

LEG. FINANCE - BILLS 1985 - 1986 2231
CSSSSB 331 - SB 337 2231

**HOUSE
COMMITTEE REPORT**

(11)
Date referred: 1/29/86

FURTHER REFERRALS:

DATE: 2-7-86

The FINANCE Committee has considered CSSSSB 331(Fin)am

"An Act relating to Winter Olympic funding; and providing for an effective date."

and recommends:

- do pass
- do not pass
- do pass with attached amendment(s)
- no recommendation
- replace with HCS CS SSSSB 331 (FIN) same title
 new title

and recommends do pass

further referral to the _____ Committee

- and attaches:
- letter of intent
 - first fiscal note
 - new fiscal note
 - zero fiscal note

SIGNING DO PASS:

Albert H. Adams
John G. ...
Jim Duncan
Ronald ...
Fat ...
Rich ...
...
...
...
...

SIGNING OTHER RECOMMENDATIONS:

Albert H. Adams
Chairman

Original sponsor: Kelly

1 IN THE SENATE BY THE FINANCE COMMITTEE
2 HOUSE CS FOR CS FOR SPONSOR SUBSTITUTE FOR SENATE BILL NO. 331 (Finance)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to Winter Olympic funding; and
7 providing for an effective date."

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

9 * Section 1. Section 2, ch. 45, SLA 1985, is amended to read:

10 Sec. 2. This Act takes effect March 15, 1986 [JULY 1, 1986, IF
11 THE UNITED STATES OLYMPIC COMMITTEE SELECTS ALASKA AS THE NATION'S
12 NOMINEE TO HOST THE 1992 WINTER OLYMPIC GAMES].

13 * Sec. 2. AS 05.35.100 is repealed.

14 * Sec. 3. (a) Section 2 of this Act takes effect as follows:

15 (1) on January 1, 1991, if the International Olympic Committee
16 has announced the cities selected to host the 1992 and 1996 Winter Olympic
17 Games, and if Anchorage, Alaska is not a city selected;

18 (2) on January 1, 1992, if the International Olympic Committee
19 selects Anchorage, Alaska to host the 1992 Olympics;

20 (3) on January 1, 1996, if the International Olympic Committee
21 selects Anchorage, Alaska to host the 1996 Olympics.

22 (b) When sec. 2 of this Act takes effect, the money deposited in the
23 Alaska Winter Olympics account lapses into the general fund.

24 * Sec. 4. This Act takes effect immediately in accordance with AS 01.-
25 10.070(c).
26
27
28
29

STATE OF ALASKA 1986 LEGISLATIVE SESSION FISCAL NOTE

Revision Date : _____

REQUEST

Bill/Resolution No. HCS CSSSSB 331 (FIN'
 Title: Relating to Winter Olympic
Funding

Sponsor : Senator Kelly
 Requestor : House Finance
 Date of Request : 2/6/86

FISCAL DETAIL

Agency Affected : Revenue
 BRU : _____
Administrative Services

Components : _____

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES		14.1	6.2	6.2	6.2	6.2
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING		14.1	6.2	6.2	6.2	6.2

CAPITAL						
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REVENUE						
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FUNDING : (Thousands of Dollars)

GENERAL FUND		14.1	6.2	6.2	6.2	6.2
FEDERAL FUNDS						
OTHER						
TOTAL		14.1	6.2	6.2	6.2	6.2

POSITIONS :

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS : Attach a separate page if necessary

The funds requested will come from the Alaska Winter Olympic account in the general fund. See attached analysis for a cost breakdown.

Prepared by : Al Adams, Chair Phone : 465-3706
 Division : House Finance Committee Date : 2/6/86

Approved by Commissioner : _____ Date : _____
 Agency : _____

Distribution (by Agency preparing fiscal note) :

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

Department of Revenue
Administrative Services Division
Fiscal Note Analysis - SSSB 331
January 22, 1986

back up for
H.F.C. fiscal
note dated
2/6/86.

Assumptions:

1. The new effective date (March 15, 1986) makes the Olympic Fund check off effective for the 1986 Permanent Fund Dividend Year.
2. The Department of Revenue will accumulate the total of contributions made under AS 05.35.100 and transmit this information to the Department of Administration as the 1986 PFD checks are paid.
3. An election made under AS 05.35.100 is irrevocable for the year of application.
4. There will be no DP chargeback in FY87 and thereafter.

Program Summary:

The Permanent Fund Dividend system is run on the mainframe computer of the Department of Administration. Section 1 of this bill will require several changes in the PFD program:

- 1) The PFD application will need revision to provide the donation options envisioned, and the instruction booklet will require changes. This has been done in anticipation of this amendment, at the request of the sponsor.
- 2) The Document Processing group will need to review applications for the donation option and the data entry section will be keying additional information on each application. This will be accomplished by extending a seasonal Data Entry, Clerk I by three months.
- 3) The data processing programs of the PFD system will require major revisions. Specifically, the data capture programs, the warrant writing stream of programs, the screen-print programs, the history file programs and the on-line inquiry programs will need to be revised. In addition, new programs will be needed to gather the information on donations by PFD applicants to provide the information to the Treasury Division of the Department of Revenue and the Department of Administration. As indicated on the attached analysis by the Data Processing Manager; approximately 300 man-hours will be required. We will accomplish this by extending a seasonal programmer position.

1. Positions

1 PFT Analyst/Programmer IV, R 19 at \$3,966.42/Mo.
including salary and benefits for 2 months = \$7.9

This position will augment the regular DP staff to perform the system analysis and programming required, as described above. This funding would be needed for design and programming only, with maintenance of the changes and new programs to be done by current staff.

1 PPT Data Entry Clerk I, R 8 at \$2,058.61/Mo
including salary and benefits, for 3 months = \$6.2

This position would perform the equivalent additional data capture (ongoing requirement)

TOTAL Personal Services \$14.1

2. Other Expenditures:

a) Travel - None. \$-.0-

b) Contractual - None. \$-.0-

c) Supplies - None. \$-.0-

d) Equipment - will use existing work areas \$-.0-

TOTAL EXPENDITURES \$14.1

3. Funding - General Fund.

4. Section Cost Analysis - N/A.

Computations - N/A.

Economic Impact - N/A.

Impact on Local Government - N/A.

Attachments: None

Suggested revisions: None

To: Ervin Jones, Director

Date: 01/21/86

From: Chuck Schroth, DP Manager

Subject:

Estimate of Programmer Time to Modify PFD System for Olympic Fund Option.

Wang data entry processing 75.0 hours

Includes: Data entry
Batch lists
Corrections
Wang to IBM transfer

IBM Update jobs 30.0 hours

Includes: Edits
Batch listings
Log sheets

DMS Online programs for lookup and changes . . . 37.5 hours

Nightly Update of Changes 22.5 hours

Warrant Jobs 90.0 hours

Includes: P. inting warrants with different amounts. Include check stub messages. Modify warrant registers as needed for balancing. Create new program(s) for generating lists and/or tapes to transmit to Admin for distribution of funds to Olympic committee.

Misc 45.0 hours

Includes: Setting up test files on IBM Systems testing Administrative functions i.e. paper work required by Admin D.P. to add files and programs to tables.

TOTAL HOURS 300.0 hours

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AN ACT

Relative to Winter Olympic funding; and providing
for an effective date.

05.35.100

* Section 1. AS 05.35 is amended by adding new section to read:

Sec. 05.35.100. ALASKA WINTER OLYMPICS ACCOUNT. (a) There is created in the general fund an Alaska Winter Olympics account. The Department of Revenue shall prepare the permanent fund dividend application to allow applicants to designate that \$5 of the dividend be subtracted from their check and contributed to the Alaska Winter Olympics account. Permanent fund dividend contributions shall be deposited in the Alaska Winter Olympics account. The Department of Revenue may use money in the Alaska Winter Olympics account to pay administrative costs incurred under this section.

(b) The Alaska Winter Olympics account shall be held in trust by the Department of Administration for distribution to the official Olympic Organizing Committee in Alaska to be used to develop facilities for Winter Olympic training and competition and to attract the Winter Olympics to Alaska.

* Sec. 2. This Act takes effect July 1, 1986, if the United States Olympic Committee selects Alaska as the nation's nominee to host the 1992 Winter Olympic Games.

EO 7186

Offered: 1/23/86
Referred: Rules

Original sponsor: Kelly

1 IN THE SENATE BY THE FINANCE COMMITTEE
2 CS FOR SPONSOR SUBSTITUTE FOR SENATE BILL NO. 331 (Finance) am
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 FOURTEENTH LEGISLATURE - SECOND SESSION
5 A BILL
6 For an Act entitled: "An Act relating to Winter Olympic funding; and
7 providing for an effective date."
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:
9 * Section 1. Section 2, ch. 45, SLA 1985, is amended to read:
10 Sec. 2. This Act takes effect July 15, 1986 [JULY 1, 1986, IF
11 THE UNITED STATES OLYMPIC COMMITTEE SELECTS ALASKA AS THE NATION'S
12 NOMINEE TO HOST THE 1992 WINTER OLYMPIC GAMES].
13 * Sec. 2. AS 05.35.100 is repealed.
14 * Sec. 3. Section 2 of this Act takes effect January 1, 1991, if the
15 International Olympic Committee has announced the city selected to host the
16 1996 Winter Olympic Games, and if Anchorage, Alaska is not the city
17 selected.
18 * Sec. 4. This Act takes effect immediately in accordance with AS 01.-
19 10.070(c).

Offered: 1/23/86
Referred: Rules

Original sponsor: Kelly

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15 International Olympic Committee has announced the city selected to host the
16 1992 Winter Olympic Games, and if Anchorage, Alaska is not the city
17 selected.
18 * Sec. 4. This Act takes effect immediately in accordance with AS 01.-
19 10.070(c).

Introduced: 1/13/86
Referred: Finance

1 IN THE SENATE

BY KELLY

2 SPONSOR SUBSTITUTE FOR SENATE BILL NO. 331

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

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15 International Olympic Committee has announced the city selected to host the
16 1992 Winter Olympic Games, and if Anchorage, Alaska is not the city
17 selected.

18 * Sec. 4. This Act takes effect immediately in accordance with AS 01.-
19 10.070(c).

COMMITTEE REPORT

SENATE

FURTHER:

3/6/86

Date 3/25/86

Mr. President

The Committee on FINANCE considered SB 333

changing the name of the Alaska State Housing Authority.

