

LEG. FINANCE - BILLS 1981 - 1982 1720  
SB 794 - SSSB 790 1720

# COMMITTEE REPORT

## SENATE

4/19/82

FURTHER: None

Date: 4/19/82

Mr. President:

The Committee on FINANCE has had SB 794  
establishing certain area as units of the state marine park system

under consideration and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass  do not pass
- do pass with attached amendments(s)
- replace with CS for SB 794 (Am)  same title  
 new title  
and recommends DO PASS
- AND attaches a "Letter of Intent"  New Fiscal Note
- reports it back without recommendation
- referred to the \_\_\_\_\_ Committee

- 0 -

MEMBERS SIGNING  
DO PASS

MEMBERS HAVING  
OTHER RECOMMENDATIONS:

\_\_\_\_\_  
McClain  
\_\_\_\_\_  
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\_\_\_\_\_

McClain  
CHAIRMAN

Bradley  
4/30/82

Original sponsors: Fischer and Sturgulewski

1 IN THE SENATE

BY THE FINANCE COMMITTEE

2 CS FOR SENATE BILL NO. 794 (Finance)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the management of state land for  
7 marine parks and game sanctuaries; and providing for an  
8 effective date."

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

10 \* Section 1. AS 41.20 is amended by adding new sections to read:

11 ARTICLE 16. ALASKA MARINE PARK SYSTEM.

12 Sec. 41.20.506. DECLARATION OF PURPOSE. The purpose of  
13 AS 41.20.506 - 41.20.520 is to establish, subject to valid existing  
14 rights, the state-owned or acquired land and water described in AS 41.-  
15 20.520 as units of the Alaska marine park system. The primary purposes  
16 in establishing the land and water areas described in AS 41.20.520 as  
17 units of the Alaska marine park system are to

- 18 (1) maintain natural, cultural, and scenic values;  
19 (2) maintain fish and wildlife resources;  
20 (3) develop recreational uses and recreational facilities;  
21 (4) promote and support tourism in the state.

22 Sec. 41.20.515. DESIGNATION OF MANAGEMENT RESPONSIBILITY. (a)  
23 The state land and water described in AS 41.20.520 is assigned to the  
24 Department of Natural Resources for control, maintenance, and develop-  
25 ment consistent with the purposes and provisions of AS 41.20.506 -  
26 41.20.520.

27 (b) The Department of Fish and Game is responsible for the manage-  
28 ment of fish and game resources in units of the Alaska marine park  
29 system consistent with the purposes of AS 41.20.506 - 41.20.520. The

Bradley  
4/30/82

Original sponsors: Fischer and Sturgulewski

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22 Sec. 41.20.515. DESIGNATION OF MANAGEMENT RESPONSIBILITY. (a)  
23 The state land and water described in AS 41.20.520 is assigned to the  
24 Department of Natural Resources for control, maintenance, and develop-  
25 ment consistent with the purposes and provisions of AS 41.20.506 -  
26 41.20.520.

27 (b) The Department of Fish and Game is responsible for the manage-  
28 ment of fish and game resources in units of the Alaska marine park  
29 system consistent with the purposes of AS 41.20.506 - 41.20.520. The

1 Department of Fish and Game shall consult with the Department of Natural  
2 Resources before adoption of regulations governing fish and game manage-  
3 ment in a unit of the Alaska marine park system.

4 (c) The Department of Natural Resources shall develop a management  
5 plan for each unit of the Alaska marine park system to determine the  
6 specific purposes and uses for the unit. During the preparation of a  
7 management plan for a unit of the Alaska marine park system, the commis-  
8 sioner of natural resources shall give written notice to and consult  
9 with the Department of Fish and Game, with proximately located municipi-  
0 palities, with proximately located private landowners, with the United  
1 States Forest Service, and with organizations concerned with conserva-  
2 tion, recreation, and tourism, and other interested parties. The com-  
3 missioner of natural resources shall hold a public hearing on the  
4 management plan in a community proximately located to the unit of the  
5 Alaska marine park system.

6 (d) The commissioner of natural resources may not restrict the  
7 exercise of fishing or hunting rights permitted under law or under a  
8 regulation of the Board of Fisheries or of the Board of Game within a  
9 unit of the Alaska marine park system.

0 (e) The commissioner of natural resources may allow the develop-  
1 ment of aquaculture facilities within a unit of the Alaska marine park  
2 system.

3 (f) The commissioner of natural resources may enter into a co-  
4 operative agreement for the management of a unit of the Alaska marine  
5 park system with a federal agency, with a municipality of the state, or  
6 with a proximately located private landowner for a purpose stated under  
7 AS 41.20.020(7).

8 (g) In the management of a unit of the Alaska marine park system  
9 the commissioner of natural resources shall consult and cooperate with a

1 Native corporation that owns an historical or cultural site granted  
2 under sec. 14(h)(1) of the Alaska Native Claims Settlement Act (43  
3 U.S.C. sec. 1613(h)(1)) and that is proximately located to a unit of the  
4 Alaska marine park system. In the management of a unit of the Alaska  
5 marine park system the commissioner of natural resources shall address  
6 the potential conflicts with the cultural and historical values of land  
7 granted to a Native corporation under sec. 14(h)(1) of the Alaska Native  
8 Claims Settlement Act and shall provide for appropriate protection to  
9 these values.

10 (h) Nothing in AS 41.20.506 - 41.20.520 precludes use of or access  
11 to adjacent privately owned land.

12 Sec. 41.20.520. DESIGNATED LAND AND WATER. The state-owned land  
13 and water and that land and water acquired by the state in the future  
14 lying within the following described parcels are designated as units of  
15 the Alaska marine park system:

16 (1) Bettles Bay Marine Park

17 Township 10 North, Range 6 East, Seward Meridian

18 Section 12: S1/2SW1/4, SW1/4SE1/4

19 Section 13: NW1/4, W1/2NE1/4, N1/2SW1/4, NW1/4SE1/4

20 Section 14: N1/2SE1/4, S1/2NE1/4, NE1/4NE1/4

21 (2) Decision Point Marine Park

22 Township 8 North, Range 5 East, Seward Meridian

23 Section 1: All

24 Section 11: NE1/4, N1/2SE1/4

25 Section 12: N1/2, N1/2S1/2

26 Township 8 North, Range 6 East, Seward Meridian

27 Section 5: SW1/4

28 Section 6: All

29 Section 7: N1/2, N1/2S1/2

1 Section 8: N1/2, N1/2S1/2

2 (3) Entry Cove Marine Park

3 Township 8 North, Range 6 East, Seward Meridian

4 Section 2: S1/2

5 Section 3: SE1/4, S1/2SW1/4

6 Section 10: N1/2

7 Section 11: N1/2

8 (4) Oliver Inlet Marine Park

9 Township 43 South, Range 68 East, Copper River Meridian

0 Section 28: SW1/4

1 Section 32: E1/2E1/2

2 Section 33: NW1/4, W1/2SW1/4

3 (5) Sawmill Bay Marine Park

4 Township 9 South, Range 9 West, Copper River Meridian

5 Section 22: E1/2SE1/4, SW1/4SE1/4

6 Section 23: SW1/4, S1/2NW1/4, NE1/4NW1/4, W1/2NE1/4

7 Section 26: W1/2

8 Section 27: E1/2 S1/2SW1/4

9 Section 28: E1/2SE1/4

0 Section 33: NE1/4NE1/4

1 Section 34: N1/2, SE1/4, N1/2SW1/4, SE1/4SW1/4

2 Section 35: W1/2

3 Township 10 South, Range 9 West, Copper River Meridian

4 Section 3: N1/2NE1/4

5 (6) Shoup Bay Marine Park

6 Township 8 South, Range 7 West, Copper River Meridian

7 Section 30: W1/2W1/2

8 Section 31: W1/2W1/2

9 Township 8 South, Range 8 West, Copper River Meridian

1 Section 25: All

2 Section 26: All

3 Section 27: E1/2

4 Section 34: E1/2

5 Section 35: All

6 Section 36: All

7 Township 9 South, Range 8 West, Copper River Meridian

8 Section 1: N1/2NW1/4

9 Section 2: N1/2

10 Section 3: All

11 (7) South Esther Island Marine Park

12 Township 8 North, Range 8 East, Seward Meridian

13 Section 3: W1/2, W1/2SE1/4, SW1/4NE1/4

14 Section 4: E1/2E1/2, SW1/4SE1/4

15 Section 5: E1/2SW1/4, SW1/4SW1/4, SE1/4NW1/4

16 Section 6: E1/2SW1/4, S1/2SE1/4, NW1/4SE1/4

17 Section 7: N1/2NE1/4, SE1/4NE1/4

18 Section 8: E1/2, NW1/4, N1/2SW1/4, SE1/4SW1/4

19 Section 9: All

20 Section 10: N1/2NW1/4, SW1/4NW1/4

21 Section 16: N1/2

22 Section 17: NE1/4, E1/2NW1/4

23 Township 9 North, Range 8 East, Seward Meridian

24 Section 33: SW1/2NW1/4, SW1/4NE1/4, E1/2SW1/4, W1/2 SE1/4

25 (8) Surprise Cove Marine Park

26 Township 8 North, Range 6 East, Seward Meridian

27 Section 21: SE1/4, E1/2SW1/4

28 Section 22: SE1/4, S1/2SW1/4, SE1/4NE1/4

29 Section 23: W1/2SW1/4, SW1/4NW1/4

1 Section 26: W1/2W1/2  
2 Section 27: All  
3 Section 28: S1/2, NE1/4, E1/2NW1/4  
4 Section 29: SE1/4SE1/4  
5 Section 34: N1/2N1/2  
6 Section 35: NW1/4NW1/4

7 (9) Swanson Harbor Marine Park

8 Township 42 South, Range 63 East, Copper River Meridian

9 Section 15: E1/2W1/2, E1/2  
10 Section 21: All  
11 Section 22: All  
12 Section 23: W1/2  
13 Section 26: All  
14 Section 27: All  
15 Section 28: All  
16 Section 35: N1/2

17 (10) Ziegler Cove Marine Park

18 Township 9 North, Range 6 East, Seward Meridian

19 Section 25: SW1/4, W1/2SE1/4  
20 Section 26: E1/2  
21 Section 36: N1/2N1/2

22 (11) Horseshoe Bay Marine Park

23 Township 1 South, Range 9 East, Seward Meridian

24 Section 32: SE1/4

25 Township 2 South, Range 9 East, Seward Meridian

26 Section 4: S1/2SW1/4 excluding amended Iron Mountain  
27 Lode No. 2 and Iron Mountain Lode

28 Section 5: All

29 Section 8: N1/2 excluding Iron Mountain Lode No. 11 and

1 Iron Mountain Lode No. 10

2 Section 9: NW1/4NW1/4 excluding amended Iron Mountain  
3 Lode No. 2 and Iron Mountain Lode

4 \* Sec. 2. (a) The commissioner of natural resources shall conduct an  
5 assessment of the state selected, tentatively approved, and patented land and  
6 water in the areas described in (d) of this section for inclusion in the  
7 Alaska marine park system. The assessment shall consider each area with  
8 reference to the purposes established in AS 41.20.506, expansion of a  
9 community in the area, and other potential uses. In assessing state land  
10 within an area described in (d) of this section, the commissioner of natural  
11 resources shall also consider private land ownership and use patterns and the  
12 development plans of private landowners in the vicinity of the area.

13 (b) In state selection of land under section 6(a) of the Alaska State-  
14 hood Act, P.L. 85-508, 72 Stat. 339, the commissioner of natural resources  
15 shall consider recreational opportunities and the demand and the desirability  
16 of selecting land for inclusion in the Alaska marine park system in selec-  
17 tions made under sec. 6(a) of the Alaska Statehood Act.

18 (c) The commissioner of natural resources shall give written notice to  
19 and consult with the Department of Fish and Game, proximately located muni-  
20 cipalities, proximately located private landowners, the United States Fish and  
21 Wildlife Service, organizations concerned with conservation, recreation, and  
22 tourism, and other interested persons before and during the assessment.

23 (d) The commissioner of natural resources shall assess the following  
24 areas under this section: (1) Chilkat Islands, (2) Sullivan Islands, (3)  
25 Saint James Bay/Boat Harbor, (4) Echo Cove, (5) Cape Bingham, (6) Shelter  
26 Island, (7) Goulding Harbor, (8) Lake Anna, (9) Pavlov Harbor, (10) Taku  
27 Harbor, (11) Windfall Harbor, (12) Kalinin Bay/Sealion Cove, (13) Pleasant  
28 Bay, (14) Kasnyku Bay, (15) Chaik Bay, (16) Sumdum, (17) Gambier Bay, (18)  
29 Pybus Bay, (19) Goddard Hot Springs, (20) Entrance Island (Hobart Bay), (21)

1 Shamrock Bay, (22) Red Bluff Bay, (23) Security Bay, (24) Read Island  
 2 (Farraquat Bay), (25) Deep Cove, (26) High Island (Rocky Pass), (27) Port  
 3 Armstrong, (28) Explorer Basin (Tebenkof Bay), (29) Beecher Pass, (30) LeConte  
 4 Bay, (31) Salmon Bay, (32) Thoms Place, (33) McHenry Anchorage, (34) Burroughs  
 5 Bay, (35) Port Stewart, (36) Shrimp Bay, (37) Traitors Cove, (38) Neets Bay,  
 6 (39) Grindall Island, (40) Settler Cove, (41) Manzanita Bay, (42) South Arm  
 7 Cholmondeley Sound, (43) Blank Inlet, (44) Niblack Anchorage, (45) Dall Bay,  
 8 (46) Alava Bay, (47) Foggy Bay, (48) Anderson Bay, (49) Boswell Bay, (50)  
 9 Canoe Passage, (51) Cascade Creek, (52) Constantine Harbor, (53) Disk Island,  
 10 (54) Drier Bay, (55) Driftwood Bay, (56) Eagle Bay, (57) Falls Bay, (58)  
 11 Garden Cove, (59) Goat Harbor, (60) Golden Creek, (61) Granite Cove, (62)  
 12 Gravina Point, (63) Jack Bay, (64) Long Bay, (65) Main Bay, (66) Marsha Bay,  
 13 (67) Outside Bay, (68) Perry Island, (69) Port Chalmers, (70) Port Fidalgo,  
 14 (71) Port Nellie Juan, (72) Princeton Creek, (73) Safety Cove, (74) Salmon  
 15 Creek, (75) Shoestring Cove, (76) Siwash Bay, (77) South Elrington Island,  
 16 (78) Sunny Cove, (79) Thumb Cove, and (80) Kayak Island.

17 \* Sec. 3. The commissioner of natural resources shall report to the  
 18 governor on the actions taken under AS 41.20.506 - 41.20.520 by December 1 of  
 19 each even-numbered year. The governor shall submit the report to the legis-  
 20 lature during the first 10 days of the first session of each legislature.  
 21 The report to the legislature shall include the progress of the commissioner  
 22 in conducting the assessment required by sec. 2 of this Act, together with  
 23 the recommendations of the governor for the inclusion of additional land and  
 24 water as units of the Alaska marine park system and other recommendations for  
 25 legislation.

26 \* Sec. 4. AS 16.20 is amended by adding a new section to article 3 to  
 27 read:

28 ARTICLE 3. [MCNEIL RIVER] STATE GAME SANCTUARIES [SANCTUARY].

29 Sec. 16.20.165. CAPE SENIAVIN STATE GAME SANCTUARY. (a) The

1 following described area and adjacent state waters are established as  
2 the Cape Seniavin State Game Sanctuary:

3 (1) Township 44 South, Range 69 West, Seward Meridian

4 Sections 2 - 5

5 Sections 8 - 10

6 (2) Township 43 South, Range 69 West, Seward Meridian

7 Sections 32 - 35.

8 (b) The purpose of the Cape Seniavin State Game Sanctuary is to  
9 provide a permanent protection for walrus and other fish and wildlife  
10 populations and their habitat in the area of the Cape Seniavin walrus  
11 hauling grounds so that the resources may be preserved for scientific,  
12 aesthetic and educational purposes.

13 \* Sec. 5. AS 16.20.170 is repealed and reenacted to read:

14 Sec. 16.20.170. MANAGEMENT OF MCNEIL RIVER AND CAPE SENIAVIN STATE  
15 GAME SANCTUARIES. (a) The provisions of AS 16.20.120 - 16.20.140  
16 relating to the administration, multiple use and sale and lease of the  
17 Walrus Islands State Game Sanctuary apply also to the McNeil River State  
18 Game Sanctuary.

19 (b) The provisions of AS 16.20.120 relating to the administration  
20 of the Walrus Islands State Game Sanctuary apply also to the Cape  
21 Seniavin State Game Sanctuary. Surface entry for oil and gas explora-  
22 tion and development and mineral leasing and the acquisition and  
23 development of mining rights within the Cape Seniavin State Game  
24 Sanctuary is prohibited.

25 \* Sec. 6. This Act takes effect immediately in accordance with AS 01.10.-  
26 070(c).

