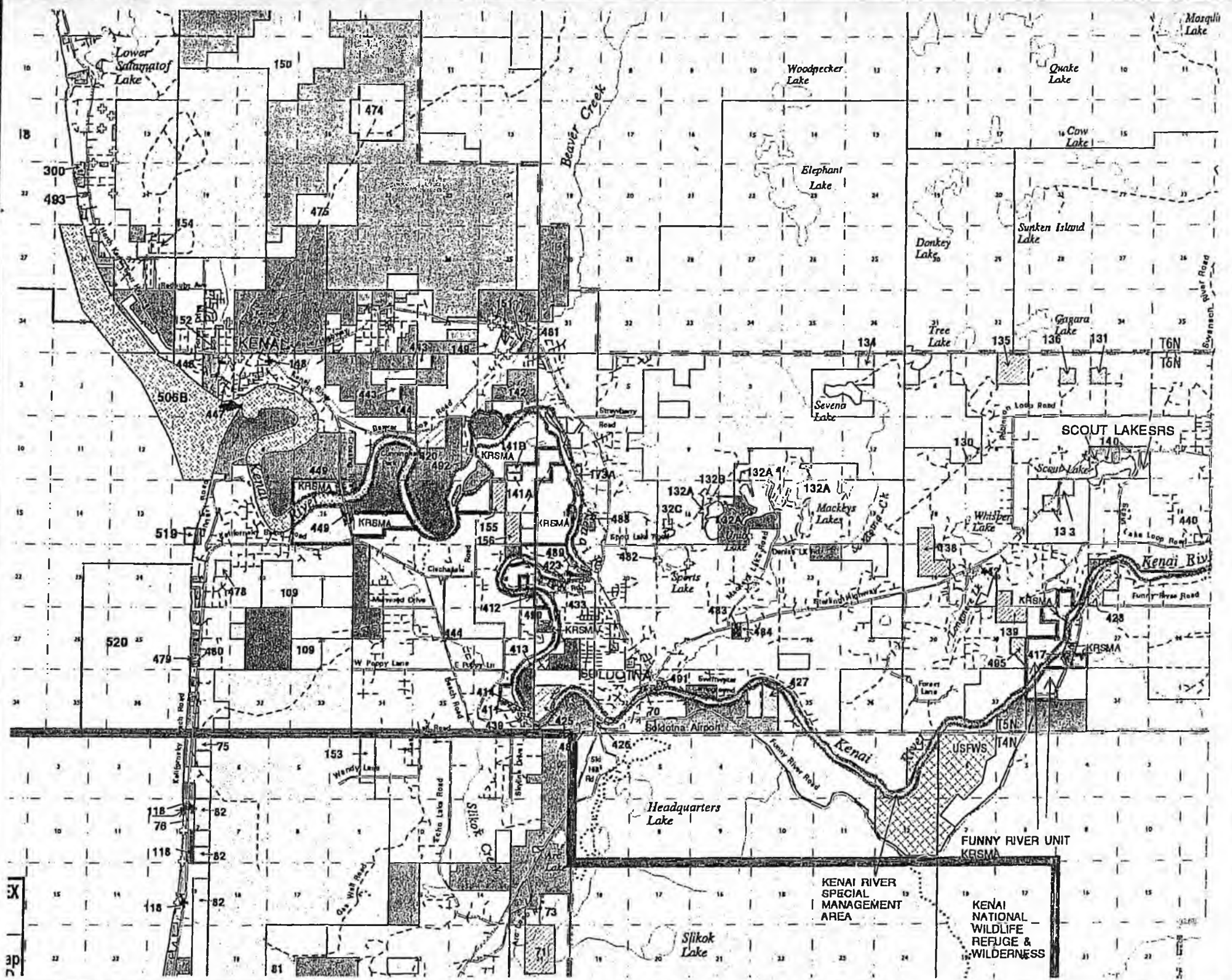
Section 2 Amends AS 41.21.502(a)(4)(L) by adding in the parcels of land that will be in the Kenai River Special Management Area. These are primarily EVOS lands, with a couple parcels that were left out of the original bill.

Section 3 Amends AS 41.21.502(c) which states that oil and gas leasing is open on these lands as long as the oil and gas leasing statute AS 38.05.180 is followed, and that other mineral entry under AS 38.05.180 – 38.05.275 is closed.

Section 4 Amends AS 41.21.510(b), which is the set up of the KRSMA advisory board. A person working for the federal or state government will not be able to have a position on the advisory board any longer.

Section 5 Immediate effective date.