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

do pass

do pass with attached amendment(s)

replace with/or adopt CS for SB 333 (Fin)
new title
same title and recommends "DO PASS"

and attached a "LETTER OF INTENT" NEW FISCAL NOTE

e CSED

reports it back without recommendation

recommends referral to _____ Committee

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS

[Signature]
[Signature]
[Signature]
[Signature]

co-Chairman [Signature]
Chairman recommendation do pass

STATE OF ALASKA 1986 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: _____

REQUEST

Bill/Resolution No. SSB 333 (Fin)
 Title: An Act changing the name
of ASHA
 Sponsor: Kerttula
 Requester: _____
 Date of Request: _____

FISCAL DETAIL

Agency Affected: Commerce and Economic Dev.
 BRU: ASHA
 Components: _____

EXPENDITURES / REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-

CAPITAL	-0-	-0-	-0-	-0-	-0-	-0-
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REVENUE	-0-	-0-	-0-	-0-	-0-	-0-
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FUNDING: (Thousands of dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

POSITIONS:

FULLTIME	-0-	-0-	-0-	-0-	-0-	-0-
PARTTIME						
TEMPORARY						

ANALYSIS: Attach a separate page if necessary.

Prepared by: Barbara Morse-Quinn
 Division: Alaska State Housing Authority
 Approved by Commissioner: [Signature]
 Agency: Commerce and Economic Development

Phone: 562-2813
 Date: February 24, 1986
 Date: February 24, 1986

Distribution (by Agency preparing fiscal note):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

SFC
ADOPTED
3/25/86

A M E N D M E N T

Offered in the SENATE

By Kerttula and Halford

TO: SB 333

Page 1, line 6:

Delete "changing the name of" and insert "relating to"

Delete "Housing" and insert "Building"

Page 1, after line 13, insert the following new bill section:

"* Sec. 2. AS 18.55.100 is amended by adding a new subsection to read:

(d) Notwithstanding (a)(7) and (a)(15) of this section, a proposed public building project shall be submitted by the authority to the legislature for review. The authority may proceed with the public building project only if it is approved by concurrent resolution."

Renumber the following bill section accordingly.

Introduced: 1/13/86
Referred: Labor and Commerce
and Finance

1 IN THE SENATE

BY KERTTULA

2

SENATE BILL NO. 333

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FOURTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6 For an Act entitled: "An Act changing the name of the Alaska State Housing
7 Authority."

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

9 * Section 1. AS 18.55.020(a) is amended to read:

10 (a) There is created in the Department of Commerce and Economic
11 Development the Alaska State Building [HOUSING] Authority consisting
12 of the commissioner of commerce and economic development or the com-
13 missioner's [HIS] designee and four residents of the state.

14 * Sec. 2. To be consistent with the change made by sec. 1 of this Act,
15 wherever in the Alaska Statutes and in regulations adopted under those
16 statutes "Alaska State Housing Authority" is used, it shall be read as
17 referring to the Alaska State Building Authority. Under AS 01.05.031 the
18 revisor of statutes shall implement this section in the statutes, and,
19 under AS 44.62.125(b)(6), the regulations attorney shall implement this
20 section in the administrative regulations.

SECTIONAL ANALYSIS FOR SENATE BILL 333

An Act changing the name of the Alaska State Housing Authority

Section 1

Changes the name of the Alaska State Housing Authority to the Alaska State Building Authority. This name change would give the Authority the power to sell bonds for things other than housing.

Also allows the Commissioner of Commerce, who currently sits on the ASHA Board, to appoint a designee.

Section 2

Authorizes the revisor of the statutes to institute this name change in the statutes without specifically having to list each change. This change shall also be implemented in regulations by the regulation attorney.

There is no fiscal impact.

SENATE AMENDMENT

BY KERTTULA AND HALFORD

To: _____ SENATE BILL No. _____

To: _____ HOUSE BILL No. 333

PAGE: 1 LINE: 6

Delete "bearing the name of" and insert "relating to"

Delete "Housing" and insert "Building"

Page 1, after line 13, insert the following new bill section:

"* Sec. 2. AS 18.55.100 is amended by adding a new subsection to read:

(d) Notwithstanding (a)(7) and (a)(15) of this section, a proposed public building shall be submitted by the authority to the legislature for review. The authority may proceed with the public building project only if it is approved by law."

Renumber the following bill section accordingly.

COMMITTEE REPORT
SENATE

Finance

FURTHER:

1/13/86

Date

5 MARCH 86

Mr. President

The Committee on Labor & Commerce considered SB 333
changing the name of the Alaska State Housing Authority.

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

- do pass
- do pass with attached amendment(s)
- replace with/or adopt CS for _____
- new title
- same title and recommends _____
- and attached a "LETTER OF INTENT" NEW FISCAL NOTE
- reports it back without recommendation
- recommends referral to _____ Committee

MEMBERS SIGNING

DO PASS

John Smith
Debra
Bill Ray

MEMBERS HAVING

OTHER RECOMMENDATIONS

Chairman

Fred F. Zhauff
Do Pass

Chairman recommendation

STATE OF ALASKA 1986 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: _____

REQUEST HCS CSSB 333 (LOANS) FISCAL DETAIL

Bill/Resolution No. CSSB 333 (Fin) Agency Affected: Commerce and Economic Dev.
 Title: An Act changing the name BRU: ASHA
of ASHA

Sponsor: Kerttula Components: _____
 Requester: _____
 Date of Request: _____

EXPENDITURES / REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-

CAPITAL	-0-	-0-	-0-	-0-	-0-	-0-
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REVENUE	-0-	-0-	-0-	-0-	-0-	-0-
---------	-----	-----	-----	-----	-----	-----

FUNDING: (Thousands of dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

POSITIONS:

FULLTIME	-0-	-0-	-0-	-0-	-0-	-0-
PARTTIME						
TEMPORARY						

ANALYSIS: Attach a separate page if necessary.

Prepared by: Barbara Morse-Quinn
 Division: Alaska State Housing Authority

Approved by Commissioner: *William H. Lombardy*
 Agency: Commerce and Economic Development

Phone: 562-2813
 Date: February 24, 1986
 Date: February 24, 1986

Distribution (by Agency preparing fiscal note):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

Offered: 4/30/86
Referred: Finance

Original sponsor: Kerttula

1 IN THE SENATE
2 HOUSE CS FOR CS FOR SENATE BILL NO. 333 (Loans)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 FOURTEENTH LEGISLATURE - SECOND SESSION
5 A BILL
6 For an Act entitled: "An Act relating to the Alaska State Building Author-
7 ity."
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:
9 * Section 1. AS 18.55.020(a) is amended to read:
10 (a) There is created in the Department of Commerce and Economic
11 Development the Alaska State Building [HOUSING] Authority consisting
12 of the commissioner of commerce and economic development or the com-
13 missioner's [HIS] designee and four residents of the state.
14 * Sec. 2. AS 18.55.100 is amended by adding a new subsection to read:
15 (d) Notwithstanding (a)(7) and (15) of this section, a proposed
16 public building project shall be submitted by the authority to the
17 legislature for review. The authority may proceed with the public
18 building project only if it is approved by law. An appropriation does
19 not constitute approval by law for purposes of this subsection.
20 * Sec. 3. To be consistent with the change made by sec. 1 of this Act,
21 wherever in the Alaska Statutes and in regulations adopted under those
22 statutes "Alaska State Housing Authority" is used, it shall be read as
23 referring to the Alaska State Building Authority. Under AS 01.05.031 the
24 revisor of statutes shall implement this section in the statutes, and,
25 under AS 44.62.125(b)(6), the regulations attorney shall implement this
26 section in the administrative regulations.

SYNOPSIS OF SB-333

SB-333 would change the name of the Alaska State Housing Authority to the Alaska State Building Authority. This was one of the recommendaitons that the Governor's Task Force on State Office Complex Financing made in their October, 1985, report to the Governor (page four of the Task Force letter).

ASHA has said that it is supportive of the name change.

There is a zero fiscal note on SB-333.

SB-333 is a measure to more correctly identify what ASHA can do and, at no cost to the state, give it a stronger image with the national bond-rating agencies.

Under the amended version of SB-333, the Building Authority would be required to get a ~~concurrent resolution~~ before financing a public project.

House CS made this
a requirement to
get a Law Passed



Alaska State Legislature

Senate

Official Business

Pouch V
State Capitol
Juneau, Alaska 99811

MEMORANDUM

DATE: May 1, 1986

TO: Representative Al Adams, Chair House Finance Committee

FROM: Senator Jay Kerttula

Re: SB-333

Dear Representative Adams:

The House Special Committee on Loans passed HCSCSSB-333 out of committee and into House Finance on Tuesday, April 29, 1986.

I would appreciate your scheduling this bill for a hearing as soon as possible.

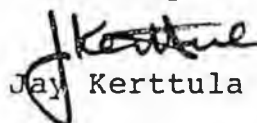
HCSCSSB-333 would change ASHA's name to the Alaska Building Authority. ASHA has the power to finance public buildings and did so until 1974. The new name would more correctly identify the program. The name change was one of the recommendations that the Governor's Task Force on State Office Complex Financing made in their October, 1985, report, along with recommending that "ASHA" be utilized for public building.

Testimony during Task Force meetings noted that the name change could also give "ASHA" a stronger image with the national bond market.

I have included a back-up packet with this request. If you need any further information please call me, or Beth Kerttula in my office.

Thank you for your consideration of this bill.

Sincerely,


Jay Kerttula

encl.
JK/bk

ASIA

Juneau, Alaska 99811

ALASKA'S PUBLIC CORPORATIONS
A FRAMEWORK FOR ASSESSMENT

A REPORT TO
THE LEGISLATIVE BUDGET AND AUDIT COMMITTEE
ALASKA STATE LEGISLATURE

January 1982

INSTITUTE OF PUBLIC ADMINISTRATION

55 WEST 44 STREET
NEW YORK, N.Y. 10036

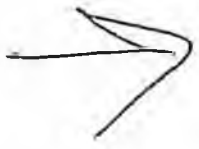
1717 MASSACHUSETTS AVENUE, N.W.
WASHINGTON, D.C. 20036

*Put into
Back up
on Sam's*

and Economic Development and 4 additional members appointed by the Governor for 3-year terms. It is, however, the Department of Community and Regional Affairs whose activities are now most closely related to those of the Housing Authority.

Involvement in housing programs in Alaska includes, together with the Housing Authority and Department of Community and Regional Affairs, the Alaska Housing Finance Corporation and the 13 regional housing authorities. An assessment of housing policy, performance and the distribution of benefits in Alaska would be difficult without some framework for reporting on or considering the achievements of all these agencies together.

The Reagan Administration is developing proposals to phase out existing housing rent subsidies and perhaps replace them with a housing block grant to the states. Operating assistance for public housing may also be cut back. If housing block grants are adopted, state government will become responsible for developing priorities and allocating funds among various housing programs. Coordination and state policy guidance may therefore become more important in the future of the Alaska State Housing Authority, and may require clarification and redefinition of its mission. With reduced reliance on federally controlled subsidies, the Authority's relationship to state housing policy, to the state budget, and to state oversight mechanisms should be strengthened.