THE LEGISLATURE OF THE STATE OF ALASKA  
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. CS for Senate Bill No. 794 (Finance)  
 Title An Act relating to the management of state land for marine parks and  
game sanctuaries; and providing for an effective date.  
 Requested by Budget & Management Date April 30, 1982

II. FISCAL DETAIL

Agency Affected Fish & Game  
 Program Category Affected NRMEC  
 BRU, Program, Or Subprogram(s) Affected Habitat Division  
 (Note: If more than one budget component is affected, separate line-item  
 amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES		-0-				
200 TRAVEL		-0-				
300 CONTRACTUAL		-0-				
400 COMMODITIES		-0-				
500 EQUIPMENT		-0-				
600 LAND & STRUCTURES		-0-				
700 GRANTS, CLAIMS, ETC.		-0-				
TOTAL		-0-				

FUNDING (Thousands of Dollars)

GENERAL FUND		-0-				
FEDERAL FUNDS		-0-				
OTHER (Specify Source)						

POSITIONS

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

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

IV. DATE April 30, 1982 PREPARED BY Richard Logan  
 AGENCY Fish & Game  
 Original: Legislative Finance PHONE 465-4105  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)

CS FOR SENATE BILL NO. 794 (Finance)

Sectional Analysis

Section 1.

41.20.506. Defines the purposes for establishing a marine parks system:

- 1) to maintain natural, cultural and scenic values
- 2) to maintain fish and wildlife resources
- 3) to develop recreational uses and facilities
- 4) to promote and support tourism

41.20.515 (a) Designates management responsibilities to the Department of Natural Resources for the lands within the marine parks units and requires the Department of Fish and Game to consult with DNR before adopting regulations affecting marine parks units.

(b) Designates management of fish and game within units of the marine park system to ADF&G.

(c) Requires DNR to develop a management plan for each unit in consultation with ADF&G, municipalities, private land owners, the USFS and other interested parties. Requires public notice and hearings on the management plan.

(d) Provides that DNR may not restrict valid hunting and fishing rights.

(e) Allows the development of aquaculture facilities.

(f) Allows the commissioner to enter into cooperative management agreements with federal agencies, municipalities or private landowners. May not preclude use and access of adjacent private lands.

(g) Requires the commissioner to address potential conflicts with Native cultural and historical values and to consult with the appropriate Native corporation.

Sec. 41.20.520 Designates nine areas in Prince William Sound and two areas in Southeast as units of the marine park system.

Section 2. Temporary legislation.

(a) Authorizes the assessment by the commissioner of additional areas for inclusion in the marine park system. Requires the consideration of private land ownership patterns, and development plans, opportunities for community expansion and other potential uses.

(b) Requires the Commissioner to consider recreational opportunities and the desirability of selecting land for inclusion in the marine parks system when making additional 6(a) selections under the Statehood Act.

(c) Requires public notice and consultation with interested agencies and individuals in the assessment process.

(d) Designates 81 areas for assessment.

Section 3. Requires the commissioner to report to the governor on actions taken under this legislation by December 1 of each even numbered year and the governor to submit a progress report to the legislature during the first 10 days of the first session of each legislature including recommendations for additional units to the marine park system.

Section 4.

Sec. 16.20.165(a) (a) Establishes certain lands and adjacent waters as the Cape Seniavin Game Sanctuary.

(b) Defines the purpose of the Sanctuary to provide protection for walrus and other fish and wildlife and their habitat for scientific, aesthetic and educational purposes.

Section 5. Repeals and reenacts AS 16.20.170

(a) Applies the provisions relating to administration, multiple use and sale and lease of Walrus Islands State Game Refuge apply also to McNeil River State Game Refuge.

(b) Applies the provision relating to administration of Walrus Islands State Game Refuge, also to Cape Seniavin Game Sanctuary. Prohibits surface entry for oil and gas exploration and development and mineral leasing and acquisition of mining rights in Cape Seniavin State Game Sanctuary.

Section 6. Provides for an immediate effective date.

THE LEGISLATURE OF THE STATE OF ALASKA  
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. CS for Senate Bill No. 794 (Finance)  
 Title An Act relating to the management of state land for marine parks and game sanctuaries; and providing for an effective date.  
 Requested by Budget & Management Date April 30, 1982

II. FISCAL DETAIL

Agency Affected Fish & Game  
 Program Category Affected NRMEC  
 BRU, Program, Or Subprogram(s) Affected Habitat Division  
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES		-0-				
200 TRAVEL		-0-				
300 CONTRACTUAL		-0-				
400 COMMODITIES		-0-				
500 EQUIPMENT		-0-				
600 LAND & STRUCTURES		-0-				
700 GRANTS, CLAIMS, ETC.		-0-				
<b>TOTAL</b>		-0-				

FUNDING (Thousands of Dollars)

GENERAL FUND		-0-				
FEDERAL FUNDS		-0-				
OTHER (Specify Source)						

POSITIONS

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

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

IV. DATE April 30, 1982 PREPARED BY Richard Logan  
 AGENCY Fish & Game  
 Original: Legislative Finance PHONE 465-4105  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)  
 33-001 (Rev. 12/81)

THE LEGISLATURE OF THE STATE OF ALASKA  
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. SB 794  
 Title Est. certain areas as units of the Marine Park System  
 Requested by Senator Fischer Date 2/16/82

II. FISCAL DETAIL

Agency Affected Division of Parks  
 Program Category Affected \_\_\_\_\_  
 BRU, Program, Or Subprogram(s) Affected \_\_\_\_\_  
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		-0-				

FUNDING (Thousands of Dollars)

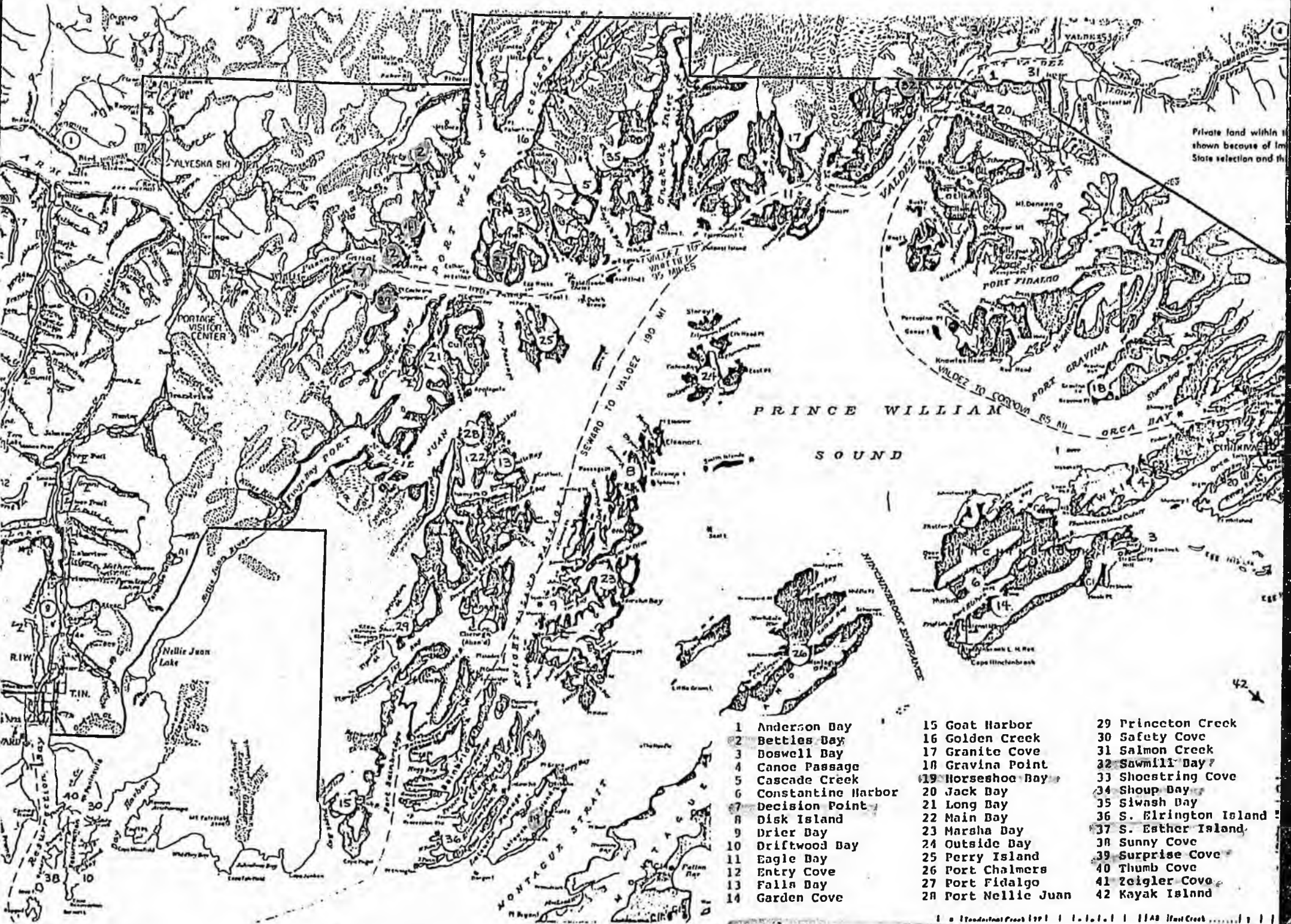
	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
GENERAL FUND		-0-				
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
FULL TIME		-0-				
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

IV. DATE 4-1-82 PREPARED BY Jeff Haynes  
 AGENCY Department of Natural Resources  
 Original: Legislative Finance PHONE 465-2400  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)  
 33-001 (Rev. 12/81)



- |                      |                     |                        |
|----------------------|---------------------|------------------------|
| 1 Anderson Bay       | 15 Goat Harbor      | 29 Princeton Creek     |
| 2 Bettles Bay        | 16 Golden Creek     | 30 Safety Cove         |
| 3 Boswell Bay        | 17 Granite Cove     | 31 Salmon Creek        |
| 4 Canoe Passage      | 18 Gravina Point    | 32 Sawmill Bay         |
| 5 Cascade Creek      | 19 Horseshoe Bay    | 33 Shoestring Cove     |
| 6 Constantine Harbor | 20 Jack Bay         | 34 Shoup Bay           |
| 7 Decision Point     | 21 Long Bay         | 35 Siwash Bay          |
| 8 Disk Island        | 22 Main Bay         | 36 S. Elrington Island |
| 9 Drier Bay          | 23 Marsha Bay       | 37 S. Esther Island    |
| 10 Driftwood Bay     | 24 Outside Bay      | 38 Sunny Cove          |
| 11 Eagle Bay         | 25 Perry Island     | 39 Surprise Cove       |
| 12 Entry Cove        | 26 Port Chalmers    | 40 Thumb Cove          |
| 13 Falla Bay         | 27 Port Fidalgo     | 41 Zeigler Cove        |
| 14 Garden Cove       | 28 Port Nellie Juan | 42 Kayak Island        |

IMMEDIATE DESIGNATION

1/8" Standard Coast 1911 1:10,000 1148 Head Creek

# MARINE PARKS FOR ALASKA

## The International Connection

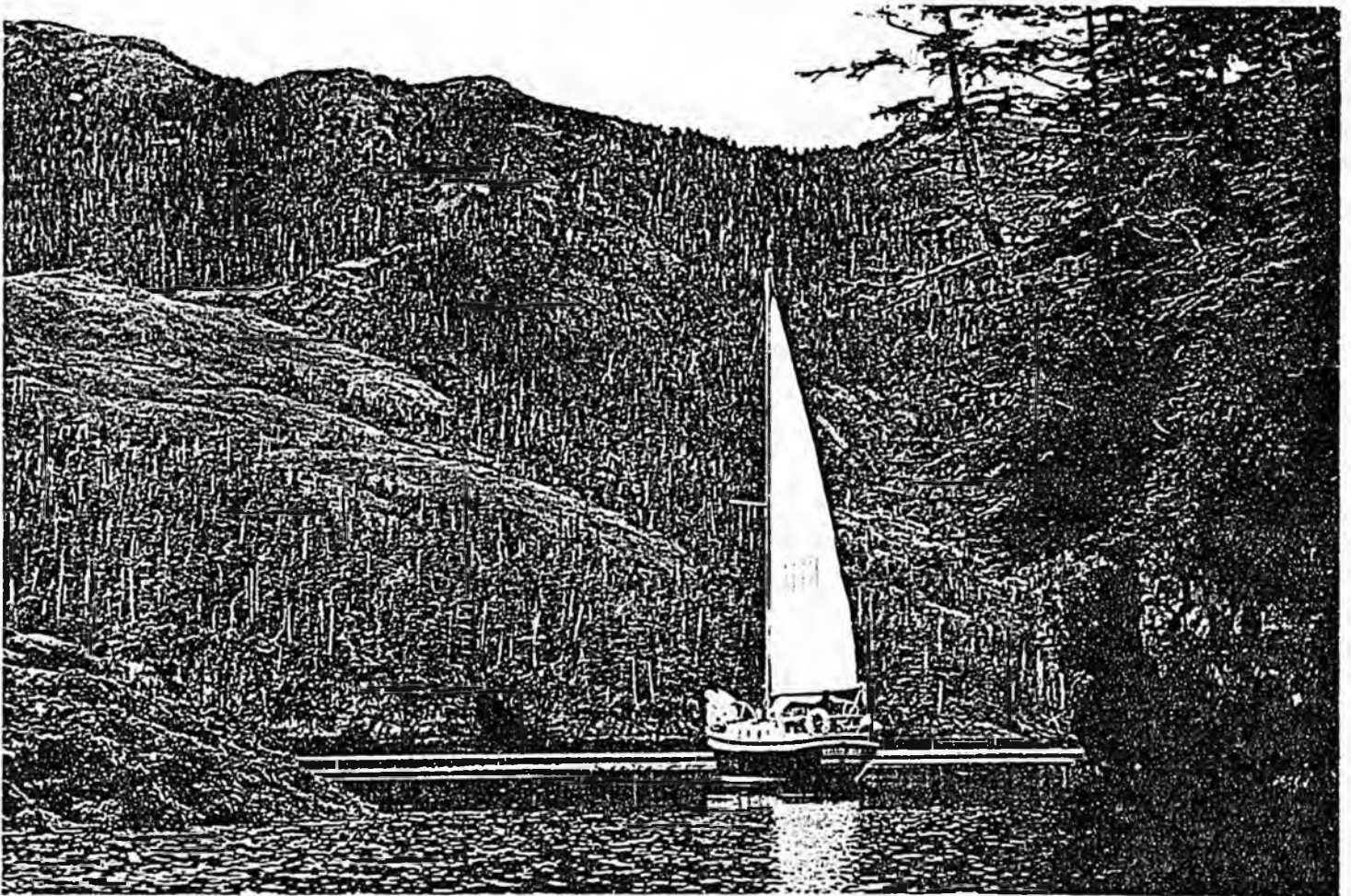
By Neil C. Johannsen, Chief of Planning, Alaska State Parks



An international system of marine parks and recreation areas, stretching from near Olympia, Washington, along southern Puget Sound northward to the Central Alaska coastline, is taking shape. The marine parks, being established in Washington State and British Columbia and planned in Alaska, are usually small in acreage and are located in protected bays and coves; some are situated on tiny islands and others are on the mainland. Planned for boaters and fly-in recreationists will be 163 marine parks —

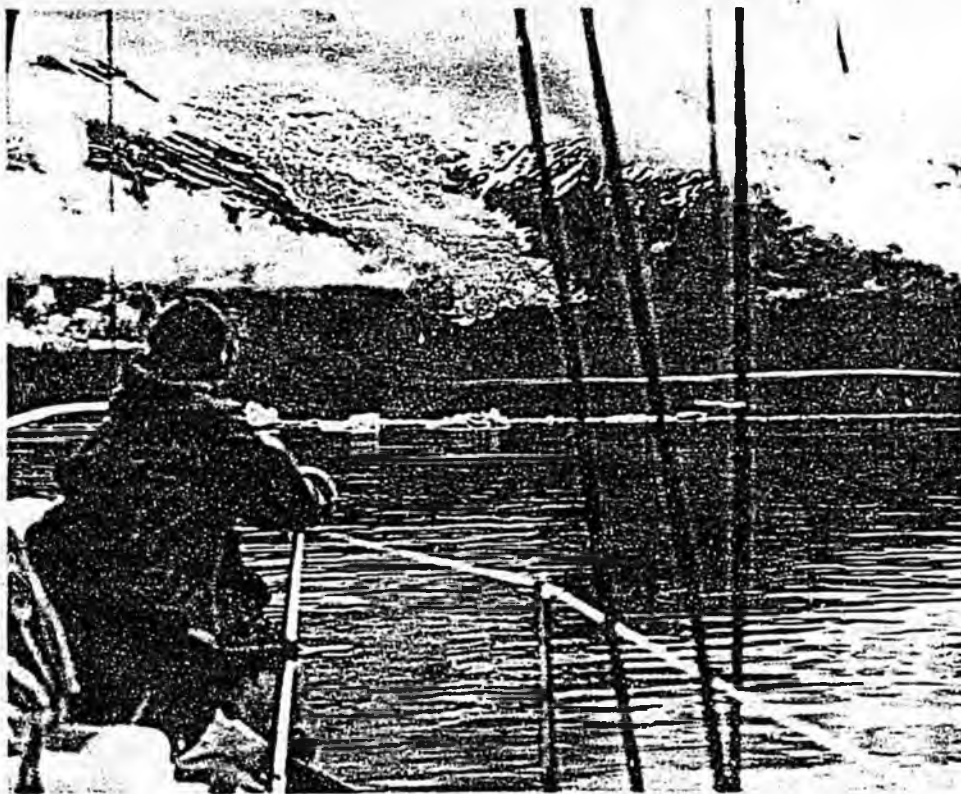
most an easy 1-day boat trip from one to another — spread over 1,600 miles of mostly protected waterways.