THE
FOLLOWING
DOCUMENT(S)
ARE
POOR
ORIGINAL
COPIES



IX
3D

KENAI RIVER
SPECIAL
MANAGEMENT
AREA

FUNNY RIVER UNIT
KRSMA

KENAI
NATIONAL
WILDLIFE
REFUGE &
WILDERNESS

Proposed Additions to Kenai River Special Management Area (KRSMA)

Unit #	Region	Name of Unit	OSL/ EVOS/ DJ	General State land	National Forest Community Grant	Currently managed by DOPOR (under ILMA)	Acreage of Each Unit
141B	05	Kenai R. floodplain N. of Heather Ave., adjoining Eagle Rock Unit		X			19
142	05	Eagle Rock, north shore Kenai River		X			19
378	02	Lakeview-- Mouth of Victor Creek on Kenai Lake			X		15
380A	02	South and Lower Trail Lake; existing boat launch & trailhead to Vagt			X		1
380D	02	South of ARR Bridge on East Shore Upper Trail Lake			X		98
380E	02	Upper Trail Lake, south arm, east shore			X		111
380G	02	Lower Trail Lake, narrow channel			X		1,172
380J	02	Trail River corridor & Kenai L. shore north of USFS Center			X		116
380K	02	Kenai Lake Shore--S. of USFS Work Center			X		8
382A	02	Five parcels; 2 promontories, ball diamond, boat launch shore access			X		31
382D	02	Lake front, Moose Pass townsite			X		3
383A	02	Mouth of Schilter Creek and north shore of Kenai Lake			X		628
384	02	Moose Creek & Upper Trail Lake Wayside			X		129
387	02	Small lakefront parcel on narrow reach of Upper Trail Lake			X		1
388	04	Cooper Lake, southeast end			X		1,426
390	04	West shore Kenai Lake			X		2,027
391A	04	One of numerous parcels on Kenai River & north shore of Kenai Lake			X	X	8
391B	04	One of numerous parcels on Kenai River & north shore of Kenai Lake			X	X	57
391C	04	One of numerous parcels on Kenai River & north shore of Kenai Lake			X	X	7
391D	04	One of numerous parcels on Kenai River & north shore of Kenai Lake			X	X	44
391E	04	One of numerous parcels on Kenai River & north shore of Kenai Lake			X	X	8
391G	04	One of numerous parcels on Kenai River & north shore of Kenai Lake			X	X	7
391H	04	One of numerous parcels on Kenai River & north shore of Kenai Lake			X	X	2
391I	04	One of numerous parcels on Kenai River & north shore of Kenai Lake			X	X	4
391J	04	One of numerous parcels on Kenai River & north shore of Kenai Lake			X	X	1
391K	04	One of numerous parcels on Kenai River & north shore of Kenai Lake			X	X	1
391L	04	North shore of lake: steep shoreline below Sterling Highway			X	X	72
391M	04	Lake frontage at Quartz Creek, summer cabins			X	X	9
391N	04	West shore, along Snug Harbor Road E. of subdivision			X	X	94
391Q	04	North shore of lake: frontage at airstrip and east of USFS campground			X	X	6
392A	04	Riparian corridor Cooper Creek			X		46

392B	04	Riparian corridor; Bean Creek				X		100
392C	04	Riparian corridor; Shackelford Creek				X		46
392D	04	Riparian corridor; Quartz Creek				X		173
392E	04	Riparian corridor; Daves Creek				X		28
392F	04	Riparian corridor; Crescent Creek				X		44
392G	04	Riparian corridor; Dry Creek				X		65
393	04	Mouth of Juneau Creek and Bean Creek				X		230
394A	04	North shore of Kenai R. 2.5 mile stretch downstream from Cooper Cr.				X		237
394C	04	River & highway frontage between Cooper Cr. camp & Gwyn's Lodge				X		82
394D	04	Wetlands west of Gwyn's Lodge on Sterling Highway				X		40
397	04	East Quartz Creek, Tract A; 1 mile SE of Quartz Creek near Kenai				X	X	3
405	02	Johnson Pass Trail & North Shore of Upper Trail Lake				X		871
407	02	Slivers of land between ARR & ordinary high water of Upper Trail				X		6
408B	04	Quartz and Daves Creek lowlands, 38.5-40 miles along Sterling Hwy.				X		496
411	05	Parcel along Upper Kenai River				X		9
412	05	Parcel along Upper Kenai River				X		7
413	05	College Hole; southeast bank along Upper Kenai River	X					8
420	05	Kenai River Mi. 7, north bank, 3 miles SE of Kenai on Beaver Loop	X					100
423	05	On Big Eddy of Kenai River, 1.2 miles N. of Soldotna	X					21
425	05	Girves property on Kenai River, 1 mi. W. of Sterling Hwy. & 1 mi.	X					110
426	05	Sterling Highway Bridge, south bank of Kenai River, west of	X					6
427	05	Kenai River Mi 24 at Mi 3 of Funny River Road	X					36
428	05	Kenai River Ranch, S. of Kenai River at Funny R. Road, MP 13	X					146
433	05	Big Eddy at Kenai River at Mi. 14.5; approx. 1.8 miles from Soldotna	X					2
439	05	ADFG OSL parcel	X					1
488	05	EVOS Small Parcel Larry's Fishing Hole	X					27
491	05	EVOS Small Parcel, Mullen Homestead River Addition Phase 1	X					8
495	05	Brindley View and Glen View Subdivision lots	X					72
		Total						9,144 ¹

¹ This figure includes uplands only. It does not include proposed addition shorelands (Unit 608, Trail Lakes and River) that encompass 1,447 acres that were acquired under the Statehood Act and Submerged Lands Act.