The Alaska Housing Finance Corporation

The Housing Finance Corporation (AHFC) operates a subsidized

REPORT TO THE GOVERNOR
STATE OF ALASKA

STATE OFFICE COMPLEX FINANCING
TASK FORCE



on, the Task Force adopted the principle that its recommendation should have the least effect on the State's general obligation rating. Finally, the State has utilized lease-revenue bonds in the past to finance State office complexes. Thus, administratively, the use of lease-revenue bonds is simple, straight-forward and has an acceptable track record, as demonstrated by the previous debt sold by the Alaska State Housing Authority.

The major features of our recommendation are as follows. First, the State would sell lease-revenue bonds for the purposes identified above through an existing State authority. Second, the debt sold by the authority to finance the obligations would be secured by periodic lease payments made by the State to the authority. If the Alaska State Housing Authority (ASHA) were selected for the financing of State office buildings, we would propose that ASHA be identified as the Alaska State Building Authority; the Task Force received testimony and concluded that there should be interest rate benefits with this slight modification because of the greater acceptance in the credit markets of State office building bonds than of housing securities. While we at present envision that lease-revenue securities would be the most cost-effective form of financing of buildings to meet our criteria, we recommend that the issuing authority also have the ability to sell certificates of participation. Finally, we propose that the

page 4 of task force's transmittal
letter for Report to GOV.

DEPT. OF ADMINISTRATION

§ 37.05.250

ALASKA STATUTES

§ 37.05.290

Title 35
Public Buildings, Works,

Title 36
Public Contracts

Title 37
Public Finance

Sec. 37.05.250. Delegation of duties. The department may delegate the duties imposed by this chapter to an employee of the state normally stationed in a town or location distant from the state capital. Agents so designated shall perform the duties as the department requires and in accordance with regulations established by the department. (§ 5 art IV ch 82 SLA 1955)

Sec. 37.05.260. Preference for Alaska products. This chapter does not modify, amend, or alter AS 36.15.010 and 36.15.020 regarding preference for Alaska forest products, or AS 36.20.010 regarding preference to producers or dealers in Alaska except as provided in AS 37.05.230(1). (§ 6 art IV ch 82 SLA 1955)

Sec. 37.05.270. Purchases through General Services Administration. This chapter does not prevent the department from purchasing through the General Services Administration as provided by law. (§ 7 art IV ch 82 SLA 1955; added by § 11 ch 186 SLA 1957)

Sec. 37.05.280. Leases. DEPT. OF ADMIN. The department shall lease necessary space, and contract for the lease of space for the use of the state or an agency of the state, wherever it is necessary and feasible, subject to compliance with the requirements of AS 37.05.220 — 37.05.280. No lease or contract for a lease may provide for a period of occupancy greater than 40 years. An agency of the state requiring office, warehouse or other space shall lease the space through the department. No contract or lease executed after January 1, 1966, which provides for a payment or payments by the state in excess of \$12,000 annually is valid unless the use of the space to be provided for by such contract or lease has been expressly approved by the legislature by concurrent resolution. (§ 8 art IV ch 82 SLA 1955; added by § 1 ch 81 SLA 1959, am § 1 ch 94 SLA 1961; am § 16 ch 99 SLA 1965)

Article 4. General Provisions.

Section	Section
290. Purpose	318. Further regulations prohibited
300. Interpretation of chapter	325. Definitions for AS 37.05.315 — 37.05.317
305. Applicability to University of Alaska	400. Definitions for chapter
310. Fiscal year	410. Short title
315. Grants to municipalities	
316. Grants to named recipients	
317. Grants to unincorporated communities	

Sec. 37.05.290. Purpose. The purpose of this chapter is to provide uniform financial procedures for all state agencies with respect to accounting, purchasing, post auditing, and related financial procedures; and to revise financial procedures to obtain economy, efficiency, and integrity in handling public money. (§ 2 art I ch 82 SLA 1955; am § 2 ch 188 SLA 1970)

COMMITTEE REPORT

SENATE

Finance

FURTHER:

1/13/86

Date 5 MARCH 86

Mr. President

The Committee on Labor & Commerce considered SB 333 changing the name of the Alaska State Housing Authority.

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

- [X] do pass
[] do pass with attached amendment(s)
[] replace with/or adopt CS for
[] new title
[] same title and recommends
[] and attached a "LETTER OF INTENT" [] NEW FISCAL NOTE
[] reports it back without recommendation
[] recommends referral to Committee

MEMBERS SIGNING DO PASS

Handwritten signatures of committee members who signed 'DO PASS'.

MEMBERS HAVING OTHER RECOMMENDATIONS

Blank lines for members with other recommendations.

Chairman Fred F. Zhaup Do Pass Chairman recommendation

Offered: 4/30/86
Referred: Finance

Original sponsor: Kerttula

1 IN THE SENATE
2 HOUSE CS FOR CS FOR SENATE BILL NO. 333 (Loans)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 FOURTEENTH LEGISLATURE - SECOND SESSION
5 A BILL
6 For an Act entitled: "An Act relating to the Alaska State Building Author-
7 ity."
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:
9 * Section 1. AS 18.55.020(a) is amended to read:
10 (a) There is created in the Department of Commerce and Economic
11 Development the Alaska State Building [HOUSING] Authority consisting
12 of the commissioner of commerce and economic development or the com-
13 missioner's [HIS] designee and four residents of the state.
14 * Sec. 2. AS 18.55.100 is amended by adding a new subsection to read:
15 (d) Notwithstanding (a)(7) and (15) of this section, a proposed
16 public building project shall be submitted by the authority to the
17 legislature for review. The authority may proceed with the public
18 building project only if it is approved by law. An appropriation does
19 not constitute approval by law for purposes of this subsection.
20 * Sec. 3. To be consistent with the change made by sec. 1 of this Act,
21 wherever in the Alaska Statutes and in regulations adopted under those
22 statutes "Alaska State Housing Authority" is used, it shall be read as
23 referring to the Alaska State Building Authority. Under AS 01.05.031 the
24 revisor of statutes shall implement this section in the statutes, and,
25 under AS 44.62.125(b)(6), the regulations attorney shall implement this
26 section in the administrative regulations.

Offered: 3/25/86
Referred: Rules

Original sponsor: Kerttula

1 IN THE SENATE BY THE FINANCE COMMITTEE
2 CS FOR SENATE BILL NO. 333 (Finance)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 FOURTEENTH LEGISLATURE - SECOND SESSION
5 A BILL
6 For an Act entitled: "An Act relating to the Alaska State Building Author-
7 ity."
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:
9 * Section 1. AS 18.55.020(a) is amended to read:
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14 * Sec. 2. AS 18.55.100 is amended by adding a new subsection to read:
15 (d) Notwithstanding (a)(7) and (15) of this section, a proposed
16 public building project shall be submitted by the authority to the
17 legislature for review. The authority may proceed with the public
18 building project only if it is approved by concurrent resolution.
19 * Sec. 3. To be consistent with the change made by sec. 1 of this Act,
20 wherever in the Alaska Statutes and in regulations adopted under those
21 statutes "Alaska State Housing Authority" is used, it shall be read as
22 referring to the Alaska State Building Authority. Under AS 01.05.031 the
23 revisor of statutes shall implement this section in the statutes, and,
24 under AS 44.62.125(b)(6), the regulations attorney shall implement this
25 section in the administrative regulations.

Introduced: 1/13/86
Referred: Labor and Commerce
and Finance

1 IN THE SENATE

BY KERTTULA

2 SENATE BILL NO. 333

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act changing the name of the Alaska State Housing
7 Authority."

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

9 * Section 1. AS 18.55.020(a) is amended to read:

10 (a) There is created in the Department of Commerce and Economic
11 Development the Alaska State Building [HOUSING] Authority consisting
12 of the commissioner of commerce and economic development or the com-
13 missioner's [HIS] designee and four residents of the state.

14 * Sec. 2. To be consistent with the change made by sec. 1 of this Act,
15 wherever in the Alaska Statutes and in regulations adopted under those
16 statutes "Alaska State Housing Authority" is used, it shall be read as
17 referring to the Alaska State Building Authority. Under AS 01.05.031 the
18 revisor of statutes shall implement this section in the statutes, and,
19 under AS 44.62.125(b)(6), the regulations attorney shall implement this
20 section in the administrative regulations.

COMMITTEE REPORT

SENATE

FURTHER:

4/21/86

Date 5/1/86

Mr. President

The Committee on FINANCE considered SSSB 334 relating to Hatcher Pass Public Use Area.

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

- do pass
- do pass with attached amendment(s)
- replace with/or adopt CS for SS SB 334 (200)
- new title
- same title and recommends "DO PASS"
- and attached a "LETTER OF INTENT" NEW FISCAL NOTE
- DNR (AB)
- reports it back without recommendation
- recommends referral to _____ Committee

MEMBERS SIGNING
DO PASS

Kottala
Rich Hillard
McGlashin
Paul Fink
Jergensen

MEMBERS HAVING
OTHER RECOMMENDATIONS

~~_____~~

Co- [Signature]
 Chairman
No Rec.
 Chairman recommendation

RD 5/1/86

STATE OF ALASKA 1986 LEGISLATIVE SESSION FISCAL NOTE

Revision Date : _____

REQUEST

Bill/Resolution No. SB 334 Real
Title: Establishing Hatcher Pass
Public Use Area

Sponsor: Senator Kerttula
Requestor: Senate Resources
Date of Request: 4-10-86

FISCAL DETAIL

Agency Affected: Natural Resources
BRU: Land & Water Management

Components : _____

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-

CAPITAL						
---------	--	--	--	--	--	--

REVENUE						
---------	--	--	--	--	--	--

FUNDING : (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

POSITIONS :

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS : Attach a separate page if necessary

Prepared by: Mike Vediner *MV* Phone: 465-2400
Division: Land & Water Management Date: 4-10-86

Approved by Commissioner: Wm D. Swind *WDS* Deputy Date: 4/11/86
Agency: Natural Resources

Distribution (by Agency preparing fiscal note):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

Offered: 4/21/86
Referred: Finance

Original sponsor: Kerttula

1 IN THE SENATE BY THE RESOURCES COMMITTEE
2 CS FOR SPONSOR SUBSTITUTE FOR SENATE BILL NO. 334 (Resources)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 FOURTEENTH LEGISLATURE - SECOND SESSION
5 A BILL

6 For an Act entitled: "An Act relating to Hatcher Pass Public Use Area."

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

8 * Section 1. As 41.23 is amended by adding new sections to read:

9 ARTICLE. 2. HATCHER PASS PUBLIC USE AREA.

10 Sec. 41.23.100. PURPOSE. (a) The purpose of AS 41.23.100 -
11 41.23.130 is to establish the area described in AS 41.23.130 as the
12 Hatcher Pass Public Use Area.

13 (b) The Hatcher Pass Public Use Area is established to

14 (1) provide for public recreation activities;

15 (2) protect and enhance the fishery, waterfowl, and wild-
16 life resources and habitat and provide for public use of the fishery
17 and wildlife resources, including fishing, grazing, hunting, and
18 trapping;

19 (3) protect the water quality and scenic resources within
20 the Hatcher Pass Public Use Area.