The legendary beauty of the Northwest Coast, coupled with the area's high per-capita ownership of boats and floatplanes, has resulted in increasing interest in efforts to create marine parks. Few governments in the world have a similar opportunity to leave open key portions of their ocean shoreline properties for public use. In Alaska, 54% of all residents participate in boating, a rate far higher than the



Top — Half a dozen units of the proposed marine park system, some to be managed to accommodate large numbers of recreational boaters, are located within an easy day's sail of this vista of the mountainous east side of Port Wells in northwestern Prince William Sound. (Neil and Betty Johannsen)

Above — The sloop Nellie Juan inches through the narrow entrance of Disk Island lagoon, near the north end of Knight Island in Prince William Sound. As part of the proposed marine park system, the tiny anchorage will remain in as near a natural condition as possible. (Neil and Betty Johannsen)



Sumdum Glacier marks the site of a proposed unit of the marine park system on the south shore of Endicott Arm, off Stephens Passage south of Juneau. Remains of the 1880 gold mining camp of Sumdum can be found near the base of the glacier. (Nancy Simmerman)

national forest land, which in Alaska covers most of the convoluted shorelines of Southeastern and Prince William Sound. State selections from the U.S. Forest Service domain must be for purposes of community expansion and for recreational purposes. Alaska Governor Hammond and Attorney General Avrum Gross saw the legal opportunities afforded by the Statehood Act and agreed that the state use a portion of its land entitlement to build the last link in an international marine park system. With 85% of Alaskans residing near the coastline, public reception to the plan was enthusiastic.

Through 2 years of research and meetings with residents of coastal communities, the plans slowly took shape. The result was a decision to allocate 70,000 acres of Forest Service land to a comprehensive plan for the proposed marine parks. Selections for the system were filed with the Forest Service on December 19, 1977.

Overall strategy focused on the idea that numerous small parks would allow for a wider variety of accessible coastal environments than selection of just a few large areas. In addition, the theme used in British Columbia and Washington could be followed. Thus, within Alaska's marine parks, facilities such as docks, mooring floats, beach campsites, trails and toilets could be developed. The vast majority of these proposed Alaska parks are near well-

national average. Boat ownership in the Seattle area is the highest of any large city in the nation. Demand for boat slips in the Vancouver and Victoria areas is many times higher than the supply. A result has been that the state of Washington and the province of British Columbia are working hard to establish 99 marine parks stretching up the coast north from Olympia to a

scant 5 miles south of the Alaska-Canada border.

And now Alaska has drawn plans to continue such marine parks up the coast to the northern Gulf of Alaska. Alaska's opportunity to tie into this international system had its genesis when the Statehood Act, drafted in 1958, included Section 6(a), which allows Alaska to select up to 400,000 acres of



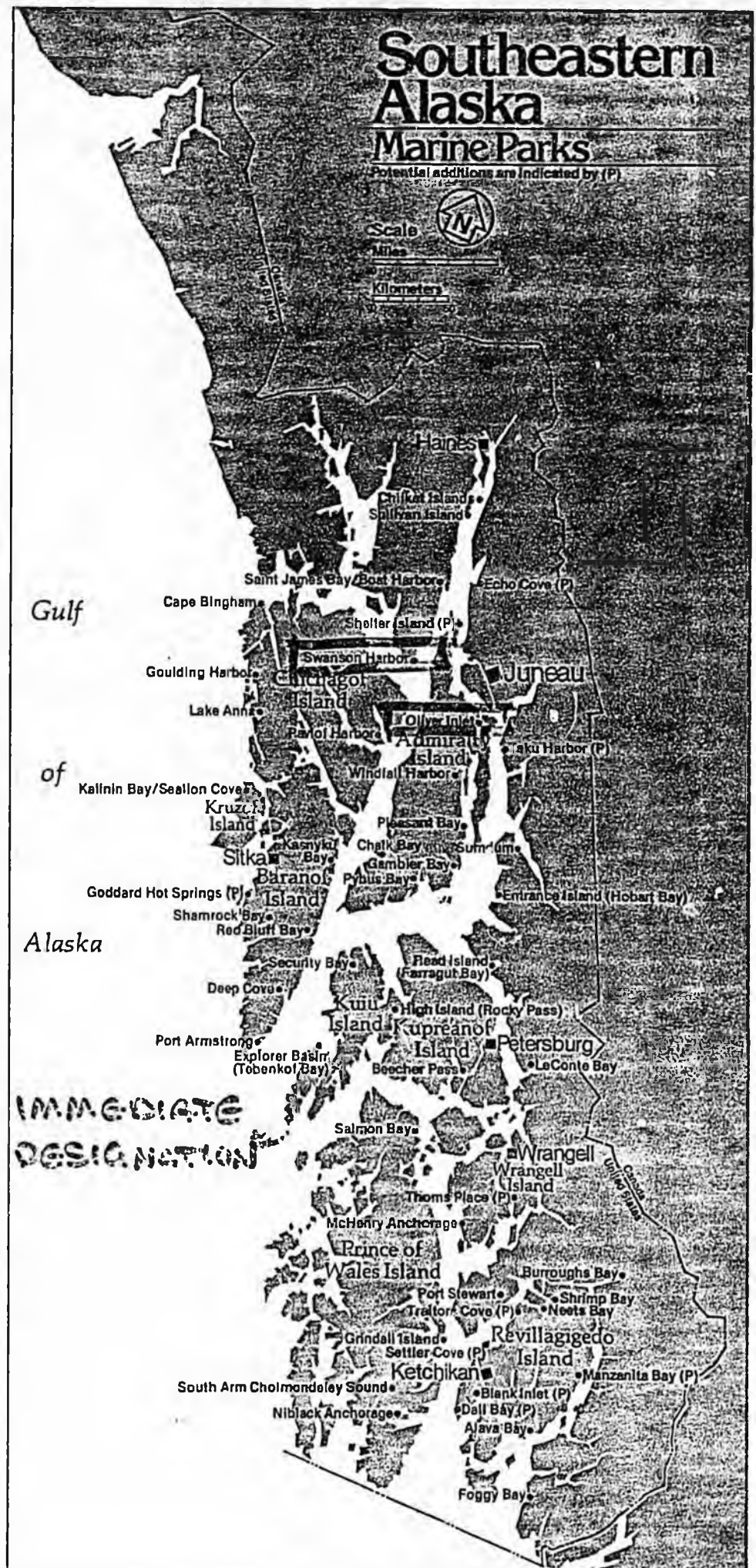
established pleasure boat routes and floatplane landing sites. Some parks are close to communities, while others are in remote wilderness. Areas were carefully selected for scenic quality, productive sport fishing and protection from prevailing winds. Recreational opportunities include beachcombing, crabbing, shrimping, hunting, camping, scuba diving, observing wildlife or visiting historical areas.

Only 15% of Alaska's selections from forest lands is necessary to provide this park system. In total, 25 areas were selected in Prince William Sound and 39 areas were identified for marine park status in Southeastern Alaska. Terry McWilliams, director of Alaska's state park system, recently pointed out that with "growing interest in coastal logging and other extractive industries along Alaska's ocean shores, an unparalleled opportunity is provided to create the system, with only 70,000 acres being reserved for existing plans for wilderness and industrial development."

Though development and management plans for the proposed marine park system haven't yet been drawn up, the primary goal will be to maintain the natural appearance of the sites, providing only basic facilities for the safety and enjoyment of visitors, whether they arrive by powerboat, sailboat, floatplane, kayak or even passenger ferry.

The Alaska Visitors Association, a group dedicated to creating a healthy environment in Alaska for the tourism and hospitality industry, supports the marine park system. The AVA has urged the Forest Service to take favorable action on the state's selection of Forest Service domain. The Forest Service has so far resisted, approving only 3 of the proposed 64 parks. A court battle could result between the state and federal bureaucracies if their resistance persists.

But the vision of an international marine park system remains strong in Alaska. The plans, if implemented, will offer boaters a chance to explore the Northwest Coast from Puget Sound to Prince William Sound, with daily stops in parks managed for scenic protection and recreational opportunity. Washington and British Columbia's 99 marine parks, coupled with Alaska's planned 64 units, will provide accessible, usable recreation gems that will be the envy of the world. □



Introduced: 2/16/82  
Referred: Resources and  
Finance

1 IN THE SENATE

BY FISCHER

2 SENATE BILL NO. 794

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act establishing certain areas as units of the  
7 state marine park system; and providing for an effec-  
8 tive date."

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

10 \* Section 1. AS 41.20 is amended by adding new sections to read:

11 ARTICLE 16. STATE MARINE PARK SYSTEM.

12 Sec. 41.20.506. DECLARATION OF PURPOSE. (a) The purpose of  
13 AS 41.20.506 - 41.20.520 is to restrict, subject to valid existing  
14 rights, the state-owned or acquired lands and waters described in AS 41.-  
15 20.520 to use as units of the state marine park system. The primary  
16 purpose of establishing the land and water areas described in AS 41.20.-  
17 520 as units of the state marine park system is to protect and provide  
18 for the public use of the recreational, natural, cultural, scenic,  
19 wilderness, and wildlife resources and to protect the natural and wilder-  
20 ness character of the coastline of these areas.

21 (b) Under provisions of AS 38.05.300, state land, water, or land  
22 and water containing more than 640 acres may be closed to multiple-  
23 purpose use only by Act of the legislature. Because some of the areas  
24 described in AS 41.20.520 exceed 640 acres, AS 41.20.506 - 41.20.520 are  
25 intended to close the described lands and waters to multiple-purpose use  
26 in conformity with AS 38.05.300 and to dedicate them as special purpose  
27 sites in accordance with art. VIII, sec. 7, of the Constitution of the  
28 State of Alaska.

29 Sec. 41.20.515. DESIGNATION OF MANAGEMENT RESPONSIBILITY. (a)

1 The state land and water described in AS 41.20.520 is assigned to the  
2 Department of Natural Resources for control, maintenance, and develop-  
3 ment consistent with the purposes and provisions of AS 41.20.506 -  
4 41.20.520. The Department of Natural Resources shall develop a manage-  
5 ment plan for these areas.

6 (b) The Department of Fish and Game is responsible for the manage-  
7 ment of fish and game resources in these areas consistent with the  
8 purposes of AS 41.20.506 - 41.20.520.

9 (c) The Department of Natural Resources shall consult with the  
10 Department of Fish and Game, local governments, the United State Forest  
11 Service, and others during the preparation of a management plan for the  
12 marine park system.

13 (d) The Department of Fish and Game shall consult with the Depart-  
14 ment of Natural Resources before adoption of regulations governing fish  
15 and game management in the marine park system.

16 (e) The commissioner of natural resources shall designate by  
17 regulation incompatible uses within the areas described in AS 41.20.520  
18 and designated incompatible uses are prohibited or restricted as pro-  
19 vided by regulation.

20 (f) The commissioner of natural resources may not restrict the  
21 exercise of valid fishing rights or privileges obtained under law.

22 (g) The commissioner of natural resources is authorized to allow  
23 for the development of aquaculture facilities within the marine park  
24 system.

25 Sec. 41.20.520. DESIGNATED LAND AND WATER. The state-owned land  
26 and water and that land and water acquired by the state in the future  
27 lying within the following described parcels are designated as units of  
28 the state marine park system:

29 (1) Anderson Bay State Marine Park

1 Township 9 South, Range 8 West, Seward Meridian  
2 Section 13: S1/2  
3 Section 14: S1/2  
4 Section 15: S1/2  
5 Section 22: N1/2N1/2  
6 Section 23: N1/2N1/2  
7 Section 24: N1/2  
8 Township 9 South, Range 7 West, Seward Meridian  
9 Section 18: SW1/4, W1/2SE1/4  
10 Section 19: NW1/4, W1/2NE1/4  
11 (2) Bettles Bay State Marine Park  
12 Township 10 North, Range 6 East, Seward Meridian  
13 Section 12: S1/2SW1/4, SW1/4SE1/4  
14 Section 13: NW1/4, W1/2NE1/4, N1/2SW1/4, NW1/4SE1/4  
15 Section 14: N1/2SE1/4, S1/2NE1/4, NE1/4NE1/4  
16 (3) Boswell Bay State Marine Park  
17 Township 17 South, Range 5 West, Copper River Meridian  
18 Section 10: All  
19 Section 15: All  
20 (4) Canoe Passage State Marine Park  
21 Township 15 South, Range 5 West, Copper River Meridian  
22 Section 27: W1/2SW1/4  
23 Section 28: All  
24 Section 31: E1/2E1/2  
25 Section 32: All  
26 Section 33: All  
27 Section 34: W1/2W1/2, S1/2SE1/4, SE1/4SW1/4  
28 Section 35: S1/2  
29 Section 36: S1/2

1 Township 16 South, Range 5 West, Copper River Meridian

2 Section 1: All

3 Section 2: All

4 Section 3: N1/2, N1/2S1/2, S1/2SE1/4, SE1/4SW1/4

5 Section 4: N1/2

6 Section 5: N1/2N1/2, SE1/4NE1/4

7 Section 10: N1/2NE1/4

8 Section 11: N1/2N1/2

9 Section 12: N1/2N1/2

10 Township 16 South, Range 4 West, Copper River Meridian

11 Section 6: S1/2, S1/2N1/2

12 (5) Cascade Creek State Marine Park

13 Township 10 North, Range 9 East, Seward Meridian

14 Section 26: S1/2S1/2

15 Section 34: E1/2NE1/4

16 Section 35: N1/2

17 Section 36: W1/2NW1/4

18 (6) Constantine Harbor State Marine Park

19 Township 17 South, Range 8 West, Copper River Meridian

20 Section 22: SE1/4, S1/2SW1/4, NE1/4SW1/4

21 Section 27: All

22 Section 28: E1/2, SW1/4

23 Section 29: SE1/4SE1/4

24 Section 31: SE1/4

25 Section 32: E1/2, SW1/4, S1/2NW1/4, NE1/4NW1/4

26 Section 33: All

27 Section 34: All

28 Township 18 South, Range 8 West, Copper River Meridian

29 Section 4: All

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Section 5: All  
Section 6: All  
Section 8: N1/2  
Section 9: N1/2  
(7) Decision Point State Marine Park  
Township 8 North, Range 5 East, Seward Meridian  
Section 1: All  
Section 11: NE1/4, N1/2SE1/4  
Section 12: N1/2, N1/2S1/2  
Township 8 North, Range 6 East, Seward Meridian  
Section 5: SW1/4  
Section 6: All  
Section 7: N1/2, N1/2S1/2  
Section 8: N1/2, N1/2S1/2  
(8) Disk Island State Marine Park  
Township 5 North, Range 10 East, Seward Meridian  
Section 23: S1/2SW1/4  
Section 26: S1/2, NW1/4, S1/2NE1/4, NW1/4NE1/4  
Section 27: E1/2  
Section 34: NE1/4NE1/4  
Section 35: N1/2N1/2  
(9) Drier Bay State Marine Park  
Township 3 North, Range 9 East, Seward Meridian  
Section 34: S1/2  
Section 35: S1/2  
Township 2 North, Range 9 East, Seward Meridian  
Section 2: W1/2, W1/2E1/2, NE1/4NE1/4  
Section 3: N1/2, N1/2S1/2, SW1/4SW1/4, SE1/4SE1/4  
Section 4: All

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Section 5: All

Section 6: All

Section 7: All

Section 8: N1/2, N1/2S1/2

Section 9: W1/2NW1/4, NW1/4SW1/4

Section 10: NE1/4NE1/4

Section 11: W1/2NW1/4, NW1/4NE1/4

(10) Driftwood Bay State Marine Park

Township 3 South, Range 1 East, Seward Meridian

Section 14: S1/2SW1/4

Section 15: S1/2S1/2

Section 22: N1/2, N1/2S1/2

Section 23: NW1/4, N1/2SW1/4

(11) Eagle Bay State Marine Park

Township 11 South, Range 11 West, Copper River Meridian

Section 14: S1/2

Section 15: S1/2

Section 16: E1/2SE1/4

Section 21: E1/2, E1/2W1/2, SW1/4SW1/4

Section 22: N1/2, SW1/4, N1/2SE1/4

Section 23: N1/2, SW1/4, N1/2SE1/4

Section 27: NW1/4

Section 28: N1/2N1/2, SE1/4NE1/4

(12) Entry Cove State Marine Park

Township 8 North, Range 6 East, Seward Meridian

Section 2: S1/2

Section 3: SE1/4, S1/2SW1/4

Section 10: N1/2

Section 11: N1/2

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(13) Falls Bay State Marine Park