21 Sec. 41.23.110. MANAGEMENT. (a) The commissioner of natural
22 resources is responsible for the management of the surface and subsur-
23 face estate within the Hatcher Pass Public Use Area consistent with
24 the purposes of AS 41.23.100.

25 (b) The commissioner of fish and game, the Board of Fisheries,
26 and the Board of Game are responsible for the management of fish and
27 game resources and public use of fish and wildlife in the Hatcher Pass
28 Public Use Area consistent with the purposes of AS 41.23.100.

29 (c) After adequate public hearings and in consultation with the

1 commissioner of fish and game, the commissioner shall adopt and may
2 revise a management plan for the Hatcher Pass Public Use Area in
3 consultation with local governments and other affected state agencies.
4 The management plan adopted under this section must be consistent with
5 the purposes stated in AS 41.23.100. A management plan adopted or
6 revised by the commissioner under this section shall be submitted to
7 the legislature within the first 10 days of the first regular session
8 of the legislature to convene after its adoption or revision by the
9 commissioner.

10 (d) The provisions of AS 41.23.100 - 41.23.130 do not restrict a
11 responsibility within the Hatcher Pass Public Use Area of the commis-
12 sioner of fish and game, the Board of Fisheries, the Board of Game,
13 the commissioner of environmental conservation, or the commissioner of
14 public safety.

15 (e) The Hatcher Pass Public Use Area is closed to mineral entry
16 under AS 38.05.185 - 38.05.275 from the effective date of this Act.

17 (f) Each valid existing mining claim on the effective date of
18 this Act remains valid and shall continue in full force and effect
19 according to its terms.

20 (g) Except for road construction, the state may not acquire by
21 eminent domain privately owned land within or abutting state-owned
22 land described in AS 41.23.130 but may acquire privately owned land by
23 purchase, exchange, or otherwise for inclusion in the Hatcher Pass
24 Public Use Area from willing landowners.

25 (h) Except for valid existing rights on the effective date of
26 this Act, the commissioner of natural resources may not sell state
27 land within the Hatcher Pass Public Use Area.

28 Sec. 41.23.120. COMPATIBILITY OF USES. (a) Except as provided
29 in this section, the commissioner may prohibit or restrict

1 incompatible uses under the management plan adopted under AS 41.23.110
2 within the state-owned land and water described in AS 41.23.130.

3 (b) Nothing in AS 41.23.100 - 41.23.130 prohibits the Department
4 of Fish and Game from engaging in rehabilitation, enhancement, and
5 development of fish and wildlife habitat within an area described in
6 AS 41.23.130 that is consistent with the purposes stated in AS 41.23.-
7 100.

8 (c) The commissioner may not restrict lawful fishing, hunting,
9 or trapping rights allowed under a regulation of the Board of
10 Fisheries or the Board of Game within the Hatcher Pass Public Use
11 Area.

12 (d) The commissioner shall designate routes for motorized and
13 nonmotorized access within or across the Hatcher Pass Public Use Area.

14 (e) The commissioner of public safety and the commissioner of
15 fish and game shall have necessary access for fish and game manage-
16 ment, research, and enforcement purposes.

17 (f) If the commissioner determines that a use is incompatible
18 with one or more other uses in a portion of the Hatcher Pass Public
19 Use Area, the commissioner shall state in the management plan adopted
20 or revised under AS 41.23.110

21 (1) each determination of incompatibility;

22 (2) the specific area where the incompatibility is deter-
23 mined to exist;

24 (3) the time within which the incompatibility is determined
25 to exist; and

26 (4) the reasons for each determination of incompatibility.

27 Sec. 41.23.130. HATCHER PASS PUBLIC USE AREA. The vacant and
28 unappropriated state-owned land and water and the state land and water
29 acquired in the future that lie within the boundaries described in

1 this section are designated as the Hatcher Pass Public Use Area, are
2 reserved for all uses compatible with their primary function as public
3 use land, and are assigned to the Department of Natural Resources for
4 control and management:

5 Township 19 North, Range 1 East, Seward Meridian

6 Section 1: NW1/4NW1/4, NW1/4NE1/4NW1/4, W1/2SW1/4
7 NW1/4, NE1/4SW1/4NW1/4

8 Section 2: NE1/4, SE1/4NW1/4, SE1/4NE1/4NW1/4.
9 SE1/4SW1/4NW1/4, SW1/4, NW1/4SE1/4, SW1/4SE1/4,
10 NW1/4SE1/4SE1/4, W1/2NE1/4SE1/4, NE1/4NE1/4SE1/4

11 Section 10: E1/2E1/2

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

13 Section 14: W1/2

14 Section 15: E1/2E1/2

15 Section 22: E1/2E1/2

16 Section 23: W1/2

17 Section 26: W1/2SW1/4, SW1/4NW1/4

18 Section 27: E1/2E1/2

19 Township 20 North, Range 1 East, Seward Meridian

20 Section 25: S1/2S1/2SE1/4

21 Section 35: SE1/4, SE1/4SE1/4NE1/4

22 Section 36: NE1/4, SW1/4, E1/2NW1/4, SW1/4NW1/4,
23 SE1/4NW1/4NW1/4, NW1/4SE1/4, NW1/4NE1/4SE1/4,
24 NW1/4SW1/4SE1/4

25 Township 20 North, Range 2 East, Seward Meridian

26 Section 9: E1/2SE1/4, E1/2SW1/4SE1/4, SE1/4SE1/4NE1/4

27 Section 10: W1/2SW1/4, E1/2NW1/4, SW1/4NW1/4,
28 E1/2NW1/4NW1/4, W1/2NE1/4SW1/4, NW1/4NE1/4, NW1/4
29 SW1/4NE1/4

1 Section 15: W1/2W1/2NW1/4
2 Section 16: SE1/4, E1/2NE1/4, E1/2W1/2NE1/4
3 Section 21: E1/2SW1/4, E1/2SW1/4SW1/4, SW1/4SW1/4
4 SW1/4, SE1/4NW1/4SW1/4, NW1/4SE1/4, W1/2SW1/4SE1/4,
5 NE1/4SW1/4SE1/4, W1/2NE1/4, W1/2NE1/4NE1/4, NW1/4
6 SE1/4NE1/4, SE1/4NW1/4, E1/2NE1/4NW1/4, SW1/4NE1/4
7 NW1/4
8 Section 28: NW1/4, W1/2NW1/4NE1/4, NW1/4SW1/4,
9 NW1/4SW1/4SW1/4, NW1/4NE1/4SW1/4
10 Section 29: E1/2SE1/4, SE1/4NE1/4, SW1/4SE1/4, S1/2
11 NW1/4SE1/4, NE1/4NW1/4SE1/4, S1/2SW1/4, S1/2NE1/4
12 SW1/4
13 Section 30: S1/2S1/2S1/2, S1/2SE1/4
14 Section 31: NW1/4, N1/2NE1/4, N1/2S1/2NE1/4
15 Section 32: N1/2NW1/4, N1/2SW1/4NW1/4, NW1/4NW1/4NE1/4

SECTIONAL ANALYSIS FOR CSSSSB 334 (Resources)

An Act relating to Hatcher Pass Public Use Area.

Section 41.23.100 PURPOSE

The purpose of the Hatcher Pass Public Use Area is:

- 1) provide public recreation activities;
- 2) to protect and enhance the fishery, waterfowl and wildlife resources that exist in the area;
- 3) to protect the water quality and scenic resources in the area.

Section 41.23.110 MANAGEMENT

The Department of Natural Resources would be responsible for managing the surface and subsurface land within the Hatcher Pass Public Use Area. Fish and Game, the Board of Fisheries and the Board of Game would manage the fish and game resources within the Public Use Area.

The Department of Natural Resources, after public hearings and consultation with other state agencies, shall adopt and management plan for the Hatcher Pass Public Use Area. However, it may not conflict with any of the responsibilities of other state agencies such as DEC or Public Safety.

The Hatcher Pass Public Use Area would be closed to mineral entry. However, all existing claims would remain valid.

With the exception of road construction, the state may not acquire additional land within or next to the Hatcher Pass Public Use Area by eminent domain. Additional land may only be purchased when the owner is will to sell.

Section 41.23.120 COMPATIBILITY OF USES

The Department of Natural Resources has the authority to prohibit or restrict incompatible uses of the Hatcher Pass Public Use Area but they may not restrict lawful fishing, hunting or trapping allowed by the Board of Fisheries or Game. They shall also designate areas for motorized and non-motorized access within or across the Public Use Area.

The Department of Fish and Game and Public Safety shall have the necessary access to the area to carry out their duties.

Once DNR determines that a use is incompatible, it shall list each incompatible use, where in the area it is incompatible and at what time the use is incompatible.

Section 41.23.130 HATCHER PASS PUBLIC USE AREA

This section lists the specific boundaries of the Hatcher Pass Public Use Area and it total around 5130 acres.

113 324

MEMORAN

TO: Ned Farquhar
Commissioners Office

DELIVER TO: <u>Ned FARQUHAR</u>	LOCATION <u>JUNEAU</u>
FROM: <u>LANCE Key</u>	LOCATION <u>SCR 0 R/L</u>
TELEPHONE/TELECOPIER # <u>586-2754</u>	TOTAL NUMBER OF PAGES <u>11</u>
TRANSMITTING ON/SPEED _____	DATE <u>5-1-86</u> TIME <u>7:50AM</u>
PHONE FOR PROBLEMS NAME/NUMBER <u>762-2270</u>	
COMMENTS _____	

FILE NO:

TELEPHONE NO:

FROM: Lance E. Key *DEK*
Southcentral Region
DLWM

SUBJECT: Hatcher Pass Trespass Action

Here is a quick synopsis of the what has happened in Hatcher Pass.

1. Initial field inspection of the Lou Sackett Slippery Rock claim conducted by Bill Betlach (SCR) on 7-19-82 in conjunction with the Hatcher Pass Mngt Plan. A second report was submitted by Pat Beckley (SCR) on 11-30-82.
2. A field inspection of all the Little Susitna claims was conducted by the SCR on 2-20-85. Photos taken and field report filed.
3. All claims along the Little Su (approx. 10-12) were sent Notices of Confirmed Unauthorized Use. They were told to:
 - remove "No Trespassing" and "Private Property" signs and
 - file Annual Placer Mining Applications to justify surface use improvements and use as residences.

Notices sent on 8-28-85. Miners given until 10-31-85 to comply with removal or file APMA's.
4. Majority of claims complied with removal of signs. Four claims had improvements, equipment, residences and trash on their sites. Three filed APMA's to justify their surface use. They were:
 - Hungry Dog claim, Dan Lepke (date of filing not available)
 - Slippery Rock claim, Lou Sackett (filed 10-22-85)
 - Adeline claim, Mike McDannel (filed 9-27-85)
5. Between 12-17-85 and 12-24-85 these three APMA's were reviewed by DOM and denied (copies attached).
6. DLWM in conjunction with DOM then notified these three claim owners that their improvements, residences, garbage and equipment were in violation of the regulations governing the surface use of mining claims. They were to remove the signs and cease residence immediately and remove the equipment, improvements and garbage by 5-15-86. These notices went out between 3-7-86 and 4-4-86.

Page 2

7. Miners are still living on the claims, and some signs are still up on several of these claims. If compliance does not occur by 5-15-86, DLWM will ask the AG's office to begin civil action to ensure compliance.

End of current situation.

Lance E. Key
762-2277

MEMORANDUM

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF MINING

State of Alaska

TO:

Lance Key
DLWM

DATE:

December 17, 1985

FILE NO:

561-2020

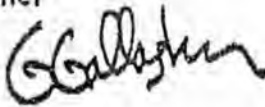
TELEPHONE NO:

FROM:

Jerry Gallagher
Geologist V

SUBJECT:

Lepke, APMA #852605



I have reviewed the request by Mr. Daniel Lepke (Annual Placer Mining Application #852605) to live on the Hungry Dog Camp #1 and Hungry Dog Camp #2 mining claims (ADL's 355538 and 502829), store equipment and post no trespassing signs on these claims. Comment specific to the application was made by the Alaska Department of Fish and Game, DNR-DLWM (Matsu Office) and the Alaska Center for the Environment. Mr. Lepke's requests have been judged against the standards found in 11 AAC 86.145.

According the APMA #852605, Mr. Lepke's mining operation consists of a 2" suction dredge and portable sluice box. A "truck/camper" is used for processing and black sand storage. Three people work the claims all year according to Mr. Lepke. Living quarters include a 16'x26' canvas quonset hut, an outhouse, a propane storage shed, an equipment storage shed, and a guard shack.

A review of annual labor affidavits filed by Mr. Lepke for 1983 and 1984 for the Hungry Dog Claim #1 indicate work was conducted between the first day of May and the last day of September each year. No 1985 affidavit has been received by this office to date. A field inspection of the site conducted Oct. 9, 1985 by Lance Key and review of the photo's from that inspection show little surface evidence of a mining operation (tailings, disturbed ground, etc.) and only a small suction dredge that appears inoperative.

A review of APMA 852605, affidavits of annual labor, agency and public comment and field inspection photographs support the following conclusion:

- 1) The Hungry Dog claims are located within 12 to 15 miles of either Kasilla or Palmer where adequate living facilities are available.
- 2) Access to the Hungry Dog claims is provided 12 months per year by a state maintained road.
- 3) The past, present and proposed mining activity requires only portable equipment.
- 4) The trash, miscellaneous equipment, tents, sheds, etc. are not related to any mining activity.
- 5) Equipment on site, ground disturbed, and affidavits of annual labor all indicate only a small, part time mining operation is conducted on the Hungry Dog claims.

Based upon the above information, conclusion, and 11 AAC 85.145, the Division of Mining approves the following actions:

- 1) The application by Mr. Lepke to live on the Hungry Dog claim is denied. The close proximity to town, year round access, level of mining activity, and portable mining equipment do not necessitate living on the claim. Mr. Lepke does not meet the requirements of 11 AAC 86.145(2).
- 2) All "no trespassing" signs, "keep out" signs, and other signs which restrict public access must be taken down. The signs are in violation of 11 AAC 86.145(1)A and B.
- 3) A small storage shed not to exceed 6' x 4' will be allowed on the claim to store mining equipment during the summer mining season. The shed may be locked and posted with a "keep out" sign during the period May 1 to September 30. No equipment may be stored during the periods October 1 to April 30. To minimize vandalism and prevent unauthorized use, the storage shed must be sited so it is not visible from the Hatcher Pass road, have no windows and no heat source.
- 4) All existing tents, sheds, trash, garbage, and equipment must be removed from the area immediately. The area must be left in a clean and safe condition.

JG/jd/1492v

MEMORANDUM

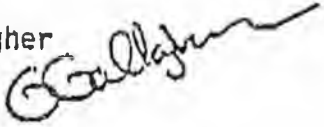
State of Alaska

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF MININGTO: Lance Key
DLWM

DATE: December 17, 1985

FILE NO:

TELEPHONE NO: 561-2020

FROM: Jerry Gallagher
Geologist V 

SUBJECT: McDannel, APMA #31056

I have reviewed the request by Mr. Michael McDannel (Annual Placer Mining application #31056) to live on the Adaline No. 1 and 2 mining claims (ADL's 505708 - 505709). Mr. McDannel states in his application for permanent living quarters that "the claim is under 24 hour security due to vandalism". Comments specific to this application for permanent living quarters have been received by the Alaska Department of Fish and Game, Department of Natural Resources (DLWM-Mat Su office), and the Alaska Center for the Environment. Mr. McDannel's request has been judged against the standards found in 11 AAC 86.145.

According to APMA #31056, Mr. McDannel's mining operation consists of a 2" suction dredge and hand tools. Two people are used to work the claim from April through November. Although not specified on the APMA, a house, outhouse, camper and other equipment is now on the claim.

The Adaline claims were staked on May 3, 1984 and annual labor has not yet been entered into the mining casefile. No previous Annual Placer Mining Application has been submitted by Mr. McDannel. A field inspection of the site conducted October 9, 1985 by Lance Key and review of the photos from that inspection show the presence of a 2" suction dredge and a small settling pond.

Review of APMA #31056, agency and public comment, and field inspection photographs support the following conclusions:

- 1) The Adaline claims are located within 10 to 15 miles of either Wasilla or Palmer where adequate living facilities are available.
- 2) Access to the Adaline claims is provided 12 months per year by a state maintained road.
- 3) The past, present and proposed mining operation require only portable equipment.
- 4) The house and miscellaneous equipment, except for the suction dredge, are not related to any mining activity.
- 5) The equipment on site and ground disturbed suggest only a small, part time mining operation is conducted on the Adaline claims.

Based upon the above information, conclusions and 11 AAC 85.145, the Division of Mining approves the following actions:

- 1) The application by Mr. McDannel to live on the Adaline claims is denied. The proximity to town, year round access, level of mining activity, and portable mining equipment do not necessitate living on the claim. Mr. McDannel does not meet the requirements of 11 AAC 86.145(2).
- 2) All "No Trespassing" signs, "Keep Out" signs, and other signs which restrict public access must be removed. These signs are in violation of 11 AAC 86.145 (1)A and B.
- 3) A small storage shed, not to exceed 6'x4', will be allowed on the claim to store mining equipment during the summer mining season. The shed may be locked and posted with a "Keep Out" sign during the period May 1 to September 30. No equipment may be stored on the claim during the period October 1 to April 30. To minimize vandalism and prevent unauthorized use, the shed should have no windows and have no heat source.
- 4) The existing house, camper, outhouse and all assorted equipment, garbage and trash must be removed from the area immediately. The area must be left in a clean and safe condition.

JG/jd/1494v

MEMORANDUM

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF MINING

State of Alaska

TO:

Lance Key
DLWM

DATE:

December 24, 1985

FILE NO:

561-2020

TELEPHONE NO:

FROM:

Jerry Gallagher
Geologist V *J. Gallagher*

SUBJECT:

Sackett, APMA 852932

I have reviewed the request by Mr. Lloyd Sackett to live on the #8, #9 and #10 Below Discover mining claims, commonly known as the Slippery Rock Mine (ADL 80055 - 80057), store equipment and restrict public access. Comments specific to this application were made by the Alaska Department of Fish and Game, Department of Natural Resources (DLWM-Mat Su Office) and the Alaska Center for the Environment. Mr. Sackett's requests have been judged against the standards of 11 AAC 86.145.

According to APMA #852932 and a letter dated Oct. 9, 1985 attached to the APMA, Mr. Sackett's mining operation includes 3 suction dredges (2 1/2" to 4"), a D-6 cat, backhoe, a 10x55' trailer work shop, a 10x40' trailer for living, an 8x16 trailer for food storage, and a series of 2 vans, 2 campers and 2 pick-up trucks for equipment storage. Mr. Sackett state "I'm not living on my claims, I'm safeguarding the equipment I've taken years to accumulate".

The Slippery Rock claims were staked in 1973 and a partial list of annual labor affidavits provided the following data:

<u>Year</u>	<u>Total Days Worked</u>	<u>Period Worked</u>
1976	30	6/23 - 9/6
1977	15	8/5 - 8/25
1978	12	4/26 - 5/25
1979		--
1980	90	6/1 - 8/30
1981	30	2/9 - 5/30
1982	60	5/10 - 7/30
1983	60	5/15 - 7/15
1984	45	5/1 - 8/15
1985	180	5/1 - 10/1

Records indicate that Mr. Sackett filed placer mining applications in 1980 and 1984, in addition to the current application under consideration. There is little evidence in our records to suggest Mr. Sackett actually does very much mining. Field inspections by ADF&G (see memo dated Nov. 15, 1985), DNR-DLWM (See memo dated Nov. 14, 1985) and field inspection by Lance Key (Oct. 9, 1985) failed to note evidence of surface disturbance (tailings, disturbed ground, etc.) which substantiates significant and continued mining. In addition, the suction dredges claimed as mining equipment are very small in relation to the D-6 cat, backhoe and extensive camp facilities. Suction dredges in this size range generally do not require such heavy support equipment.

Mr. Sackett has advertised and conducted a "yard sale" on his mining claim during at least the summer of 1985. Miscellaneous trailers and equipment are for sale and DNR photographs taken October 9, 1985 clearly show prices affixed to such items.

Review of APMA 852932, agency and public comment, and field inspection photographs support the following conclusions:

- 1) The Slippery Rock claims are located within 10 to 15 miles of either Wasilla or Palmer where adequate living facilities are available.
- 2) Access to the Slippery Rock claims is provided 12 months per year by a state maintained road.
- 3) The mining plan states the use of a 4" suction dredge, but the exact use of the heavy equipment, specifically the D-6 cat and the back hoe remain unclear. The dredge is portable on a daily basis and the heavy equipment can be moved seasonally.
- 4) The numerous trailers and miscellaneous equipment are not directly related to the mining operation. The D-6 cat and backhoe may be used for mining on a limited basis but the few past APMA submittals and various field reports suggest only a very limited amount of actual mining is conducted at Slippery Rock.

Based upon the above information, conclusions and 11 AAC 85.145, the Division of Mining approves the following actions:

- 1) The application by Mr. Sackett to live on the Slippery Rock claims is denied. The proximity to town, year round access, level of mining activity, and portable mining equipment do not necessitate living on the claim. Mr. Sackett does not meet the requirements of 11 AAC 86.145(2).
- 2) All "No Trespassing" signs, "Keep Out" signs, and other signs which restrict public access must be removed. These signs are in violation of 11 AAC 86.145 (1)A and B.
- 3) A small storage shed, not to exceed 6'x4', will be allowed on the claim to store mining equipment during the summer mining season. The shed may be locked and posted with a "Keep Out" sign during the period May 1 to September 30. No equipment may be stored on the claim during the period October 1 to April 30. To minimize vandalism and prevent unauthorized use, the shed should have no windows and have no heat source.