Township 5 North, Range 8 East, Seward Meridian

Section 14: SW1/4SW1/4

Section 15: S1/2SE1/4

Section 22: NE1/4, N1/2SE1/4

Section 23: NW1/4NW1/4

(14) Garden Cove State Marine Park

Township 18 South, Range 7 West, Copper River Meridian

Section 6: W1/2, W1/2NE1/4, NW1/4SE1/4

Township 18 South, Range 8 West, Copper River Meridian

Section 1: S1/2

Section 2: S1/2

Section 11: All

Section 12: W1/2W1/2

Section 14: N1/2N1/2

(15) Goat Harbor State Marine Park

Township 25 South, Range 6 East, Seward Meridian

Section 18: SW1/4, SE1/4NW1/4, S1/2NE1/4, N1/2SE1/4,  
SW1/4SE1/4

Section 19: N1/2NW1/4, NW1/4NE1/2

(16) Golden Creek State Marine Park

Township 10 North, Range 8 East, Seward Meridian

Section 2: SE1/4SW1/4, SW1/4SE1/4

Section 10: All

Section 11: W1/2, W1/2E1/2

(17) Granite Cove State Marine Park

Township 10 South, Range 11 West, Copper River Meridian

Section 21: E1/2E1/2

Section 22: W1/2

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Section 27: All  
Section 28: E1/2NE1/4  
Section 34: NE1/4NW1/4, N1/2NE1/4, SE1/4NE1/4  
Section 35: W1/2NW1/4

(18) Gravina Point State Marine Park  
Township 14 South, Range 6 West, Copper River Meridian  
Section 25: All

(19) Horseshoe Bay State Marine Park  
Township 1 South, Range 9 East, Seward Meridian  
Section 32: SE1/4  
Township 2 South, Range 9 East, Seward Meridian  
Section 4: S1/2SW1/4 excluding amended Iron Mountain  
Lode No. 2 and Iron Mountain Lode  
Section 5: All  
Section 8: N1/2 excluding Iron Mountain Lode No. 11 and  
Iron Mountain Lode No. 10  
Section 9: NW1/4NW1/4 excluding amended Iron Mountain  
Lode No. 2 and Iron Mountain Lode

(20) Jack Bay State Marine Park  
Township 9 South, Range 7 West, Seward Meridian  
Section 31: S1/2SW1/4  
Township 9 South, Range 8 West, Seward Meridian  
Section 35: SE1/4SE1/4  
Section 36: S1/2S1/2  
Township 10 South, Range 7 West, Seward Meridian  
Section 6: N1/2NW1/4  
Township 10 South, Range 8 West, Seward Meridian  
Section 1: All  
Section 2: N1/2, N1/2S1/2

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Section 12: N1/2NE1/4, SE1/4NE1/4  
(21) Long Bay State Marine Park  
Township 7 North, Range 7 East, Seward Meridian  
Section 17: E1/2, SW1/4, SE1/4NW1/4  
Section 18: SE1/4SE1/4  
Section 19: E1/2, E1/2SW1/4  
Section 20: N1/2NW1/4, SW1/4NW1/4  
Section 30: NW1/4, NW1/4NE1/4, W1/2SW1/4, NE1/4SW1/4  
Section 31: W1/2NW1/4  
Township 7 North, Range 6 East, Seward Meridian  
Section 25: E1/2SE1/4  
Section 35: W1/2, SE1/4, W1/2NE1/4, SE1/4NE1/4  
Section 36: All  
Township 6 North, Range 6 East, Seward Meridian  
Section 2: NW1/4NW1/4  
(22) Main Bay State Marine Park  
Township 5 North, Range 8 East, Seward Meridian  
Section 17: SW1/4  
Section 19: N1/2NE1/4  
Section 20: N1/2NW1/4  
(23) Marsha Bay State Marine Park  
Township 3 North, Range 10 East, Seward Meridian  
Section 15: SE1/4, E1/2SW1/4, S1/2NE1/4, SE1/4NW1/4  
Section 22: N1/2, N1/2S1/2  
(24) Outside Bay State Marine Park  
Township 7 North, Range 11 East, Seward Meridian  
Section 35: E1/2  
Section 36: All  
Township 6 North, Range 11 East, Seward Meridian

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Section 1: W1/2, W1/2NE1/4, NW1/4SE1/4

Section 2: E1/2

Section 11: N1/2NE1/4

(25) Perry Island State Marine Park

Township 7 North, Range 9 East, Seward Meridian

Section 7: NE1/4SE1/4, SE1/4NE1/4

Section 8: SW1/4, S1/2NW1/4, SW1/4SE1/4

Section 17: W1/2, W1/2E1/2

Section 20: E1/2NW1/4, NW1/4NE1/4

(26) Port Chalmers State Marine Park

Township 2 North, Range 13 East, Seward Meridian

Section 15: S1/2S1/2

Section 16: S1/2S1/2

Section 17: S1/2S1/2

Section 19: All

Section 20: All

Section 21: All

Section 22: N1/2

Section 28: N1/2NW1/4, SW1/4NW1/4, NW1/4NE1/4

Section 29: N1/2, N1/2S1/2, S1/2SW1/4

Section 30: All

Township 2 North, Range 12 East, Seward Meridian

Section 25: All

(27) Port Fidalgo State Marine Park

Township 12 South, Range 5 West, Copper River Meridian

Section 7: E1/2NE1/4

Section 8: N1/2, N1/2S1/2

Section 9: All

Section 10: S1/2, SW1/4NW1/4

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- Section 13: W1/2SW1/4
- Section 14: S1/2, NW1/4, S1/2NE1/4, NW1/4NE1/4
- Section 15: NE1/4, N1/2NW1/4, NE1/4SE1/4
- Section 16: NE1/4NE1/4

(28) Port Nellie Juan State Marine Park  
Township 5 North, Range 7 East, Copper River Meridian

- Section 1: SW1/4
- Section 2: SE1/4
- Section 11: N1/2NE1/4
- Section 12: N1/2NW1/4

(29) Princeton Creek State Marine Park  
Township 2 North, Range 7 East, Seward Meridian

- Section 7: S1/2
- Section 8: SW1/4SW1/4
- Section 17: NW1/4NW1/4
- Section 18: All

Township 2 North, Range 6 East, Seward Meridian

- Section 13: SE1/4, S1/2NE1/4
- Section 24: N1/2NE1/4

(30) Safety Cove State Marine Park  
Township 2 South, Range 1 East, Seward Meridian

- Section 23: SE1/4, E1/2SW1/4
- Section 24: SW1/4
- Section 25: NW1/4
- Section 26: NE1/4, E1/2NW1/4

(31) Salmon Creek State Marine Park  
Township 9 South, Range 7 West, Seward Meridian

- Section 14: S1/2
- Section 15: SE1/4

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Section 22: NE1/4

Section 23: N1/2N1/2

(32) Sawmill Bay State Marine Park

Township 9 South, Range 9 West, Copper River Meridian

Section 22: E1/2SE1/4, SW1/4SE1/4

Section 23: SW1/4, S1/2NW1/4, NE1/4NW1/4, W1/2NE1/4

Section 26: W1/2

Section 27: E1/2, S1/2SW1/4

Section 28: E1/2SE1/4

Section 33: NE1/4NE1/4

Section 34: N1/2, SE1/4, N1/2SW1/4, SE1/4SW1/4

Section 35: W1/2

Township 10 South, Range 9 West, Copper River Meridian

Section 3: N1/2NE1/4

(33) Shoestring Cove State Marine Park

Township 9 North, Range 8 East, Seward Meridian

Section 11: W1/2

Section 14: NW1/4, N1/2SW1/4, SE1/4SW1/4, S1/2SE1/4,  
NW1/4SE1/4

Section 23: NE1/4, NE1/4NW1/4

Section 24: SE1/4, N1/2SW1/4, SE1/4SW1/4, S1/2N1/2,  
NW1/4NW1/4

Section 25: NE1/4, NE1/4NW1/4

Township 9 North, Range 9 East, Seward Meridian

Section 30: W1/2NW1/4

(34) Shoup Bay State Marine Park

Township 8 South, Range 7 West, Seward Meridian

Section 30: W1/2W1/2

Section 31: W1/2W1/2

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Township 8 South, Range 8 West, Seward Meridian

- Section 25: All
- Section 26: All
- Section 27: E1/2
- Section 34: E1/2
- Section 35: All
- Section 36: All

Township 9 South, Range 8 West, Seward Meridian

- Section 1: N1/2
- Section 2: N1/2
- Section 3: All

(35) Siwash Bay State Marine Park

Township 10 North, Range 10 East, Seward Meridian

- Section 11: SE1/4, SE1/4SW1/4
- Section 13: All
- Section 14: All
- Section 15: S1/2, S1/2N1/2, NE1/4NE1/4
- Section 16: S1/2, S1/2N1/2
- Section 19: E1/2SE1/4
- Section 20: S1/2, S1/2SE1/4
- Section 21: SW1/4, NE1/4, S1/2NW1/4, NE1/4NW1/4,  
E1/2SE1/4
- Section 22: N1/2N1/2, SW1/4NW1/4
- Section 23: NE1/4NE1/4
- Section 24: N1/2, N1/2S1/2
- Section 28: NW1/4NW1/4
- Section 29: NW1/4, W1/2NE1/4, NE1/4NE1/4

Township 10 North, Range 11 East, Seward Meridian

- Section 19: W1/2NW1/4, NW1/4SW1/4

1 (36) South Elrington Island State Marine Park  
2 Township 2 South, Range 7 East, Seward Meridian

3 Section 23: S1/2S1/2

4 Section 25: All

5 Section 26: All

6 Section 27: E1/2

7 Section 34: N1/2NE1/4

8 Section 35: N1/2N1/2

9 Section 36: NE1/4, N1/2NW1/4, N1/2SE1/4

10 Township 2 South, Range 8 East, Seward Meridian

11 Section 30: W1/2, W1/2E1/2

12 Section 31: NW1/4, NW1/4SW1/4, NW1/4NE1/4

13 (37) South Esther Island State Marine Park

14 Township 8 North, Range 8 East, Seward Meridian

15 Section 3: W1/2, W1/2SE1/4, SW1/4NE1/4

16 Section 4: E1/2E1/2, SW1/4SE1/4

17 Section 5: E1/2SW1/4, SW1/4SW1/4, SE1/4NW1/4

18 Section 6: E1/2SW1/4, S1/2SE1/4, NW1/4SE1/4

19 Section 7: N1/2NE1/4, SE1/4NE1/4

20 Section 8: E1/2, NW1/4, N1/2SW1/4, SE1/4SW1/4

21 Section 9: All

22 Section 10: N1/2NW1/4, SW1/4NW1/4

23 (38) Nuchek Island State Marine Park:

24 Township 17 South, Range 8 West, Seward Meridian

25 Sections 32 - 34

26 Township 18 South, Range 8 West, Seward Meridian

27 Sections 4 - 5

28 Section 8

29 (39) a large unnamed island lying within:

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Township 9 North, Range 11 West, Copper River Meridian  
Section 23

Township 10 North, Range 11 West, Copper River Meridian  
Section 14: SE1/4

\* Sec. 2. The commissioner of natural resources may relinquish the state's selection of the parcels described in AS 41.20.520(38) - (39) as enacted in sec. 1 of this Act to resolve Chugach Native, Inc., land claims under the Alaska Native Claims Settlement Act (P.L. 92-203, 85 Stat. 688, 43 U.S.C. secs. 1601 et. seq.) if the commissioner of natural resources determines in his discretion that it is in the best interest of the state to relinquish the selection.

\* Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-070(c).



Original sponsor: Fischer

Offered: 4/19/82  
Referred: Finance

1 IN THE SENATE

BY THE RESOURCES COMMITTEE

2 CS FOR SENATE BILL NO. 794 (Resources)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act establishing certain areas as units of the  
7 Alaska marine park system; and providing for an effective  
8 date."

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

10 \* Section 1. AS 41.20 is amended by adding new sections to read:

11 ARTICLE 16. ALASKA MARINE PARK SYSTEM.

12 Sec. 41.20.506. DECLARATION OF PURPOSE. The purpose of  
13 AS 41.20.506 - 41.20.520 is to establish, subject to valid existing  
14 rights, the state-owned or acquired land and water described in AS 41.-  
15 20.520 as units of the Alaska marine park system. The primary purposes  
16 in establishing the land and water areas described in AS 41.20.520 as  
17 units of the Alaska marine park system are to

- 18 (1) maintain natural, cultural, and scenic values;  
19 (2) maintain fish and wildlife resources;  
20 (3) develop recreational uses and recreational facilities;  
21 (4) promote and support tourism in the state.

22 Sec. 41.20.515. DESIGNATION OF MANAGEMENT RESPONSIBILITY. (a)  
23 The state land and water described in AS 41.20.520 is assigned to the  
24 Department of Natural Resources for control, maintenance, and develop-  
25 ment consistent with the purposes and provisions of AS 41.20.506 -  
26 41.20.520.

27 (b) The Department of Fish and Game is responsible for the manage-  
28 ment of fish and game resources in units of the Alaska marine park  
29 system consistent with the purposes of AS 41.20.506 - 41.20.520. The

1 Department of Fish and Game shall consult with the Department of Natural  
2 Resources before adoption of regulations governing fish and game manage-  
3 ment in a unit of the Alaska marine park system.

4 (c) The Department of Natural Resources shall develop a management  
5 plan for each unit of the Alaska marine park system to determine the  
6 specific purposes and uses for the unit. The commissioner of natural  
7 resources shall consult with the Department of Fish and Game, proxi-  
8 mately located municipalities of the state, proximately located private  
9 landowners, the United States Forest Service, and organizations con-  
10 cerned with conservation, recreation, and tourism, and other interested  
11 parties during the preparation of a management plan for a unit of the  
12 Alaska marine park system.

13 (d) The commissioner of natural resources may not restrict the  
14 exercise of fishing or hunting rights permitted under law or under a  
15 regulation of the Board of Fisheries or of the Board of Game within a  
16 unit of the Alaska marine park system.

17 (e) The commissioner of natural resources may allow the develop-  
18 ment of aquaculture facilities within a unit of the Alaska marine park  
19 system.

20 (f) The commissioner of natural resources may enter into a co-  
21 operative agreement for the management of a unit of the Alaska marine  
22 park system with a federal agency, a municipality of the state, or a  
23 proximately located private landowner for a purpose stated under AS 41.-  
24 20.020(7).

25 (g) In the management of a unit of the Alaska marine park system  
26 the commissioner of natural resources shall consult and cooperate with a  
27 Native corporation that owns an historical or cultural site granted under  
28 sec. 14(h)(1) of the Alaska Native Claims Settlement Act (43 U.S.C.  
29 sec. 1613(h)(1)) and that is proximately located to a unit of the Alaska

1 marine park system. In the management of a unit of the Alaska marine  
2 park system the commissioner of natural resources shall address the  
3 potential conflicts with the cultural and historical values of land  
4 granted to a Native corporation under sec. 14(h)(1) of the Alaska Native  
5 Claims Settlement Act and shall provide for appropriate protection to  
6 these values.

7 Sec. 41.20.520. DESIGNATED LAND AND WATER. The state-owned land  
8 and water and that land and water acquired by the state in the future  
9 lying within the following described parcels are designated as units of  
10 the state marine park system:

11 (1) Bettles Bay Marine Park

12 Township 10 North, Range 6 East, Seward Meridian

13 Section 12: S1/2SW1/4, SW1/4SE1/4

14 Section 13: NW1/4, W1/2NE1/4, N1/2SW1/4, NW1/4SE1/4

15 Section 14: N1/2SE1/4, S1/2NE1/4, NE1/4NE1/4

16 (2) Decision Point Marine Park

17 Township 8 North, Range 5 East, Seward Meridian

18 Section 1: All

19 Section 11: NE1/4, N1/2SE1/4

20 Section 12: N1/2, N1/2S1/2

21 Township 8 North, Range 6 East, Seward Meridian

22 Section 5: SW1/4

23 Section 6: All

24 Section 7: N1/2, N1/2S1/2

25 Section 8: N1/2, N1/2S1/2

26 (3) Entry Cove Marine Park

27 Township 8 North, Range 6 East, Seward Meridian

28 Section 2: S1/2

29 Section 3: SE1/4, S1/2SW1/4

1                   Section 10: N1/2  
2                   Section 11: N1/2  
3           (4) Oliver Inlet Marine Park  
4   Township 43 South, Range 68 East, Copper River Meridian  
5                   Section 28: SW1/4  
6                   Section 32: E1/2E1/2  
7                   Section 33: NW1/4, W1/2SW1/4  
8           (5) Sawmill Bay Marine Park  
9   Township 9 South, Range 9 West, Copper River Meridian  
10                   Section 22: E1/2SE1/4, SW1/4SE1/4  
11                   Section 23: SW1/4, S1/2NW1/4, NE1/4NW1/4, W1/2NE1/4  
12                   Section 26: W1/2  
13                   Section 27: E1/2, S1/2SW1/4  
14                   Section 28: E1/2SE1/4  
15                   Section 33: NE1/4NE1/4  
16                   Section 34: N1/2, SE1/4, N1/2SW1/4, SE1/4SW1/4  
17                   Section 35: W1/2  
18   Township 10 South, Range 9 West, Copper River Meridian  
19                   Section 3: N1/2NE1/4  
20           (6) Shoup Bay Marine Park  
21   Township 8 South, Range 7 West, Copper River Meridian  
22                   Section 30: W1/2W1/2  
23                   Section 31: W1/2W1/2  
24   Township 8 South, Range 8 West, Copper River Meridian  
25                   Section 25: All  
26                   Section 26: All  
27                   Section 27: E1/2  
28                   Section 34: E1/2  
29                   Section 35: All

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Section 36: All

Township 9 South, Range 8 West, Copper River Meridian

Section 1: N1/2NW1/4

Section 2: N1/2

Section 3: All

(7) South Esther Island Marine Park

Township 8 North, Range 8 East, Seward Meridian

Section 3: W1/2, W1/2SE1/4, SW1/4NE1/4

Section 4: E1/2E1/2, SW1/4SE1/4

Section 5: E1/2SW1/4, SW1/4SW1/4, SE1/4NW1/4

Section 6: E1/2SW1/4, S1/2SE1/4, NW1/4SE1/4

Section 7: N1/2NE1/4, SE1/4NE1/4

Section 8: E1/2, NW1/4, N1/2SW1/4, SE1/4SW1/4

Section 9: All

Section 10: N1/2NW1/4, SW1/4NW1/4

Section 16: N1/2

Section 17: NE1/4, E1/2NW1/4

Township 9 North, Range 8 East, Seward Meridian

Section 33: SW1/2NW1/4, SW1/4NE1/4, E1/2SW1/4, W1/2 SE1/4

(8) Surprise Cove Marine Park

Township 8 North, Range 6 East, Seward Meridian

Section 21: SE1/4, E1/2SW1/4

Section 22: SE1/4, S1/2SW1/4, SE1/4NE1/4

Section 23: W1/2SW1/4, SW1/4NW1/4

Section 26: W1/2W1/2

Section 27: All

Section 28: S1/2, NE1/4, E1/2NW1/4

Section 29: SE1/4SE1/4

Section 34: N1/2N1/2

1                   Section 35: NW1/4NW1/4

2           (9) Swanson Harbor Marine Park

3           Township 42 South, Range 63 East, Copper River Meridian

4                   Section 15: E1/2W1/2, E1/2

5                   Section 21: All

6                   Section 22: All

7                   Section 23: W1/2

8                   Section 26: All

9                   Section 27: All

10                  Section 28: All

11                  Section 35: N1/2

12           (10) Ziegler Cove Marine Park

13           Township 9 North, Range 6 East, Seward Meridian

14                   Section 25: SW1/4, W1/2SE1/4

15                   Section 26: E1/2

16                   Section 36: N1/2N1/2

17       \* Sec. 2. (a) The commissioner of natural resources shall conduct an  
18 assessment of the state selected, tentatively approved, and patented land and  
19 water in the areas described in (c) of this section for inclusion in the  
20 Alaska marine park system. The assessment shall consider the values present  
21 in each area, under the purposes set out in AS 41.20.506(a) and with regard  
22 to private land ownership patterns in the vicinity, opportunities for commun-  
23 ity expansion, and other potential uses.

24       (b) In state selection of land under section 6(a) of the Alaska State-  
25 hood Act, P.L. 85-508, 72 Stat. 339, the commissioner of natural resources  
26 shall consider recreational opportunities and the demand and the desirability  
27 of selecting land for inclusion in the Alaska marine park system in selec-  
28 tions made under sec. 6(a) of the Alaska Statehood Act.

29       (c) The commissioner of natural resources shall assess the following

1 areas under this section: (1) Chilkat Islands, (2) Sullivan Islands, (3)  
2 Saint James Bay/Boat Harbor, (4) Echo Cove, (5) Cape Bingham, (6) Shelter  
3 Island, (7) Goulding Harbor, (8) Lake Anna, (9) Pavolof Harbor, (10) Taku  
4 Harbor, (11) Windfall Harbor, (12) Kalinin Bay/Sealion Cove, (13) Pleasant  
5 Bay, (14) Kasnyku Bay, (15) Chaik Bay, (16) Sumdum, (17) Gambler Bay, (18)  
6 Pybus Bay, (19) Goddard Hot Springs, (20) Entrance Island (Hobard Bay), (21)  
7 Shamrock Bay, (22) Red Bluff Bay, (23) Security Bay, (24) Read Island  
8 (Farraquut Bay), (25) Deep Cove, (26) High Island (Rocky Pass), (27) Port  
9 Armstrong, (28) Explorer Basin (Tebenkof Bay), (29) Beecher Pass, (30) LeConte  
10 Bay, (31) Salmon Bay, (32) Thoms Place, (33) McHenry Anchorage, (34) Burroughs  
11 Bay, (35) Port Stewart, (36) Shrimp Bay, (37) Traitors Cove, (38) Neets Bay,  
12 (39) Grindall Island, (40) Settler Cove, (41) Manzanita Bay, (42) South Arm  
13 Cholmondeley Sound, (43) Blank Inlet, (44) Niblack Anchorage, (45) Dall Bay,  
14 (46) Alava Bay, (47) Foggy Bay, (48) Anderson Bay, (49) Boswell Bay, (50)  
15 Canoe Passage, (51) Cascade Creek, (52) Constantine Harbor, (53) Disk Island,  
16 (54) Drier Bay, (55) Driftwood Bay, (56) Eagle Bay, (57) Falls Bay, (58)  
17 Garden Cove, (59) Goat Harbor, (60) Golden Creek, (61) Granite Cove, (62)  
18 Gravina Point, (63) Horseshoe Bay, (64) Jack Bay, (65) Long Bay, (66) Mair  
19 Bay, (67) Marsha Bay, (68) Outside Bay, (69) Perry Island, (70) Port Chalmers,  
20 (71) Port Fidalgo, (72) Port Nellie Juan, (73) Princeton Creek, (74) Safety  
21 Cove, (75) Salmon Creek, (76) Shoestring Cove, (77) Siwash Bay, (78) South  
22 Elrington Island, (79) Sunny Cove, (80) Thumb Cove, and (81) Kayak Island.

23 \* Sec. 3. The commissioner of natural resources shall report to the  
24 governor on the actions taken under AS 41.20.506 - 41.20.520 by December 1 of  
25 each even-numbered year. The governor shall submit the report to the legis-  
26 lature during the first 10 days of the first session of each legislature.  
27 The report to the legislature shall include the progress of the commissioner  
28 in conducting the assessment required by sec. 2 of this Act, together with  
29 the recommendations of the governor for the inclusion of additional land and

1 water as units of the Alaska marine park system and other recommendations for  
2 legislation.

3 \* Sec. 4. This Act takes effect immediately in accordance with AS 01.10.-  
4 070(c).

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# COMMITTEE REPORT

## SENATE

2/16/82

FURTHER:

FINANCE  
None

Date:

4/14/82

Mr. President:

The Committee on RESOURCES has had SB 795  
outdoor recreation and historic projects

under consideration and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass  do not pass
- do pass with attached amendments(s)
- replace with CS for SB 795 (Res)  same title  
 new title
- and recommends \_\_\_\_\_
- AND attaches a "Letter of Intent"  New Fiscal Note
- reports it back without recommendation
- referred to the \_\_\_\_\_ Committee

MEMBERS SIGNING  
DO PASS

[Signature]  
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MEMBERS HAVING  
OTHER RECOMMENDATIONS:

[Signature] (No Rec)  
[Signature] (No Rec)  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

[Signature]  
CHAIRMAN

Original sponsor: Fischer

Offered: 4/19/82  
Referred: Finance

1 IN THE SENATE

BY THE RESOURCES COMMITTEE

2 CS FOR SENATE BILL NO. 795 (Resources)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to outdoor recreation and historic  
7 projects; and providing for an effective date."

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

9 \* Section 1. LEGISLATIVE INTENT. (a) The legislature finds that

10 (1) significant opportunities for outdoor recreation are part of  
11 what makes Alaska different;

12 (2) this difference is vital to the mental and physical well-being  
13 of Alaskans and should be affirmatively encouraged by the legislature;

14 (3) the state has many sites of national and international signi-  
15 ficance that are worthy of preservation for future generations;

16 (4) these significant sites are being lost to the people of the  
17 state through decay and neglect and from purchase and reconstruction.

18 (b) Therefore the legislature concludes that

19 (1) there is a compelling public interest and a demonstrated  
20 community need for the preservation, enhancement, protection, and rehabilita-  
21 tion of outdoor recreation facilities and historic sites; and

22 (2) the legislature should regularly support the grant program for  
23 the preservation and enhancement of outdoor recreation facilities and historic  
24 sites.

25 \* Sec. 2. AS 41.22 is amended by adding new sections to read:

26 ARTICLE 2. OUTDOOR RECREATION AND HISTORIC  
27 PROPERTIES GRANT PROGRAM.

28 Sec. 41.22.050. OUTDOOR RECREATION AND HISTORIC PROPERTIES GRANT  
29 PROGRAM. (a) There is in the Department of Natural Resources an out-

1 door recreation and historic properties grant fund administered by the  
2 division of parks.

3 (b) Appropriations and other money deposited in the fund estab-  
4 lished under this section shall be used by the division to make grants  
5 not to exceed 75 percent of the total cost of

6 (1) a project initiated by a municipality having the power to  
7 provide for recreation facilities to acquire, develop, or extend outdoor  
8 recreation sites and facilities under criteria established by the com-  
9 missioner of natural resources; and

10 (2) a historic properties project initiated by an owner of  
11 property or by a municipality having the power to provide for recreation  
12 facilities.

13 (c) The department may adopt regulations necessary to carry out  
14 the purposes of this chapter.

15 (d) The department shall provide an annual status report on the  
16 outdoor recreation and historic properties grant program to the legisla-  
17 ture.

18 (e) As used in this section

19 (1) "department" means the Department of Natural Resources;

20 (2) "historic properties project" means a project for the  
21 acquisition, rehabilitation, preservation, and protection of historic  
22 sites, buildings, and monuments that meets criteria established by the  
23 Historic Sites Advisory Committee;

24 (3) "outdoor recreation project" means a project that will  
25 improve and enhance outdoor recreation opportunities for residents and  
26 visitors to the state and includes, but is not necessarily limited to,  
27 the acquisition or development of land or water for

28 (A) outdoor sports and playfields;

29 (B) picnic facilities;

- 1 (C) camping facilities;  
2 (D) outdoor swimming facilities;  
3 (E) boat launches and transient moorage;  
4 (F) fishing and hunting facilities;  
5 (G) winter sports facilities;  
6 (H) landscaping facilities;  
7 (I) recreational, historical and wilderness trails,  
8 waterways, and associated facilities and appropriate information  
9 markers.

10 Sec. 41.22.070. ADMINISTRATIVE AND TECHNICAL ASSISTANCE. The  
11 division of parks may assist an applicant in planning, preparing  
12 applications for outdoor recreation and historic properties grants, and  
13 for project administration.

14 \* Sec. 3. AS 41.22.010 - 41.22.030 are repealed.

15 \* Sec. 4. This Act takes effect July 1, 1982.  
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Introduced: 2/16/82  
Referred: Resources

1 IN THE SENATE

BY FISCHER AND STURGULEWSKI

2 SENATE BILL NO. 795

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to outdoor recreation and historic  
7 projects; and providing for an effective date."

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

9 \* Section 1. AS 41.22 is amended by adding new sections to read:

10 ARTICLE 2. OUTDOOR RECREATION AND HISTORIC  
11 PROPERTIES GRANT PROGRAM.

12 Sec. 41.22.050. OUTDOOR RECREATION AND HISTORIC PROPERTIES GRANT  
13 PROGRAM. (a) There is in the Department of Natural Resources an out-  
14 door recreation and historic properties grant fund administered by the  
15 division of parks.

16 (b) Appropriations and other money deposited in the fund estab-  
17 lished under this section shall be used by the department to make grants  
18 not to exceed 75 percent of the total cost of a project that is ini-  
19 tiated by a municipality to acquire, develop, or extend outdoor recrea-  
20 tion sites and facilities under criteria established by the commissioner  
21 of natural resources.

22 (c) Appropriations and other money deposited in the fund estab-  
23 lished under this section shall be used by the department to make grants  
24 not to exceed 75 percent of the total cost of a historic properties  
25 project that is initiated by a municipality.

26 (d) The department may adopt regulations necessary to carry out  
27 the purposes of this chapter.

28 (e) The department shall provide an annual status report on the  
29 outdoor recreation and historic properties grant program to the legisla-

1 ture.

2 (f) As used in this section

3 (1) "department" means the Department of Natural Resources;

4 (2) "historic properties project" means a project for the  
5 acquisition, rehabilitation, preservation, and protection of historic  
6 sites, buildings, and monuments that meets criteria established by the  
7 Historic Sites Advisory Committee;

8 (3) "municipality" means a city or borough having the power  
9 to provide for recreation facilities;

10 (4) "outdoor recreation project" means a project that will  
11 improve and enhance outdoor recreation opportunities for residents and  
12 visitors to the state and includes, but is not necessarily limited to,  
13 the acquisition or development of land or water for

14 (A) outdoor sports and playfields;

15 (B) picnic facilities;

16 (C) camping facilities;

17 (D) outdoor swimming facilities;

18 (E) boat launches and transient moorage;

19 (F) fishing and hunting facilities;

20 (G) winter sports facilities;

21 (H) landscaping facilities;

22 (I) recreational, historical and wilderness trails,  
23 waterways, and associated facilities and appropriate information  
24 markers.

25 Sec. 41.22.070. ADMINISTRATIVE AND TECHNICAL ASSISTANCE. (a) The  
26 division of parks may provide technical assistance to an applicant  
27 planning, preparing applications for grants, and project administration.

28 (b) The division of parks may retain not to exceed five percent of  
29 the amount appropriated to the outdoor recreation and historic properties

1 grant fund for administrative and technical assistance costs related to  
2 the administration of AS 41.22.050.

3 Sec. 41.22.080. APPROPRIATIONS TO FUND. An amount equivalent to  
4 \$20 per capita of the total estimated population of the state, based on  
5 annual estimated population statistics of the Alaska Department of  
6 Labor, may be appropriated annually to the outdoor recreation and  
7 historic properties grant fund.

8 \* Sec. 2. AS 41.22.010 - 41.22.030 are repealed.

9 \* Sec. 3. This Act takes effect July 1, 1982.  
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ALASKA STATE LEGISLATURE

TWELFTH Legislature SECOND Session

SENATE .. BILL..... NO. 795...

By FISCHER, S. STURGEONSKI

"An Act relating to outdoor recreation and historic projects; and providing for an effective date."

Introduced in the Senate ...2/16., 19.82

HISTORY IN THE SENATE

19	82	Read first time and referred to Committee on										
2	16	Resources										
3	22	<i>Sen Referral Added</i> Reported back with <i>Res replace</i> recommendation that <i>w/ES - 7/2/82</i>										
4	19	<i>3 do pass - 2 NO REC - 7/2/82</i>										
		Read second time and										
		Read third time and										
		<table border="0"> <tr> <td>PASS</td> <td>Effective Date</td> </tr> <tr> <td>Yeas</td> <td>Yeas</td> </tr> <tr> <td>Nays</td> <td>Nays</td> </tr> <tr> <td>Absent</td> <td>Absent</td> </tr> <tr> <td>Excused</td> <td>Excused</td> </tr> </table>	PASS	Effective Date	Yeas	Yeas	Nays	Nays	Absent	Absent	Excused	Excused
PASS	Effective Date											
Yeas	Yeas											
Nays	Nays											
Absent	Absent											
Excused	Excused											
		Reconsideration										
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		Reported correctly engrossed Signed by President Sent to House										

SECRETARY OF THE SENATE

HISTORY IN THE HOUSE

19		Read first time and referred to Committee on										
		Reported back with recommendation that										
		Read second time and										
		Read third time and										
		<table border="0"> <tr> <td>PASS</td> <td>Effective Date</td> </tr> <tr> <td>Yeas</td> <td>Yeas</td> </tr> <tr> <td>Nays</td> <td>Nays</td> </tr> <tr> <td>Absent</td> <td>Absent</td> </tr> <tr> <td>Excused</td> <td>Excused</td> </tr> </table>	PASS	Effective Date	Yeas	Yeas	Nays	Nays	Absent	Absent	Excused	Excused
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Excused	Excused											
		Reported correctly engrossed Signed by Speaker Returned to Senate										

CHIEF CLERK OF THE HOUSE

HISTORY IN THE SENATE

19		Received from House
		To enrolling
		Reported correctly enrolled
		Sent to Governor
		..... by Governor
		Filed with Lt. Governor
		Chapter No. ....