- 4) As required for mining purposes, non-portable heavy mining equipment may be parked on the mining claim during the summer mining season from May 1 to September 30 if it is used in the mining operation. This equipment is limited to a D-6 Cat and a backhoe. During the period from October 1 to April 30, storage of this heavy equipment on the claim is not approved. Any use of this equipment must be approved prior to use through the Annual Placer Mining Application process.
- 5) The existing trailers, step vans, campers, storage sheds, smoke house, outhouse, living quarters, garbage and trash must be removed from the area. The area must be left in a clean and safe manner.

JG/jd/1499v

*Similar notice
sent to Lepke &
McDannel.*

March 7, 1986

CERTIFIED MAIL 1A0 343 623
RETURN RECEIPT REQUESTED

Lloyd Sackett
6820 A-1
Palmer, Alaska 99645

Re: Surface Use of the "Slippery Rock" Mining Claim
ACL 80055-57

Dear Mr. Sackett:

The Division of Land and Water Management has recently reviewed the decision of the Division of Mining concerning your Annual Placer Mining Application (APMA #852932) requesting approval of certain surface uses of your mining claims. As noted in a copy of the decision, which is attached, your requests have been judged as not in accordance with the standards of 11 AAC 86.145.

Based on this decision, the Division of Land and Water Management hereby issues this NOTICE AND ORDER OF CONFIRMED UNAUTHORIZED USE.

YOU ARE HEREBY NOTIFIED that the Division of Land and Water Management and the Division of Mining have determined the surface use of your mining claim (Slippery Rock 1-3) are in violation of Alaska Statute 38.05.255 (Surface Use of Land and Water) and 11 AAC 86.145.

YOU ARE HEREBY ORDERED to take the following corrective action.

1. Due to the proximity to town, year round access, level of mining activity and equipment utilized, no further residential use of the claim will be allowed. All residential use of your claim shall cease immediately upon receipt of this notice.
2. All "No Trespassing", "Keep Out", and other signs which restrict public access shall be removed immediately upon receipt of this notice.

Lloyd Sackett
March 7, 1986
Page 2

3. All miscellaneous equipment excluding a 6' x 4' or smaller storage shed shall be removed from the claims no later than May 15, 1986. The shed may be locked and posted with a "Keep Out" sign during the period May 1 to September 30 each year and may be kept on the claim year-round. No equipment shall be stored on the claim during the period October 1 to April 30 each year.
4. Non-portable heavy mining equipment may be parked on the mining claims during the summer mining season from May 1 to September 30 if required for use in the mining operation. This equipment is limited to a D-6 sized or smaller bulldozer and a backhoe. No heavy mining equipment shall be stored or parked on the claims from October 1 to April 30 each year. Use of this equipment on the claim must be approved prior to use through the Annual Placer Mining Application process.
5. All existing trailers, step vans, campers, storage sheds, smokehouses, outhouses, living quarters, garbage, trash and other personal effects must be removed from the claim no later than May 15, 1986. The area must be left in a clean and safe condition.

These corrective steps must be completed within the time-frames listed above. Failure to comply with these requirements will result in the Department of Natural Resources taking appropriate action to bring the surface activities on your claims into compliance with the law. Any costs incurred by such enforcement action will be charged against the claim owner to the extent permitted by law.

Attached find the Department of Natural Resources regulations setting out your right to request reconsideration of this decision or to appeal this decision. Please note that you have 30 days from your receipt of this decision to take such action; otherwise this decision is final and you will have no right to request reconsideration or to appeal.

Tom Hawkins
Tom Hawkins, Director
Division of Land and Water Management

5 March 86

Date

Pedro Denton
Pedro Denton, Director
Division of Mining

3/6/86

Date

Alaska State Legislature

ARLISS STURGULEWSKI, Chairman
BETTYE FAHRENKAMP, Vice Chairman
JACK COGHILL
DICK ELIASON
VIC FISCHER
RICK HALFORD
FRED ZHAROFF



P O BOX V
JUNEAU, ALASKA 99811
(907) 485-4907

Senate Committee on Resources

MEMORANDUM

April 10, 1986

TO: All Members
Senate Resources Committee

FROM: Staff, Senate Resources Committee

RE: CSSSB 334 (Res) "An Act relating to Hatcher Pass
Public Use Area"

SB 334 would establish the Hatcher Pass Public Use Area. The bill provides for the protection and enhancement of fish and wildlife resources, provided for public recreation, protects water quality, and protects scenic resources within the area.

The Commissioner of Natural Resource is responsible for the management of the surface and subsurface estate. A management plan shall be adopted by the Department of Natural Resources with the concurrence of the Commissioner of Fish and Game.

The Hatcher Pass Public Use Area is closed to mineral entry, but existing valid claims remain valid.

Once established, the state may acquire land within the area by purchase, exchange, or otherwise, from willing landowners for inclusion. The Commissioner of Natural Resources may not sell land within the area.

The area to be included is shown on the attached map and consists of a strip of land along the Little Susitna River.

Enclosures:

Map of area
Letter of Support from Mat-Su Borough
Sample letters pro and con



Matanuska-Susitna Borough

BOX B. PALMER, ALASKA 99645 • PHONE 745-4801

BOROUGH ASSEMBLY

APR 10 1986

April 7, 1986

Honorable Bill Sheffield, Governor
State of Alaska
Pouch A
Juneau, AK 99811

RE: Hatcher Pass Recreation Area

Dear Governor Sheffield:

The Matanuska-Susitna Borough Assembly has gone on record in the past and continues to strongly support the concept of development of the Hatcher Pass Recreation Area. A copy of Resolution No. 86-10 adopted on February 4, 1986 and Resolution No. 86-21 adopted February 18, 1986 are enclosed for your information.

The Matanuska-Susitna Borough Assembly feels a recreation area such as Hatcher Pass would definitely aid towards a more stable economic future for the Valley. They feel this is a viable project and have further funded \$15,000 for a feasibility study for a ski area at Hatcher Pass by adoption of Ordinance No. 86-20 (enclosed). The public participation and interest generated with this issue has been overwhelmingly in support of this development and the Borough's position remains unchanged, except perhaps for a stronger support of the concept.

If you should have any questions or need additional information, please feel free to contact my office.

Sincerely,

Dorothy Jones as
Dorothy A. Jones, Mayor
Matanuska-Susitna Borough

DJ/clb
Enclosures

cc: Commissioner, Department of Natural Resources
Representative Ron Larson
Representative Katie Hurley
Senator Jalmer Kerttula
Senator Edna DeVries

Presented by: Mayor Jones
Introduced: 02/18/86
Drafted by: G.L.S.

MATANUSKA-SUSITNA BOROUGH

Resolution Serial No. 86-21

A RESOLUTION OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY
SUPPORTING THE MULTIPLE USE CONCEPT FOR THE AREA WITHIN THE
PROPOSED HATCHER PASS MANAGEMENT PLAN.

WHEREAS, the Department of Natural Resources made a presentation on a proposed Hatcher Pass Management Plan to a joint meeting of the Matanuska-Susitna Borough Assembly and Planning Commission on February 10, 1986, and

WHEREAS, said plan was represented as an attempt to provide for the sound development of the several natural resources and potentials of the area, including, but not limited to, recreation, tourism, mining, hunting, fishing and wildlife management, and

WHEREAS, the public comments regarding use of the Hatcher Pass area indicated the area is susceptible to multiple use development including preservation of scenic quality, enhancement of recreational and historical uses, hunting, fishing, trapping, camping, skiing, hiking, grazing, and mineral development, and

WHEREAS, the Hatcher Pass Management Plan, Subunit Description of Resource Values dated December 1985 indicates many of the subunits contain moderate to high mineral potentials, and

WHEREAS, the area should be developed in such a manner as to maximize its recreational and economic benefits to the people of the state of Alaska and the Matanuska-Susitna Borough, and

WHEREAS, the multiple use approach to the management of the Hatcher Pass area should be clearly set out in the Plan;

NOW, THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE MATANUSKA-SUSITNA BOROUGH:

1. That it supports the multiple use concept presented to it by the Department of Natural Resources for the management of the Hatcher Pass area.

2. That it strongly recommends the Department of Natural Resources clearly incorporate in the Hatcher Pass Management Plan the multiple use approach to the management

of the various Hatcher Pass potentials and resources such as recreation, tourism, mining, timber, agriculture, hunting, fishing and wildlife management.

PASSED AND APPROVED this 18th day of February, 1986.

Dorothy A. Jones
Dorothy A. Jones, Mayor

ATTEST:

READ AND APPROVED:

Chris Seagraves
Chris Seagraves
Borough Clerk

Gary Thurlow
Gary Thurlow
Borough Manager

(SEAL)

NON-CODE

INTRODUCED BY: ASSEMBLYMAN CYPRA

MATANUSKA-SUSITNA BOROUGH

ORDINANCE SERIAL NO. 86-20

AN ORDINANCE OF THE ASSEMBLY OF THE MATANUSKA-SUSITNA BOROUGH APPROPRIATING \$15,000 FROM THE LAND MANAGEMENT FUND BALANCE TO FUND 820 FOR A FEASIBILITY STUDY OF A SKIING FACILITY AT GOVERNMENT PEAK IN THE HATCHER PASS AREA.

BE IT ENACTED:

Section 1. Classification. This is a non-code ordinance.

Section 2. Appropriation Source. There is hereby appropriated \$15,000 from the Land Management Fund Balance to Fund 820 Feasibility Study.

Section 3. Effective Date. This ordinance shall take effect upon adoption by the Borough Assembly.

Introduction: March 18, 1986

First Reading: 3-18-86

Public Hearing: 4-1-86

ADOPTED by the Assembly of the Matanuska-Susitna Borough this

1st day of April, 1986.

Dorothy A. Jones
Dorothy A. Jones, Mayor

ATTEST:

Chris Seagraves
Chris Seagraves, Borough Clerk

(SEAL)

Presented by: Assemblyperson
Cypra
Introduced: 01/21/86
Drafted by: S.C.

MATANUSKA-SUSITNA BOROUGH

RESOLUTION SERIAL NO. 86-10 (Substitute)

A RESOLUTION ENDORSING THE HATCHER PASS, WILLOW AND
TALKEETNA MOUNTAIN AREAS AS POTENTIAL WINTER OLYMPIC
SITES.