THE LEGISLATURE OF THE STATE OF ALASKA  
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. S.B. 795  
 Title Outdoor Recreation and Historic Projects  
 Requested by Sen. Fischer Date 3/12/82

II. FISCAL DETAIL

Agency Affected Natural Resources - Parks  
 Program Category Affected Parks & Recreation (NRMEC)  
 BRU, Program, or Subprogram(s) Affected Park Operations

(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.		8,391.9	8,391.9			
<b>TOTAL</b>		<b>8,391.9</b>	<b>8,391.9</b>			

FUNDING (Thousands of Dollars)

GENERAL FUND		8,391.9	8,391.9			
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME		1.0	1.0			
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

The grants amount indicated above is based on the formula included in section 1 of the bill: \$20 per person times the July 1, 1981, total State population of 419,593.

The full-time position identified above would be a technical assistance person funded from a surcharge on the grants, as authorized in section 1 of the bill.

IV. DATE 3/18/82 PREPARED BY Hilton Wolfe *Hilton Wolfe*  
 AGENCY Natural Resources - Parks  
 PHONE 465-2421  
 Original: Legislative Finance  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)

Introduced: 2/16/82  
Referred: Resources

1 IN THE SENATE

BY FISCHER

2 SENATE BILL NO. 795

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to outdoor recreation and historic  
7 projects; and providing for an effective date."

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

9 \* Section 1. AS 41.22 is amended by adding new sections to read:

10 ARTICLE 2. OUTDOOR RECREATION AND HISTORIC

11 PROPERTIES GRANT PROGRAM.

12 Sec. 41.22.050. OUTDOOR RECREATION AND HISTORIC PROPERTIES GRANT  
13 PROGRAM. (a) There is in the Department of Natural Resources an out-  
14 door recreation and historic properties grant fund administered by the  
15 division of parks.

16 (b) Appropriations and other money deposited in the fund estab-  
17 lished under this section shall be used by the department to make grants  
18 not to exceed 75 percent of the total cost of a project that is ini-  
19 tiated by a municipality to acquire, develop, or extend outdoor recrea-  
20 tion sites and facilities under criteria established by the commissioner  
21 of natural resources.

22 (c) Appropriations and other money deposited in the fund estab-  
23 lished under this section shall be used by the department to make grants  
24 not to exceed 75 percent of the total cost of a historic properties  
25 project that is initiated by a municipality.

26 (d) The department may adopt regulations necessary to carry out  
27 the purposes of this chapter.

28 (e) The department shall provide an annual status report on the  
29 outdoor recreation and historic properties grant program to the legisla-

1 ture.

2 (f) As used in this section

3 (1) "department" means the Department of Natural Resources;

4 (2) "historic properties project" means a project for the  
5 acquisition, rehabilitation, preservation, and protection of historic  
6 sites, buildings, and monuments that meets criteria established by the  
7 Historic Sites Advisory Committee;

8 (3) "municipality" means a city or borough having the power  
9 to provide for recreation facilities;

10 (4) "outdoor recreation project" means a project that will  
11 improve and enhance outdoor recreation opportunities for residents and  
12 visitors to the state and includes, but is not necessarily limited to,  
13 the acquisition or development of land or water for

14 (A) outdoor sports and playfields;

15 (B) picnic facilities;

16 (C) camping facilities;

17 (D) outdoor swimming facilities;

18 (E) boat launches and transient moorage;

19 (F) fishing and hunting facilities;

20 (G) winter sports facilities;

21 (H) landscaping facilities;

22 (I) recreational, historical and wilderness trails,  
23 waterways, and associated facilities and appropriate information  
24 markers.

25 Sec. 41.22.070. ADMINISTRATIVE AND TECHNICAL ASSISTANCE. (a) The  
26 division of parks may provide technical assistance to an applicant  
27 planning, preparing applications for grants, and project administration.

28 (b) The division of parks may retain not to exceed five percent of  
29 the amount appropriated to the outdoor recreation and historic properties

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grant fund for administrative and technical assistance costs related to the administration of AS 41.22.050.

Sec. 41.22.080. APPROPRIATIONS TO FUND. An amount equivalent to \$20 per capita of the total estimated population of the state, based on annual estimated population statistics of the Alaska Department of Labor, may be appropriated annually to the outdoor recreation and historic properties grant fund.

- \* Sec. 2. AS 41.22.010 - 41.22.030 are repealed.
- \* Sec. 3. This Act takes effect July 1, 1982.

Original sponsor: Fischer

Offered: 4/19/82  
Referred: Finance

1 IN THE SENATE

BY THE RESOURCES COMMITTEE

2

CS FOR SENATE BILL NO. 795 (Resources)

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

TWELFTH LEGISLATURE - SECOND SESSION

5

A BILL

6

For an Act entitled: "An Act relating to outdoor recreation and historic projects; and providing for an effective date."

7

8

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

9

\* Section 1. LEGISLATIVE INTENT. (a) The legislature finds that

10

(1) significant opportunities for outdoor recreation are part of

11

what makes Alaska different;

12

(2) this difference is vital to the mental and physical well-being

13

of Alaskans and should be affirmatively encouraged by the legislature;

14

(3) the state has many sites of national and international signi-

15

ficance that are worthy of preservation for future generations;

16

(4) these significant sites are being lost to the people of the

17

state through decay and neglect and from purchase and reconstruction.

18

(b) Therefore the legislature concludes that

19

(1) there is a compelling public interest and a demonstrated

20

community need for the preservation, enhancement, protection, and rehabilita-

21

tion of outdoor recreation facilities and historic sites; and

22

(2) the legislature should regularly support the grant program for

23

the preservation and enhancement of outdoor recreation facilities and historic

24

sites.

25

\* Sec. 2. AS 41.22 is amended by adding new sections to read:

26

ARTICLE 2. OUTDOOR RECREATION AND HISTORIC

27

PROPERTIES GRANT PROGRAM.

28

Sec. 41.22.050. OUTDOOR RECREATION AND HISTORIC PROPERTIES GRANT

29

PROGRAM. (a) There is in the Department of Natural Resources an out-

1 door recreation and historic properties grant fund administered by the  
2 division of parks.

3 (b) Appropriations and other money deposited in the fund estab-  
4 lished under this section shall be used by the division to make grants  
5 not to exceed 75 percent of the total cost of

6 (1) a project initiated by a municipality having the power to  
7 provide for recreation facilities to acquire, develop, or extend outdoor  
8 recreation sites and facilities under criteria established by the com-  
9 missioner of natural resources; and

10 (2) a historic properties project initiated by an owner of  
11 property or by a municipality having the power to provide for recreation  
12 facilities.

13 (c) The department may adopt regulations necessary to carry out  
14 the purposes of this chapter.

15 (d) The department shall provide an annual status report on the  
16 outdoor recreation and historic properties grant program to the legisla-  
17 ture.

18 (e) As used in this section

19 (1) "department" means the Department of Natural Resources;

20 (2) "historic properties project" means a project for the  
21 acquisition, rehabilitation, preservation, and protection of historic  
22 sites, buildings, and monuments that meets criteria established by the  
23 Historic Sites Advisory Committee;

24 (3) "outdoor recreation project" means a project that will  
25 improve and enhance outdoor recreation opportunities for residents and  
26 visitors to the state and includes, but is not necessarily limited to,  
27 the acquisition or development of land or water for

28 (A) outdoor sports and playfields;

29 (B) picnic facilities;

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- (C) camping facilities;
- (D) outdoor swimming facilities;
- (E) boat launches and transient moorage;
- (F) fishing and hunting facilities;
- (G) winter sports facilities;
- (H) landscaping facilities;
- (I) recreational, historical and wilderness trails, waterways, and associated facilities and appropriate information markers.

Sec. 41.22.070. ADMINISTRATIVE AND TECHNICAL ASSISTANCE. The division of parks may assist an applicant in planning, preparing applications for outdoor recreation and historic properties grants, and for project administration.

- \* Sec. 3. AS 41.22.010 - 41.22.030 are repealed.
- \* Sec. 4. This Act takes effect July 1, 1982.

COMMITTEE REPORT  
SENATE

4/21/82

FURTHER: None

Date: \_\_\_\_\_

Mr. President:

The Committee on FINANCE has had SSSB 796  
providing for the management of state-owned land in the Haines area

under consideration and (a majority of the committee) (the committee)  
reports it back with the following recommendations:

- do pass  do not pass
- do pass with attached amendments(s)
- replace with CS for SSSB 796 (Finance)  same title  new title
- and recommends DO PASS
- AND attaches a "Letter of Intent"  New Fiscal Note
- reports it back without recommendation
- referred to the \_\_\_\_\_ Committee

MEMBERS SIGNING  
DO PASS

MEMBERS HAVING  
OTHER RECOMMENDATIONS:

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\_\_\_\_\_  
CHAIRMAN

Bradley  
4/21/82

Original sponsor: Ray

1 IN THE SENATE BY THE FINANCE COMMITTEE

2 CS FOR SPONSOR SUBSTITUTE FOR SENATE BILL NO. 796 (Finance)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act providing for the management of state-owned  
7 land in the Haines area; establishing the Alaska Chilkat  
8 Bald Eagle Preserve and the Haines State Forest Resource  
9 Management Area; and providing for an effective date."

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

11 \* Section 1. AS 41.20 is amended by adding new sections to read:

12 ARTICLE 16. ALASKA CHILKAT BALD EAGLE PRESERVE.

13 Section 41.20.506. DECLARATION OF PURPOSE. (a) The purpose of  
14 AS 41.20.506 - 41.20.525 is to establish the state-owned land and water  
15 described in AS 41.20.507(k) as the Alaska Chilkat Bald Eagle Preserve  
16 as part of the state park system. The primary purpose of establishing  
17 the Alaska Chilkat Bald Eagle Preserve is to protect and perpetuate the  
18 Chilkat bald eagles and their essential habitats within the Alaska  
19 Chilkat Bald Eagle Preserve in recognition of their statewide, nation-  
20 ally, and internationally significant values in perpetuity.

21 (b) The Alaska Chilkat Bald Eagle Preserve is also established to

22 (1) protect and sustain the natural salmon spawning and  
23 rearing areas of the Chilkat River and Chilkoot River systems within the  
24 preserve in perpetuity;

25 (2) provide continued opportunities for research, study and  
26 enjoyment of bald eagles and other wildlife;

27 (3) ensure to the maximum extent practicable water quality  
28 and necessary water quantity under applicable laws;

29 (4) provide for other public uses consistent with the primary

1 purpose for which the Alaska Chilkat Bald Eagle Preserve is established;

2 (5) provide an opportunity for the continued traditional and  
3 natural resource based lifestyle of the people living in the general  
4 areas described in AS 41.20.507(k), consistent with the other purposes  
5 of AS 41.20.506(a) and (b).

6 (c) It is the intent of the legislature in enacting AS 41.20.506 -  
7 41.20.525 to provide sufficient protection for the purposes for which  
8 the Alaska Chilkat Bald Eagle Preserve is established. Accordingly, the  
9 establishment of the Alaska Chilkat Bald Eagle Preserve and the Haines  
10 State Forest Resource Management Area (AS 41.15.500 - 41.15.520) is  
11 determined to represent a proper balance between the reservation of  
12 state public domain land and water for bald eagle preserve purposes and  
13 state public domain land and water more appropriate for multiple use.  
14 Therefore, the legislature determines that there is no need for legisla-  
15 tion expanding or contracting the boundary of the Alaska Chilkat Bald  
16 Eagle Preserve in the future; the legislature further determines that  
17 study by a state agency of the expansion or contracting of the boundary  
18 of the preserve shall be conducted under AS 41.20.507(j).

19 (d) Inasmuch as the area described in AS 41.20.507(k) exceeds 640  
20 acres, AS 41.20.506 - 41.20.525 are intended to close the area to mul-  
21 tiple use in conformity with AS 38.05.300 and the land is dedicated as a  
22 special purpose site under art. VIII, sec. 7 of the state constitution.

23 Sec. 41.20.507. ESTABLISHMENT AND MANAGEMENT. (a) Subject to  
24 valid existing rights, the land and water presently owned by the state  
25 and all land and water acquired in the future by the state lying within  
26 the boundaries described in (k) of this section are designated the  
27 Alaska Chilkat Bald Eagle Preserve and assigned to the Department of  
28 Natural Resources for control, development, and maintenance.

29 (b) Private land, approved or pending Native allotments, pending

1 and approved land selections made by the Haines Borough under state law  
2 on the effective date of this Act, University of Alaska grant land not  
3 located within the Chilkat River Critical Habitat Area established by  
4 AS 16.20.230(8) and existing transportation and utility corridors  
5 located partially or completely within the Alaska Chilkat Bald Eagle  
6 Preserve are excluded from the Alaska Chilkat Bald Eagle Preserve. The  
7 commissioner of natural resources may not acquire private land or  
8 University of Alaska grant land located partially or completely within  
9 the Alaska Chilkat Bald Eagle Preserve by eminent domain for any purpose.

10 (c) Approved or pending Native allotments located partially or  
11 completely within the Alaska Chilkat Bald Eagle Preserve are not ad-  
12 versely affected by the establishment of the Alaska Chilkat Bald Eagle  
13 Preserve and all approved allotments and all pending allotments located  
14 partially or completely within the preserve shall be treated as private  
15 land.

16 (d) The Department of Fish and Game is responsible for the manage-  
17 ment of fish and game resources in the Alaska Chilkat Bald Eagle Pre-  
18 serve under applicable law and consistent with the purposes of AS 41.-  
19 20.506 - 41.20.525.

20 (e) The Department of Natural Resources shall consult with the  
21 Department of Fish and Game, the United States Fish and Wildlife Ser-  
22 vice, a local governing body of a municipality, any local fish and  
23 game advisory committees, and the Alaska Chilkat Bald Eagle Preserve  
24 Advisory Council established by AS 41.20.515 before adoption of reason-  
25 able regulations governing public use and protection of the Alaska  
26 Chilkat Bald Eagle Preserve. The Department of Fish and Game shall  
27 consult with the Department of Natural Resources and the Alaska Chilkat  
28 Bald Eagle Preserve Advisory Council in proposing regulations governing  
29 fish and game management in the Alaska Chilkat Bald Eagle Preserve for

1 adoption by the Board of Fisheries or the Board of Game. The Department  
2 of Fish and Game and the Department of Natural Resources shall cooperate  
3 with the United States Fish and Wildlife Service in its administration  
4 of federal law governing the conservation of bald eagles.

5 (f) The state land and water described in (k) of this section are  
6 closed to mineral entry under AS 38.05.135 - 38.05.280, to commercial  
7 harvest of timber, and to sale under state land disposal laws. The  
8 commissioner of natural resources may lease the land described in (k) of  
9 this section under AS 38.05.070 - 38.05.105 for a purpose consistent  
10 with AS 41.20.506(a); a municipality may select land within the Alaska  
11 Chilkat Bald Eagle Preserve under law.

12 (g) Continued oportunities for traditional uses of the Alaska  
13 Chilkat Bald Eagle Preserve at levels and by methods and means that are  
14 compatible with the protection of the bald eagle population are guaran-  
15 teed. These historically compatible uses include but are not limited to  
16 hunting, trapping, fishing, berry picking, other subsistence and recrea-  
17 tional uses, operation of motorized vehicles, and the harvesting of  
18 personal-use firewood. The level and method or means of traditional use  
19 may continue subject to reasonable regulation unless the director of  
20 the division of parks, Department of Natural Resources, after consulta-  
21 tion with the Alaska Chilkat Bald Eagle Preserve Advisory Council, makes  
22 a finding that the level or method and means of use is causing signifi-  
23 cant resource damage that is inconsistent with AS 41.20.506(a). The  
24 director of the division of parks shall hold a public hearing in Haines  
25 and Klukwan before restricting a traditional use permitted under this  
26 section.