WHEREAS, the Hatcher Pass, Willow and the Talkeetna Mountain areas are recognized for their high recreational value, and

WHEREAS, Hatcher Pass, the Willow and Talkeetna Mountain areas are located in the vicinity of the Municipality of Anchorage, and

WHEREAS, the Municipality of Anchorage has sought and received nominations as the Winter Olympic site in 1992, and

WHEREAS, the U.S. Cross Country Ski Team has recognized Hatcher Pass as having high potential and uses this area for training, and

WHEREAS, the Hatcher Pass, Willow area and Talkeetna Mountains receive considerable use by the Anchorage skiing community, and

WHEREAS, there is high unemployment in the Matanuska-Susitna Borough, and

WHEREAS, the current snowfall in the state of Alaska indicates the Hatcher Pass, Willow and Talkeetna Mountains can be relied upon as good sites for Winter Olympic sports,

NOW THEREFORE BE IT RESOLVED BY THE ASSEMBLY OF THE
MATANUSKA-SUSITNA BOROUGH:

That the Assembly of the Matanuska-Susitna Borough
endorses the Hatcher Pass, Willow and Talkeetna Mountain
areas as potential Olympic sites for cross country skiing
and any other appropriate activities.

PASSED AND APPROVED this 4th day of February,
1986.

Dorothy A. Jones
Dorothy A. Jones, Mayor

ATTEST:

REVIEWED AND APPROVED:

Chris Seagraves
Chris Seagraves
Clerk

Gary Thurlow
Gary Thurlow
Borough Manager

SEAL

A nonprofit association
dedicated to education and awareness
about rivers and river running
throughout the United States.
Contributions are tax-deductible.



March 11 1986
Communicating bi-monthly with
over 10,000 kayakers, rafters,
and river canoeists through
CURRENTS magazine

National Organization for River Sports

Box 6847 314 North Twentieth Street Colorado Springs, Colorado 80904 (303) 473-2466

Senator Arliss Sturgulewski
Resources Committee Chairman
Alaska State Senate, Box V
Juneau AK 99811

NORS BATTLES FOR BOATERS!
CURRENTS COVERS RIVER RUNNING!

Date: March 4, 1986

Dear Senator Sturgulewski:

It has come to my attention that the upper portion of the Little Susitna River, and its surroundings known as the Hatcher Pass Area, are the subject of a bill now before you, S.B. 334, which would make this a public recreational use area.

On behalf of our members in Alaska and elsewhere, I strongly urge you to help reserve this area for public recreational use. In recent years I have been amazed at the advances in technique and equipment for running rivers, and I can assure you that this river will carry increasing recreational use in coming years. Already there are not enough rivers to go around, resulting in waits of as long as ten years to get a permit for a trip on certain major rivers in the West. For the future of your state's tourism economy and the benefit of its citizens in general, I urge you to preserve this recreational area.

Sincerely,

A handwritten signature in cursive script that reads 'Eric Leaper'.

Eric Leaper
Executive Director

EL/fa

cc: Senator Jan Faiks, Finance Committee

**SB 334
MINERAL CLOSURE**

SB 334

Montana Peak

Miner

Idaho Peak

Arkona Peak

Ridge

Wishbone Hill

**Total
Acres = 5,130**

**STATE
OWNED = 5,075**

PRIVATE = 55

**TOTAL
LENGTH = 12.8 mi.**

**DISTANCE
ALONG RIVER = 11.8 mi.**

DIST. ALONG ROAD = 6 mi.

T2

T20

T19

T19

Introduced: 2/28/86
Referred: Resources
and Finance

1 IN THE SENATE

BY KERTTULA

2 SPONSOR SUBSTITUTE FOR SENATE BILL NO. 334

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to Hatcher Pass Public Use Area."

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

8 * Section 1. As 41.23 is amended by adding new sections to read:

9 ARTICLE. 2. HATCHER PASS PUBLIC USE AREA.

10 Sec. 41.23.100. PURPOSE. (a) The purpose of AS 41.23.100 -
11 41.23.130 is to establish the area described in AS 41.23.130 as the
12 Hatcher Pass Public Use Area.

13 (b) The Hatcher Pass Public Use Area is established to

14 (1) protect and enhance the fishery, waterfowl, and wild-
15 life resources and habitat and provide for public use of the fishery
16 and wildlife resources, including fishing, grazing, hunting, and
17 trapping;

18 (2) provide for public recreation activities;

19 (3) protect the water quality and scenic resources within
20 the Hatcher Pass Public Use Area.

21 Sec. 41.23.110. MANAGEMENT. (a) The commissioner of natural
22 resources is responsible for the management of the surface and subsur-
23 face estate within the Hatcher Pass Public Use Area consistent with
24 the purposes of AS 41.23.100.

25 (b) The commissioner of fish and game, the Board of Fisheries,
26 and the Board of Game are responsible for the management of fish and
27 game resources and public use of fish and wildlife in the Hatcher Pass
28 Public Use Area consistent with the purposes of AS 41.23.100.

29 (c) After adequate public hearings and with the concurrence of

1 the commissioner of fish and game, the commissioner shall adopt and
2 may revise a management plan for the Hatcher Pass Public Use Area in
3 consultation with local governments and other affected state agencies.
4 The commissioner may close land to mineral entry in a management plan
5 adopted under this subsection. The effective date of the closure is
6 the effective date of the management plan. The management plan adopt-
7 ed under this section must be consistent with the purposes stated in
8 AS 41.23.100.

9 (d) The provisions of AS 41.23.100 - 41.23.130 do not restrict a
10 responsibility within the Hatcher Pass Public Use Area of the commis-
11 sioner of fish and game, the Board of Fisheries, the Board of Game,
12 the commissioner of environmental conservation, or the commissioner of
13 public safety.

14 (e) The following areas within the Hatcher Pass Public Use area
15 are closed to mineral entry under AS 38.05.185 - 38.05.275 from the
16 effective date of this Act:

17 Township 19 North, Range 1 East, Seward Meridian

18 Section 1: NW1/4NW1/4, NW1/4NE1/4NW1/4, W1/2SW1/4
19 NW1/4, NE1/4SW1/4NW1/4

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

23 Section 10: E1/2E1/2

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

25 Section 14: W1/2

26 Section 15: E1/2E1/2

27 Section 22: E1/2E1/2

28 Section 23: W1/2

29 Section 26: W1/2SW1/4, SW1/4NW1/4

1 according to its terms.

2 (g) The state may not acquire by eminent domain privately owned
3 land within or abutting state-owned land described in AS 41.23.130 but
4 may acquire privately owned land by purchase, exchange, or otherwise
5 for inclusion in the Hatcher Pass Public Use Area from willing land-
6 owners.

7 (h) Except for valid existing rights on the effective date of
8 this Act, the commissioner of natural resources may not sell state
9 land within the Hatcher Pass Public Use Area.

10 Sec. 41.23.120. COMPATIBILITY OF USES. (a) Except as provided
11 in this section, the commissioner may prohibit or restrict incompati-
12 ble uses under the management plan adopted under AS 41.23.110 within
13 the state-owned land and water described in AS 41.23.130.

14 (b) Nothing in AS 41.23.100 - 41.23.130 prohibits the Department
15 of Fish and Game from engaging in rehabilitation, enhancement, and
16 development of fish and wildlife habitat within an area described in
17 AS 41.23.130 that is consistent with the purposes stated in AS 41.23.-
18 100.

19 (c) The commissioner may not restrict lawful sport and subsis-
20 tence fishing, hunting, or trapping rights allowed under a regulation
21 of the Board of Fisheries or the Board of Game within the Hatcher Pass
22 Public Use Area.

23 (d) The commissioner shall designate routes for motorized and
24 nonmotorized access within the Hatcher Pass Public Use Area.

25 (e) The commissioner of public safety and the commissioner of
26 fish and game shall have necessary access for fish and game manage-
27 ment, research, and enforcement purposes.

28 (f) If the commissioner determines that a use is incompatible
29 with one or more other uses in a portion of the Hatcher Pass Public

1 Use Area, the commissioner shall state in the management plan adopted
2 or revised under AS 41.23.110

3 (1) each determination of incompatibility;

4 (2) the specific area where the incompatibility is deter-
5 mined to exist;

6 (3) the time within which the incompatibility is determined
7 to exist; and

8 (4) the reasons for each determination of incompatibility.

9 Sec. 41.23.130. HATCHER PASS PUBLIC USE AREA. (a) The vacant
10 and unappropriated state-owned land and water and the state land and
11 water acquired in the future that lie within the boundaries described
12 in this section are designated as the Hatcher Pass Public Use Area,
13 are reserved for all uses compatible with their primary function as
14 public use land, and are assigned to the Department of Natural Re-
15 sources for control and management:

16 Township 19 North, Range 1 East, Seward Meridian

17 Sections 1 - 24

18 Sections 27 - 31

19 Township 19 North, Range 2 East, Seward Meridian

20 Section 2: W1/2

21 Sections 3 - 9

22 Section 10: N1/2

23 Township 20 North, Range 1 East, Seward Meridian

24 Section 1: S1/2, NE1/4

25 Section 2: S1/2, NW1/4

26 Sections 3 - 36

27 Township 20 North, Range 2 East, Seward Meridian

28 Sections 2 - 11

29 Sections 14 - 23

1 Sections 26 - 35
2 Township 21 North, Range 1 East, Seward Meridian
3 Section 17: SW1/4
4 Section 18: S1/2
5 Sections 19 - 21
6 Section 22: SW1/4
7 Section 27: S1/2, NW1/4
8 Sections 28 - 34
9 Township 21 North, Range 2 East, Seward Meridian
10 Section 26: SW1/4
11 Section 27: S1/2
12 Section 33: E1/2
13 Section 34
14 Section 35: W1/2

COMMITTEE REPORT

SENATE

FURTHER: FINANCE

2/28/86

Date 4-18-86

Mr. President

The Committee on RESOURCES considered SSSB 334
relating to Hatcher Pass Public Use Area.

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

- do pass
- do pass with attached amendment(s)
- replace with/or adopt CS for SSSB 334 (Res)
new title
- same title and recommends _____
- and attached a "LETTER OF INTENT" ~~FISCAL~~ FISCAL NOTE
- reports it back without recommendation
- recommends referral to _____ Committee

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS

Rick Halford NO REC
DeKline " "
B. Johnson " "

Artis Sturgulewski
Chairman
Do Pass
Chairman recommendation



Dept. of Transportation & Public Facilities

Position Paper

BILL NO: Senate Bill No. 334

APPROVED: *W. J. Knapp*
R. J. Knapp
Commissioner

TITLE: Hatcher Pass Public Use Area

DATE: 2/4/86

The bill as written would not allow the Department of Transportation and Public Facilities to exercise eminent domain to acquire highway right-of-way for the purpose of upgrading or constructing public transportation within the public use area.

To alleviate this problem we suggest the following wording change to line 20, paragraph (g) page 2.

Except for the purpose of providing transportation facilities, the State may not acquire by eminent domain privately owned land....

(Page 2 of SB 334 with suggested change is attached)

1 Public Use Area consistent with the purposes of AS 41.23.100.

2 (c) After adequate public hearings and with the concurrence of
3 the commissioner of fish and game, the commissioner shall adopt and
4 may revise a management plan for the Hatcher Pass Public Use Area in
5 consultation with local governments and other affected state agencies.
6 The management plan adopted under this section must be consistent with
7 the purposes stated in AS 41.23.100.