27 (h) If privately owned land, University of Alaska grant land,  
28 valid mining rights, existing mineral leases, subsurface rights on  
29 private land, or other valid occupancy is surrounded by state land of

1 the Alaska Chilkat Bald Eagle Preserve or if privately owned land,  
2 University of Alaska grant land, federal land, municipal land, or state  
3 land not described in (k) of this section, valid mining claims, subsur-  
4 face rights, or other valid occupancy on land not described in (k) of  
5 this section does not have reasonable, timely, and economically feasible  
6 access and egress by means other than crossing land designated as Alaska  
7 Chilkat Bald Eagle Preserve land in (k) of this section, the director of  
8 the division of parks shall grant a private landowner, the University of  
9 Alaska, a holder of valid existing rights to land, or a state agency,  
10 municipality, or federal agency rights necessary to assure reasonable,  
11 timely, and economically feasible access and egress. The rights of  
12 access and egress granted under this subsection are subject to reasonable  
13 regulation and stipulations established by the director of the division  
14 of parks after consulting with the Alaska Chilkat Bald Eagle Preserve  
15 Advisory Council to protect the purposes and values of the Alaska Chilkat  
16 Bald Eagle Preserve and to minimize adverse environmental impacts in the  
17 preserve. The director of the division of parks shall give favorable  
18 consideration to applications for utility rights-of-way that are com-  
19 patible with AS 41.20.506(a).

20 (i) The director of the division of parks and the Alaska Chilkat  
21 Bald Eagle Advisory Council established under AS 41.20.515, in written  
22 consultation with the United States Fish and Wildlife Service, the  
23 Department of Fish and Game, the Chilkat Indian Village, the Chilkoot  
24 Indian Association, and other appropriate groups, may use information  
25 gained through cooperative resource studies in the development of the  
26 management plan for the Alaska Chilkat Bald Eagle Preserve and in deci-  
27 sions affecting the management and administration of the preserve. The  
28 director of the division of parks and the advisory council shall investi-  
29 gate the need for additional research to increase knowledge and under-

1 standing of the natural and cultural resources of the area and to enhance  
2 the effective management of the Alaska Chilkat Bald Eagle Preserve.

3 (j) An agency of the state may not participate or cooperate with a  
4 federal or private study considering additions to or deletions from the  
5 area of the Alaska Chilkat Bald Eagle Preserve without giving 90 days  
6 prior notice to the Alaska Chilkat Bald Eagle Preserve Advisory Council.  
7 The director of the division of parks may waive the notice required by  
8 this subsection on his determination in writing to the advisory council  
9 that an emergency necessitates immediate study or a shorter period of  
10 notice to the advisory council.

11 (k) Except for University of Alaska grant land, the land and water  
12 owned by the state and all land and water acquired by the state in the  
13 future lying within the following described parcels are designated as  
14 the Alaska Chilkat Bald Eagle Preserve:

- 15 (1) Township 26 South, Range 55 East, Copper River Meridian  
16 Section 12: that portion within USS 3708  
17 Section 13  
18 Section 23: SE1/4NE1/4, NE1/4SE1/4, E1/2NW1/4SE1/4,  
19 S1/2SE1/4  
20 Sections 24 and 25  
21 Section 26: E1/2  
22 Section 33: SE1/4SE1/4SE1/4  
23 Section 34: E1/2NE1/4, E1/2SW1/4NE1/4, SE1/4NE1/4SW1/4,  
24 E1/2SW1/4SW1/4, SW1/4SW1/4SW1/4, SE1/4SW1/4, SE1/4  
25 Section 35  
26 Section 36: NE1/4NW1/4NE1/4, W1/2W1/2NE1/4, NW1/4,  
27 N1/2SW1/4, N1/2SW1/4SW1/4, SW1/4SW1/4SW1/4, NW1/4SE1/4-  
28 SW1/4, NW1/4SE1/4  
29 (2) Township 26 South, Range 56 East, Copper River Meridian

1 Section 7: SW1/4NE1/4, S1/2NW1/4, S1/2

2 Section 8: SE1/4SW1/4NW1/4, SE1/4NW1/4, SW1/4, that  
3 portion of the S1/2NE1/4 within USS 3708

4 Section 17: W1/2NW1/4

5 Section 18

6 Section 19: W1/2, SW1/4SE1/4

7 Section 30: NE1/4NW1/4NE1/4, W1/2NW1/4NE1/4, NW1/4,  
8 W1/2SW1/4

9 (3) Township 27 South, Range 55 East, Copper River Meridian

10 Section 2: NW1/4, W1/2NE1/4SW1/4, NW1/4SW1/4, N1/2SW1/4-  
11 SW1/4, SW1/4SW1/4SW1/4, NW1/4SE1/4SW1/4, except USS 3744

12 Section 3

13 Section 4: NE1/4NE1/4NE1/4, S1/2NE1/4NE1/4, E1/2SW1/4-  
14 NE1/4, SE1/4NE1/4, E1/2SE1/4SW1/4, SE1/4

15 Section 8: SE1/4SE1/4SW1/4, S1/2S1/2SE1/4, N1/2SE1/4-  
16 SE1/4

17 Section 9: E1/2, E1/2NW1/4, N1/2NE1/4SW1/4, SE1/4NE1/4-  
18 SW1/4, NW1/4SW1/4SW1/4, S1/2S1/2SW1/4

19 Section 10: W1/2W1/2NE1/4, W1/2

20 Section 15: NW1/4NW1/4NE1/4, S1/2NW1/4NE1/4, SW1/4NE1/4,  
21 W1/2, W1/2SE1/4

22 Section 16: E1/2, NW1/4, N1/2SW1/4, NW1/4SE1/4SW1/4,  
23 E1/2SE1/4SW1/4

24 Section 17: N1/2NE1/4, NE1/4SW1/4NE1/4, SE1/4NE1/4,  
25 E1/2NE1/4NW1/4, N1/2NE1/4SE1/4, SE1/4NE1/4SE1/4

26 Section 21: E1/2, E1/2E1/2NW1/4, SW1/4SE1/4NW1/4, E1/2-  
27 SW1/4, SE1/4SW1/4SW1/4

28 Section 22: SW1/4NE1/4NE1/4, W1/2E1/2, W1/2SE1/4NE1/4,  
29 W1/2, W1/2E1/2SE1/4

1 Section 26: NW1/4NW1/4NW1/4, S1/2NW1/4NW1/4, SW1/4NW1/4,  
2 W1/2E1/2SW1/4, W1/2SW1/4

3 Section 27

4 Section 28: E1/2, E1/2W1/2, E1/2W1/2W1/2

5 Section 33: N1/2NE1/4, E1/2SW1/4NE1/4, NW1/4SW1/4NE1/4,  
6 SE1/4NE1/4, E1/2NE1/4NW1/4, NE1/4SE1/4, E1/2NW1/4SE1/4,  
7 N1/2SE1/4SE1/4, SE1/4SE1/4SE1/4

8 Section 34

9 Section 35: NW1/4NW1/4NE1/4, S1/2NW1/4NE1/4, SW1/4NE1/4,  
10 NW1/4SE1/4NE1/4, S1/2SE1/4NE1/4, W1/2, SE1/4

11 Section 36: W1/2SW1/4SW1/4

12 (4) Township 28 South, Range 55 East, Copper River Meridian

13 Section 1: S1/2SW1/4NW1/4, SW1/4

14 Section 2

15 Section 3: NE1/4, N1/2NW1/4, N1/2SW1/4NW1/4, SE1/4NW1/4,  
16 NE1/4NE1/4SW1/4, N1/2SE1/4, SE1/4SE1/4

17 Section 4: E1/2NE1/4NE1/4

18 Section 10: that portion of Mosquito Lake

19 Section 11: N1/2, N1/2SE1/4, NE1/4SW1/4SE1/4, SE1/4SE1/4  
20 except USS 3431

21 Section 12

22 Section 13: E1/2, NE1/4NW1/4, E1/2NW1/4NW1/4, NW1/4NW1/4  
23 NW1/4, NW1/4SE1/4NW1/4, E1/2SE1/4NW1/4

24 Section 15: that portion of Mosquito Lake

25 Section 19: Lot 13

26 Section 24: E1/2E1/2, NE1/4NW1/4NE1/4

27 Section 25: Lots 9 - 11 and 16

28 Section 26: that portion of Lot 5 and NE1/4NW1/4 south  
29 of the Haines Highway and Lots 1, 12, and 17

1 Section 27: Lots 5 - 8, 10, 13, 18, 19, and 22  
 2 Section 28, except S1/2S1/2, the south 660 feet of  
 3 Lots 5 - 7, and that portion north of the Haines Highway  
 4 Section 29, except S1/2S1/2S1/2, NE1/4SE1/4SE1/4, and  
 5 Lots 9, 14, 15, and 18  
 6 Section 30: Lot 11, and Lot 6 except the south 660 feet  
 7 Section 33: S1/2SE1/4SE1/4  
 8 Section 34: S1/2S1/2S1/2  
 9 Section 35: Lot 1  
 10 Section 36, except SW1/4NW1/4, S1/2, and the south 660  
 11 feet of Lots 3 - 4  
 12 (5) Township 28 South, Range 56 East, Copper River Meridian  
 13 Section 7: SW1/4NW1/4NW1/4, SW1/4NW1/4, SW1/4SE1/4NW1/4,  
 14 W1/2NE1/4SW1/4, SE1/4NE1/4SW1/4, NW1/4SW1/4, S1/2SW1/4,  
 15 SW1/4SW1/4SE1/4  
 16 Section 17: W1/2SW1/4SW1/4, SE1/4SW1/4SW1/4  
 17 Section 18: W1/2W1/2NE1/4, E1/2SW1/4NE1/4, SW1/4SE1/4-  
 18 NE1/4, W1/2, SE1/4  
 19 Section 19  
 20 Section 20: W1/2W1/2  
 21 Section 29: Lots 8 - 11  
 22 Section 30, except Lots 1, 4, 5, 8, 15 - 17, and the  
 23 NE1/4SW1/4  
 24 Section 31  
 25 Section 32, except USS 991, USS 2455, and Lots 1, 2,  
 26 and 24  
 27 Section 33: S1/2 except USS 2455 and Lots 18 - 21  
 28 Section 34: Lots 1, 2, S1/2NE1/4SW1/4, W1/2SW1/4SE1/4  
 29 SE1/4SW1/4SE1/4

- 1 (6) Township 28 South, Range 57 East, Copper River Meridian  
 2 Section 22: NE1/4SW1/4, E1/2SE1/4SW1/4, W1/2NW1/4SE1/4,  
 3 SW1/4SE1/4, NW1/4SE1/4SE1/4, S1/2SE1/4SE1/4  
 4 Section 26: W1/2SW1/4NW1/4, W1/2W1/2SW1/4  
 5 Section 27: E1/2E1/2, N1/2NW1/4NE1/4, SE1/4NW1/4NE1/4  
 6 Section 34: NE1/4NE1/4, NE1/4SE1/4NE1/4  
 7 Section 35: SW1/4SW1/4NE1/4, NW1/4NW1/4NW1/4, S1/2NW1/4-  
 8 NW1/4, S1/2NW1/4, E1/2SW1/4, NW1/4NW1/4SE1/4, S1/2NW1/4-  
 9 SE1/4, S1/2SE1/4, SW1/4NE1/4SE1/4
- 10 (7) Township 29 South, Range 55 East, Copper River Meridian  
 11 Section 1: S1/2NE1/4NE1/4, E1/2SW1/4NE1/4, N1/2SE1/4-  
 12 NE1/4, SW1/4SE1/4NE1/4, NW1/4NE1/4SE1/4, NE1/4NW1/4SE1/4
- 13 (8) Township 29 South, Range 56 East, Copper River Meridian  
 14 Section 1  
 15 Section 2: N1/2NE1/4, E1/2SE1/4NE1/4, NE1/4NW1/4, E1/2-  
 16 NE1/4SE1/4, NE1/4SE1/4SE1/4  
 17 Section 4: W1/2NW1/4, W1/2SE1/4NW1/4, SE1/4SE1/4NW1/4,  
 18 SW1/4, W1/2NW1/4SE1/4, SE1/4NW1/4SE1/4, SW1/4SE1/4,  
 19 W1/2SE1/4SE1/4, SE1/4SE1/4SE1/4  
 20 Section 5: E1/2, N1/2NW1/4, SE1/4NE1/4SW1/4, E1/2SE1/4-  
 21 SW1/4  
 22 Section 6: N1/2N1/2NE1/4, NE1/4NE1/4NW1/4, S1/2NE1/4-  
 23 NW1/4, S1/2NW1/4NW1/4, N1/2SW1/4NW1/4, NW1/4SE1/4NW1/4  
 24 Section 8, except SW1/4SW1/4 and S1/2SE1/4SW1/4  
 25 Section 9  
 26 Section 10: S1/2S1/2NE1/4, SW1/4NE1/4NW1/4, NW1/4NW1/4,  
 27 S1/2NW1/4, S1/2  
 28 Section 11: S1/2NE1/4, S1/2S1/2NW1/4, NE1/4SW1/4NW1/4,  
 29 N1/2SE1/4NW1/4, S1/2

1 Sections 12, 13, 14

2 Section 15: N1/2, N1/2N1/2SW1/4, E1/2SE1/4, NW1/4SE1/4,  
3 E1/2SW1/4SE1/4

4 Section 16: E1/2NE1/4, E1/2W1/2NE1/4, W1/2NW1/4NE1/4,  
5 NW1/4SW1/4NE1/4, N1/2N1/2NW1/4, SE1/4NE1/4NW1/4, NE1/4-  
6 SE1/4NW1/4

7 Section 17: N1/2NE1/4NE1/4

8 Section 22: N1/2NE1/4NE1/4, NE1/4NW1/4NE1/4

9 Section 23: that portion of the N1/2NW1/4 lying west of  
10 Chilkat Lake

11 (9) Township 29 South, Range 57 East, Copper River Meridian

12 Section 4: NW1/4NW1/4SW1/4, S1/2NW1/4SW1/4, SW1/4SW1/4,  
13 NW1/4SE1/4SW1/4, S1/2SE1/4SW1/4

14 Section 5, except N1/2NE1/4, NE1/4SE1/4NE1/4, and the  
15 north 660 feet and the east 660 feet of Lot 2

16 Sections 6 - 8

17 USS 907

18 Section 9: W1/2W1/2NE1/4, SE1/4SW1/4NE1/4, SW1/4SE1/4-  
19 NE1/4, NW1/4, S1/2

20 Section 10: Lots 1 - 4, W1/2NE1/4SW1/4, NW1/4SE1/4-  
21 SW1/4, E1/2SW1/4SE1/4SW1/4

22 Section 14: that portion west of the Haines Highway

23 Section 15, except NE1/4NE1/4 and Lots 7 - 10, 13 - 14

24 Sections 16 - 18

25 USS 786

26 Section 19: NE1/4NE1/4NE1/4

27 Section 20: NE1/4, E1/2NW1/4, NW1/4NW1/4, E1/2SW1/4NW1/4,  
28 NE1/4SE1/4, N1/2NW1/4SE1/4, SE1/4NW1/4SE1/4, NE1/4SE1/4-  
29 SE1/4

1 Sections 21 and 22

2 Section 23: that portion west of the Haines Highway

3 Section 25: that portion west of the Haines Highway

4 Section 26: that portion west of the Haines Highway

5 Section 27

6 Section 28: NE1/4, NE1/4NW1/4, N1/2NW1/4NW1/4, N1/2SE1/4-

7 NW1/4, NE1/4SE1/4, N1/2NW1/4SE1/4, SE1/4NW1/4SE1/4,

8 NE1/4SE1/4SE1/4

9 Section 34: NE1/4, NE1/4NW1/4, NE1/4SE1/4NW1/4, NE1/4-

10 SE1/4, NE1/4NW1/4SE1/4, E1/2SE1/4SE1/4

11 Section 35

12 Section 36: that portion west of the Haines Highway

13 (10) Township 29 South, Range 58 East, Copper River Meridian

14 Section 3: S1/2SW1/4NW1/4, SW1/4NE1/4SW1/4, W1/2SW1/4,

15 SE1/4SW1/4, S1/2SW1/4SE1/4

16 Section 4: SW1/4NE1/4NE1/4, W1/2NE1/4, SE1/4NE1/4, NW1/4-

17 NE1/4SW1/4, SE1/4

18 Section 9: NE1/4NE1/4

19 Section 10: N1/2, E1/2SW1/4, E1/2W1/2SW1/4, NW1/4NW1/4-

20 SW1/4, SE1/4

21 (11) Township 30 South, Range 57 East, Copper River Meridian

22 Section 1

23 Section 2: NE1/4, NE1/4NW1/4, N1/2NW1/4NW1/4, SE1/4NW1/4-

24 NW1/4, N1/2SE1/4NW1/4, SE1/4SE1/4NW1/4, N1/2SE1/4,

25 N1/2SE1/4SE1/4

26 Section 3: NE1/4NE1/4NE1/4

27 Section 12: NE1/4, NE1/4NW1/4, NE1/4NW1/4NW1/4, NE1/4-

28 SE1/4NW1/4, W1/2NE1/4SE1/4, NE1/4NW1/4SE1/4, E1/2E1/2-

29 SE1/4, NW1/4SE1/4SE1/4

1 Section 13: NE1/4NE1/4NE1/4

2 (12) Township 30 South, Range 58 East, Copper River Meridian

3 Section 6: that portion west of the Haines Highway

4 Section 7: that portion west of the Haines Highway

5 Section 8: that portion west of the Haines Highway

6 Section 16: that portion west of the Haines Highway

7 Section 17: that portion west of the Haines Highway

8 Section 18: Lots 1 - 3 and 5, SW1/4NE1/4, N1/2SE1/4NW1/4,

9 SE1/4SE1/4NW1/4, SE1/4

10 (l) Historical, cultural, and burial sites identified in the  
11 Alaska Chilkat Bald Eagle Preserve management plan are not available for  
12 surface disposal under AS 41.20.507(f) and shall be managed by the  
13 director of parks to prevent vandalism, destruction, and desecration.

14 (m) The director of the division of parks and the director of the  
15 division of forestry shall consult in the preparation of the management  
16 plan prepared under AS 41.20.507(i) to promote effective, efficient, and  
17 coordinated administration of the Haines State Forest Resource Manage-  
18 ment Area and the Alaska Chilkat Bald Eagle Preserve for the purposes  
19 and values for which each is established.

20 (n) University of Alaska grant land located within the boundary of  
21 the Chilkat River Critical Habitat Area established under AS 16.20.230(8)  
22 is excluded from the Alaska Chilkat Bald Eagle Preserve.

23 Sec. 41.20.515. ALASKA CHILKAT BALD EAGLE PRESERVE ADVISORY COUN-  
24 CIL. (a) A 12-member Alaska Chilkat Bald Eagle Preserve Advisory  
25 Council is established. The members of the advisory council shall be  
26 selected under this section. Members of the advisory council or their  
27 alternates are entitled to the per diem and travel expenses authorized  
28 for members of state boards under AS 39.20.180.

29 (b) The governor may appoint individuals to the Alaska Chilkat

1 Bald Eagle Preserve Advisory Council representing the following inter-  
2 ests for a two-year term:

3 (1) a resident of the Haines Borough representing a conserva-  
4 tion organization; and

5 (2) a representative of the United States Fish and Wildlife  
6 Service.

7 (c) The mayor of the City of Haines, the mayor of the Haines  
8 Borough, the president of Klukwan, Inc., the chairman of the Council of  
9 the Chilkat Indian Village, and the chairman of the Chilkoot Indian  
10 Association are ex officio members of the Alaska Chilkat Bald Eagle  
11 Preserve Advisory Council. The mayor of the Haines Borough may recom-  
12 mend to the governor for appointment to the advisory council the name of  
13 a resident of the Haines Borough for the representation of commercial or  
14 industrial interests.

15 (d) The commissioner of fish and game, the director of the divi-  
16 sion of parks, and the director of the division of forestry, or their  
17 designees, serve ex officio as members of the Alaska Chilkat Bald Eagle  
18 Preserve Advisory Council.

19 (e) The Alaska Chilkat Bald Eagle Preserve Advisory Council shall  
20 assist the Department of Natural Resources in the development and moni-  
21 toring of a management plan for the Alaska Chilkat Bald Eagle Preserve.  
22 The management plan shall be presented at public hearings in Haines and  
23 Klukwan, before approval and implementation by the department.

24 (f) Members of the Alaska Chilkat Bald Eagle Preserve Advisory  
25 Council selected under (b) - (d) of this section may select alternates  
26 to act as members of the advisory council in their absence.

27 Sec. 41.20.525. EXISTING RIGHTS. The establishment of the Alaska  
28 Chilkat Bald Eagle Preserve under AS 41.20.506 - 41.20.525 does not  
29 enlarge, diminish, add to, or waive a requirement of law otherwise

1 applicable to the management or use of the state land of the Haines  
2 State Forest Resource Management Area (AS 41.15.500 - 41.15.520) or  
3 private land. An activity allowed under law on land not described in  
4 AS 41.20.507(k), including but not limited to an activity described in  
5 AS 41.20.507(g), timber harvest, mining, resource development, and  
6 recreation, is permitted so long as the activity is conducted in compli-  
7 ance with law.

8 \* Sec. 2. AS 41.15 is amended by adding new sections to read:

9 ARTICLE 3A. HAINES STATE FOREST RESOURCE MANAGEMENT AREA.

10 Sec. 41.15.500. HAINES STATE FOREST RESOURCE MANAGEMENT AREA. (a)  
11 The purpose of AS 41.15.500 - 41.15.520 is to establish the land and  
12 water presently owned by the state and all land and water acquired in  
13 the future by the state lying within the boundaries described in AS 41.-  
14 15.510(a) as the Haines State Forest Resource Management Area. The  
15 primary purposes for the establishment of the Haines State Forest Re-  
16 source Management Area are the utilization, perpetuation, conservation,  
17 and production of the land and water including but not limited to the  
18 use of renewable and nonrenewable resources through multiple-use manage-  
19 ment and the continuation of other beneficial uses including traditional  
20 uses and other recreational activities.

21 (b) The responsibility for the management, control, development,  
22 and maintenance of the Haines State Forest Resource Management Area  
23 established under AS 41.15.500 - 41.15.520 is assigned to the Department  
24 of Natural Resources.

25 Sec. 41.15.510. BOUNDARIES AND MANAGEMENT OF HAINES STATE FOREST  
26 RESOURCE MANAGEMENT AREA. (a) Subject to valid existing rights, the  
27 land and water presently owned by the state and all land and water  
28 acquired in the future by the state lying within the following described  
29 parcels are designated as the Haines State Forest Resource Management

1 Area:

2 (1) All lands encompassed by U.S. Survey 3708, Tracts A, B  
3 and C but excluding U.S.M.S. 2206.

4 (2) Those mental health lands (MH-153) approved in the state  
5 selection letter from the United States Bureau of Land Management dated  
6 August 26, 1974, described as follows: Beginning at corner No. 1 of  
7 this tract which is common to angle point No. 5 of U.S. Survey 3708,  
8 then north  $02^{\circ}13'51''$  west 52.639 chains along the survey line to corner  
9 No. 2 of this tract which is common to angle point No. 6 of U.S. Survey  
10 3708, then north  $12^{\circ}01'18''$  west 13.346 chains to corner No. 3 of this  
11 tract which is common to angle point No. 7 of U.S. Survey 3708, then  
12 north  $53^{\circ}57'42''$  west 537.070 chains to corner No. 4 of this tract which  
13 is common to angle point No. 7-A of U.S. Survey 3708, then south  $0^{\circ}0'30''$   
14 east 63.06 chains to corner No. 5 of this tract, then south  $53^{\circ}57'42''$   
15 east 542.00 chains to corner No. 1 of this tract and angle point No. 5,  
16 U.S. Survey 3708, the point of beginning.

17 (3) Township 28 South, Range 56 East, Copper River Meridian  
18 Section 29: that portion of the N1/2 lying east of  
19 U.S.S. 3708

20 Section 34: NW1/4, SE1/4

21 (4) Township 28 South, Range 57 East, Copper River Meridian

22 (5) Township 28 South, Range 58 East, Copper River Meridian

23 (6) Township 29 South, Range 57 East, Copper River Meridian

24 Section 36: that portion of Lots 1, 5, 6, and 10 lying  
25 east of U.S.S. 3708

26 (7) Township 29 South, Range 58 East, Copper River Meridian

27 (8) Township 29 South, Range 59 East, Copper River Meridian

28 (9) Township 29 South, Range 60 East, Copper River Meridian  
29 Sections 19 - 36

- 1 (10) Township 29 South, Range 61 East, Copper River Meridian  
2 Sections 19 - 36
- 3 (11) Township 29 South, Range 62 East, Copper River Meridian  
4 Sections 19 and 20  
5 Sections 29 - 32
- 6 (12) Township 30 South, Range 57 East, Copper River Meridian  
7 Section 1: that portion of Lot 1 lying east of U.S.S.  
8 3708
- 9 (13) Township 30 South, Range 58 East, Copper River Meridian  
10 That portion lying east and south of U.S.S. 3708
- 11 (14) Township 30 South, Range 59 East, Copper River Meridian  
12 Sections 1- 10  
13 Section 12  
14 Sections 14 - 23  
15 Section 27: that portion lying west of the Haines  
16 Corporation boundary  
17 Sections 28 - 31  
18 Section 33
- 19 (15) Township 30 South, Range 60 East, Copper River Meridian
- 20 (16) Township 30 South, Range 61 East, Copper River Meridian
- 21 (17) Township 30 South, Range 62 East, Copper River Meridian  
22 Sections 5 - 8  
23 Sections 17 - 20  
24 Sections 29 - 32
- 25 (18) Township 31 South, Range 58 East, Copper River Meridian
- 26 (19) Township 31 South, Range 59 East, Copper River Meridian  
27 Sections 6 - 8  
28 Sections 16 - 22  
29 Sections 27 - 34

1 (20) Township 31 South, Range 60 East, Copper River Meridian  
2 Sections 1 - 4  
3 Sections 9 - 15  
4 Sections 22 - 24  
5 Sections 35 and 36

6 (21) Township 31 South, Range 61 East, Copper River Meridian  
7 Sections 1 - 30

8 (22) Township 31 South, Range 62 East, Copper River Meridian  
9 Sections 5 - 8  
10 Sections 17 - 20  
11 Sections 31 and 32

12 (23) Township 32 South, Range 59 East, Copper River Meridian  
13 Sections 3 - 33  
14 Sections 34 - 36: that portion lying north of the Tongass  
15 National Forest boundary

16 (b) Private land, University of Alaska grant land, existing trans-  
17 portation corridors, and borough selection within the Haines State  
18 Forest Resource Management Area are excluded from the Haines State  
19 Forest Resource Management Area. The commissioner of natural resources  
20 may not acquire private land or University of Alaska grant land located  
21 within the Haines State Forest Resource Management Area by eminent  
22 domain for any purpose.

23 (c) Approved or pending Native allotment applications located  
24 partially or completely within the Haines State Forest Resource Manage-  
25 ment Area are not adversely affected by the establishment of the Haines  
26 State Forest Resource Management Area and all approved allotments and  
27 all pending allotments shall be treated as private land.

28 (d) The division of forestry shall consult with the division of  
29 parks, the Department of Fish and Game, including each local fish and

1 game advisory committee with jurisdiction in the area, and the Alaska  
2 Chilkat Bald Eagle Preserve Advisory Council to promote effective,  
3 efficient, and coordinated administration of the Haines State Forest  
4 Resource Management Area and the Alaska Chilkat Bald Eagle Preserve for  
5 the values for which each is established.

6 (e) Resource studies undertaken by the Department of Natural  
7 Resources shall be designed to benefit the management and administration  
8 of the Haines State Forest Resource Management Area and the Alaska  
9 Chilkat Bald Eagle Preserve.

10 (f) The establishment of the Haines State Forest Resource Manage-  
11 ment Area has no effect on the terms and conditions of an existing  
12 permit or contract involving use of the land, water, or other resources  
13 of the Haines State Forest Resource Management Area.

14 Sec. 41.15.520. MULTIPLE-USE MANAGEMENT. (a) The Haines State  
15 Forest Resource Management Area shall be managed under the principles of  
16 multiple use and sustained yield as defined in AS 38.04.910, under  
17 AS 41.17, and under a management plan prepared by the Department of  
18 Natural Resources. The plan may not be adopted or revised without prior  
19 review by the Board of Forestry or without a public hearing held in  
20 Haines and Klukwan.

21 (b) The Department of Natural Resources shall periodically review  
22 and revise the management plan adopted for the Haines State Forest  
23 Resource Management Area under (a) of this section. The management plan  
24 shall be based on an existing operational level inventory and revised as  
25 future inventory information becomes available to the department.

26 (c) A copy of a management plan and any revision to it prepared by  
27 the Department of Natural Resources, reviewed by the Board of Forestry  
28 and adopted by the department after public hearings required under (a)  
29 of this section shall be provided to the legislature within 30 days of

1 its adoption or revision or within the first 10 days of the first  
2 session of the legislature to convene after its adoption or revision.

3 (d) The Department of Fish and Game is responsible for the manage-  
4 ment of fish and game resources in the Haines State Forest Resource  
5 Management Area under applicable law and in a manner consistent with  
6 AS 41.15.500 - 41.15.520 except that an opportunity for continued  
7 traditional use of the Haines State Forest Resource Management Area at  
8 levels and by traditional methods and means is guaranteed. The tradi-  
9 tionally compatible uses include but are not limited to fishing, hunting  
10 trapping, berry picking, subsistence, and recreational uses, operation  
11 of motorized vehicles, and the harvest of personal-use firewood.

12 (e) The control of highway access and roadside structures within  
13 the Haines State Forest Resource Management Area is the responsibility  
14 of the Department of Natural Resources except that the Department of  
15 Transportation and Public Facilities is responsible for the repair and  
16 maintenance of public roads in the Haines State Forest Resource Manage-  
17 ment Area.

18 (f) The state land and water described in AS 41.15.510(a) are  
19 closed to sale under state land disposal laws. The commissioner of  
20 natural resources may lease the land described in AS 41.15.510(a) under  
21 AS 38.05.070 - 38.05.105 for a purpose consistent with AS 41.15.500(a)  
22 and a municipality may select land in the Haines State Forest Resource  
23 Management Area under law.

24 (g) The Department of Natural Resources shall consult with the  
25 Department of Fish and Game and the governing bodies of each munici-  
26 pality in the general area during preparation of a management plan under  
27 (a) and (b) of this section and during formulation of regulations govern-  
28 ing the use of the Haines State Forest Resource Management Area. The  
29 Department of Fish and Game shall consult with the Department of Natural

1 Resources and local fish and game advisory committees before adopting  
2 regulations governing fish and wildlife management in the Haines State  
3 Forest Resource Management Area. Regulations may not be adopted by  
4 either department without prior review at a public hearing in Haines and  
5 Klukivan.

6 (h) The Department of Natural Resources may enter into cooperative  
7 management agreements with a person who holds title to or has a valid  
8 entry on land within or adjoining the boundaries of the Haines State  
9 Forest Resource Management Area.

10 \* Sec. 3. The management plan for the Alaska Chilkat Bald Eagle Preserve  
11 prepared by the Department of Natural Resources under AS 41.20.507(i) as  
12 enacted in sec. 1 of this Act shall be adopted and implemented within two  
13 years after the effective date of this Act.

14 \* Sec. 4. The management plan for the Haines State Forest Resource Manage-  
15 ment Area prepared by the Department of Natural Resources under AS 41.15.520  
16 enacted in sec. 2 of this Act shall be adopted and implemented within two  
17 years after the effective date of this Act. The Haines-Skagway Area Land Use  
18 Plan adopted by the Department of Natural Resources in 1979 shall be used as  
19 the basis for preparation of the initial management plan for the Haines State  
20 Forest Resource Management Area. Before approval of the management plan  
21 prepared under AS 41.15.520, management of the Haines State Forest Resource  
22 Management Area shall be conducted under the land use allocations and the  
23 appropriate management provisions of the Haines-Skagway Area Land Use Plan.

24 \* Sec. 5. This Act takes effect July 1, 1982.  
25  
26  
27  
28  
29

Offered: 4/21/82  
Referred: Finance

Original sponsor: Ray

1 IN THE SENATE BY THE RESOURCES COMMITTEE  
2 CS FOR SPONSOR SUBSTITUTE FOR SENATE BILL NO. 796 (Resources)  
3 IN THE LEGISLATURE OF THE STATE OF ALASKA  
4 TWELFTH LEGISLATURE - SECOND SESSION  
5 A BILL

6 For an Act entitled: "An Act providing for the management of state-owned  
7 land in the Haines area; establishing the Alaska Chilkat  
8 Bald Eagle Preserve and the Haines State Forest Resource  
9 Management Area; and providing for an effective date."

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

11 \* Section 1. AS 41.20 is amended by adding new sections to read:

12 ARTICLE 16. ALASKA CHILKAT BALD EAGLE PRESERVE.

13 Section 41.20.506. DECLARATION OF PURPOSE. (a) The purpose of  
14 AS 41.20.506 - 41.20.525 is to establish the state-owned land and water  
15 described in AS 41.20.507(k) as the Alaska Chilkat Bald Eagle Preserve  
16 as part of the state park system. The primary purpose of establishing  
17 the Alaska Chilkat Bald Eagle Preserve is to protect and perpetuate the  
18 Chilkat bald eagles and their essential habitats within the Alaska  
19 Chilkat Bald Eagle Preserve in recognition of their statewide, nation-  
20 ally, and internationally significant values in perpetuity.

21 (b) The Alaska Chilkat Bald Eagle Preserve is also established to

22 (1) protect and sustain the natural salmon spawning and  
23 rearing areas of the Chilkat River and Chilkoot River systems within the  
24 preserve in perpetuity;

25 (2) provide continued opportunities for research, study and  
26 enjoyment of bald eagles and other wildlife;

27 (3) ensure to the maximum extent practicable water quality  
28 and necessary water quantity under applicable laws; and

29 (4) provide for other public uses consistent with the primary