8 (d) The provisions of AS 41.23.100 - 41.23.130 do not restrict a
9 responsibility within the Hatcher Pass Public Use Area of the commis-
10 sioner of fish and game, the Board of Fisheries, the Board of Game,
11 the commissioner of environmental conservation, or the commissioner of
12 public safety.

13 (e) Except for the area within the Little Susitna River bed and
14 within the area one-half mile on each side of the bed of the Little
15 Susitna River, the Hatcher Pass Public Use Area is open to mineral
16 entry under AS 38.05.185 - 38.05.275 under the management plan adopted
17 under (c) of this section and consistently with AS 41.23.100.

18 (f) Each valid existing mining claim remains valid and shall
19 continue in full force and effect according to its terms.

20 EXCEPT FOR THE PURPOSE OF PROVIDING TRANSPORTATION FACILITIES,
21 (g) The state may not acquire by eminent domain privately owned
22 land within or abutting state-owned land described in AS 41.23.130 but
23 may acquire privately owned land by purchase, exchange, or otherwise
24 for inclusion in the Hatcher Pass Public Use Area from willing land-
owners.

25 (h) The land within the Hatcher Pass Public Use Area is closed
26 to land disposals and settlement under AS 38 and, except for valid
27 existing rights on the effective date of this Act, the commissioner of
28 natural resources may not dispose of state land within the Hatcher
29 Pass Public Use Area.

COMMITTEE REPORT
SENATE

FURTHER:

1/13/86

Date _____

Mr. President

The Committee on FINANCE considered SB 336
relating to the undistributed income account in the Alaska permanent
fund; efd.

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

- do pass
- do pass with attached amendment(s)
- replace with/or adopt CS for _____
- new title
- same title and recommends _____
- and attached a "LETTER OF INTENT" NEW FISCAL NOTE
- reports it back without recommendation
- recommends referral to _____ Committee

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS

Chairman

Chairman recommendation

Introduced: 1/13/86
Referred: Finance

1 IN THE SENATE

BY KERTTULA AND V. FISCHER

2 SENATE BILL NO. 336

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the undistributed income account
7 in the Alaska permanent fund; and providing for an
8 effective date."

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

10 * Section 1. AS 37.13.140 is amended to read:

11 Sec. 37.13.140. INCOME. Net income of the corporation must be
12 computed annually as of the last day of the fiscal year in accordance
13 with generally accepted accounting principles, excluding any unreal-
14 ized gains or losses. Income available for distribution equals the
15 average net income of the corporation for the last five fiscal years,
16 including the fiscal year just ended, but may not exceed net income of
17 the corporation for the fiscal year just ended [PLUS THE BALANCE IN
18 THE UNDISTRIBUTED INCOME ACCOUNT DESCRIBED IN AS 37.13.145].

19 * Sec. 2. AS 37.13.145 is repealed.

20 * Sec. 3. This Act takes effect on the effective date of an Act appro-
21 priating the unexpended and unobligated balance of the undistributed income
22 account in the Alaska permanent fund to the principal of the Alaska
23 permanent fund.
24
25
26
27
28
29
30

ALASKA STATE LEGISLATURE

14th Legislature 2nd Session

SENATE BILL NO. 336

By KERTTULA, V. FISCHER

"An Act relating to the undistributed income account in the Alaska permanent fund; and providing for an effective date."

Introduced in the Senate 1/13, 1986

HISTORY IN THE SENATE

19	86	Read first time and referred to Committee on
1	13	Finance
		Reported back with recommendation that
		Read second time and
		Read third time and
		PASS Effective Date
		Yeas Yeas
		Nays Nays
		Absent Absent
		Excused Excused
		Reconsideration
		PASS Effective Date
		Yeas Yeas
		Nays Nays
		Absent Absent
		Excused Excused
		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
	PASS Effective Date
	Yeas Yeas
	Nays Nays
	Absent Absent
	Excused Excused
	Reconsideration
	PASS Effective Date
	Yeas Yeas
	Nays Nays
	Absent Absent
	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.

STATE OF ALASKA 1986 LEGISLATIVE SESSION FISCAL NOTE

Revision Date : _____

REQUEST

Bill/Resolution No. : SB 336
 Title : An Act Relating to the UIA of the APF
 Sponsor : Sen. Kerttula
 Requestor : Senate Finance
 Date of Request : 2/17/86

FISCAL DETAIL

Agency Affected : _____
 BRU : _____
 Components : _____

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING						
CAPITAL						
REVENUE						

FUNDING : (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS :

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS : Attach a separate page if necessary

No change is anticipated because during our projection period, 1986 - 2005, it is never anticipated that distributable income will be greater than current net income.

Prepared by : Mary Ellen Frank *MEF*
 Division : Revenue/Commissioner's Office/Research

Phone : 465-2174
 Date : 2/21/86

Approved by Commissioner : *Mary H. Kerttula*
 Agency : _____

Date : 2/24/86

Distribution (by Agency preparing fiscal note) :

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

Introduced: 1/13/86
Referred: Finance

1 IN THE SENATE

BY KERTTULA AND V. FISCHER

2

SENATE BILL NO. 336

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FOURTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6 For an Act entitled: "An Act relating to the undistributed income account
7 in the Alaska permanent fund; and providing for an
8 effective date."

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

10 * Section 1. AS 37.13.140 is amended to read:

11 Sec. 37.13.140. INCOME. Net income of the corporation must be
12 computed annually as of the last day of the fiscal year in accordance
13 with generally accepted accounting principles, excluding any unreal-
14 ized gains or losses. Income available for distribution equals the
15 average net income of the corporation for the last five fiscal years,
16 including the fiscal year just ended, but may not exceed net income of
17 the corporation for the fiscal year just ended [PLUS THE BALANCE IN
18 THE UNDISTRIBUTED INCOME ACCOUNT DESCRIBED IN AS 37.13.145].

19 * Sec. 2. AS 37.13.145 is repealed.

20 * Sec. 3. This Act takes effect on the effective date of an Act appro-
21 priating the unexpended and unobligated balance of the undistributed income
22 account in the Alaska permanent fund to the principal of the Alaska
23 permanent fund.

COMMITTEE REPORT
SENATE

FURTHER:

1/13/86

Date _____

Mr. President

The Committee on FINANCE considered SB 337
special appropriation from the undistributed income account of the Alaska
permanent fund to the principal of the Alaska permanent fund; efd.

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

- do pass
- do pass with attached amendment(s)
- replace with/or adopt CS for _____
- new title _____
- same title and recommends _____
- and attached a "LETTER OF INTENT" NEW FISCAL NOTE
- reports it back without recommendation
- recommends referral to _____ Committee

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS

Chairman

Chairman recommendation

Introduced: 1/13/86
Referred: Finance

1 IN THE SENATE

BY KERTTULA AND V. FISCHER
HALFORD

2 SENATE BILL NO. 337

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act making a special appropriation from the
7 undistributed income account of the Alaska permanent
8 fund to the principal of the Alaska permanent fund;
9 and providing for an effective date."

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

11 * Section 1. The unexpended and unobligated balance of the undistrib-
12 uted income account in the Alaska permanent fund (AS 37.13.145) is appro-
13 priated to the principal of the Alaska permanent fund.

14 * Sec. 2. This Act takes effect immediately in accordance with AS 01.-
15 10.070(c).

ALASKA STATE LEGISLATURE

14th Legislature 2nd Session

SENATE BILL NO. 337

By KERTTULA, V. FISCHER
HALFORD

"An Act making a special appropriation from the undistributed income account of the Alaska permanent fund to the principal of the Alaska permanent fund; and providing for an effective date."

Introduced in the Senate ... 1/13, 19...86

HISTORY IN THE SENATE

1986

1

13

Read first time and referred to Committee on

Finance

Reported back with recommendation that

Read second time and

Read third time and

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused

Reconsideration

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused

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

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused

Reconsideration

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
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.

SECTIONAL ANALYSIS FOR SENATE BILL 337

An Act making a special appropriation from the undistributed income account of the Alaska permanent fund to the principal of the Alaska permanent fund and providing for an effective date

Section 1

Appropriates the unexpended and unobligated portion of the Undistributed Income Account which as of December 31, 1985, had a balance of \$903,713,000.00.

Section 2

Immediate effective date.

A M E N D M E N T

Offered in the SENATE

By Halford
and Kerttula

TO: SB 337

Page 1, line 8, through line 9, delete "; and providing for an effective date"

Page 1, after line 10, delete all material and insert a new bill section to read:

"* Section 1. On the repeal of the income averaging provision of the laws relating to Alaska permanent fund (AS 37.13.140) and the repeal of the undistributed income account in the Alaska permanent fund (AS 37.15.145), the unexpended and unobligated balance of the undistributed income account in the Alaska permanent fund is appropriated to the principal of the Alaska permanent fund."

*2/1/86
Amendment
inserted out hand
not discussed
in closed session*

STATE OF ALASKA 1986 LEGISLATIVE SESSION FISCAL NOTE

Revision Date : _____

REQUEST

Bill/Resolution No. : SB 337
 Title : An Act Making a Special
Appropriation from the UIA of the
Alaska Permanent Fund to the Principal
 Sponsor : Kerttula, et. al.
 Requestor : Senate Finance
 Date of Request : 2/17/86

FISCAL DETAIL

Agency Affected : _____
 BRU : _____

 Components : _____

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING						

CAPITAL						
---------	--	--	--	--	--	--

REVENUE						
---------	--	--	--	--	--	--

Millions

FUNDING : (Thousands of Dollars)

GENERAL FUNDS	985.27	39.07	47.17	53.68	56.37	59.20
FEDERAL FUNDS	(985.27)	(39.07)	(47.17)	(53.68)	(56.37)	(59.20)
OTHER						
TOTAL						

PF-Prin
PF-UIA

POSITIONS :

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS : Attach a separate page if necessary

Increase in PF-Prin after 1986 is the result of increased inflation proofing.

Prepared by : Mary Ellen Frank
 Division : Revenue/Commissioner's Office/Research

Phone : 465-2174
 Date : 2/21/86

Approved by Commissioner : [Signature]
 Agency : _____

Date : 2/24/86

Distribution (by Agency preparing fiscal note) :

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

Introduced: 1/13/86
Referred: Finance

BY KERTTULA, V.FISCHER
AND HALFORD

1 IN THE SENATE

2 SENATE BILL NO. 337

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FOURTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6 For an Act entitled: "An Act making a special appropriation from the
7 undistributed income account of the Alaska permanent
8 fund to the principal of the Alaska permanent fund;
9 and providing for an effective date."

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

11 * Section 1. The unexpended and unobligated balance of the undistrib-
12 uted income account in the Alaska permanent fund (AS 37.13.145) is appro-
13 priated to the principal of the Alaska permanent fund.

14 * Sec. 2. This Act takes effect immediately in accordance with AS 01.-
15 10.070(c).