

ALASKA LEGISLATURE

1743

HOUSE and SENATE FINANCE COMMITTEE FILES, 1997-1998



SUPPORT FOR SENATE BILL NO. 35

I am an Alaskan resident in support of Senate Bill No. 35. I do not believe access to park lands or waterways should be restricted without approval of the State Legislature. By signing, I acknowledge that I have reviewed a copy of Senate Bill No. 35, as originally presented by it's authors:

	DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE
1	2-1-97	DIRK Dijkstra	1317 U.N. LIGHTS Anch AK 9853	561-2096	[Signature]
2	2-2-97	Michael J. Fallon	9820 SAAYA Circle 99577	644-6174	[Signature]
3	2-2-97	Robert Williams	7800 Debra #507 98104	338-5274	[Signature]
4	2-2-97	Greg Gore	P.O. B 112057 Anch AK 9951	337-1585	[Signature]
5	2-2-97	Dan P. Cagle	7718 Delridge Cr Anch AK 9950	522-2533	[Signature]
6	2-2-97	WILLIAM P. PERCONE	1577 U.N. LIGHTS P.O. 99503	221-2250	[Signature]
7	2-1-97	Herman G. Turnbull	1450 E. Seward Ave Anch 99504	333-7648	[Signature]
8	2-2-97	JOHN DE RICK	6250 WESTREE AVE	349-2987	[Signature]
9	2-2-97	WILLIAM SCHOID	8380 PIONEER, ANCH	271-6843	[Signature]
10	2-2-97	MICHAEL R. LAWRENCE	PO BOX 10147 FBKS AK	457-6454	[Signature]
11	2-2-97	JAMES SIMS	8530 E 17th AVE ANCHORAGE AK	326-1301	[Signature]
12	2-2-97	LOUIS DUNKOP	8125 E 3rd Ave Anch. AK	-	[Signature]
13	2-2-97	PATRICK G. SMITH	710 CASCADE CT PALMER AK	746-3445	[Signature]
14	2/2/97	MIKE L. MILLS	745 CASCADE CT PALMER AK	745-4050	[Signature]
15	2/2/97	JOHN BURGESS	3106 PLEASANT DRIVE ANCHORAGE AK	243-4641	[Signature]
16	2-2-97	GARY WIRZ	P.O. Box 1173 Kenai	283-5831	[Signature]
17	2-1-97	LAURENCE HERRINGTON	P.O. Box 143093 ANCHORAGE 99514	272-5383	[Signature]
18	2/2/97	Gerald A. Finkler	6634 Grandview Anch	243-2889	[Signature]
19	2/2/97	Richard L. GRIFFIN	PO BOX 1087 PALMIST AK	376-3075	[Signature]
20	2/2/97	DAVID P. WOLFE	2211 PIONEER DR A/A	338-1133	[Signature]



SUPPORT FOR SENATE BILL NO. 35

I am an Alaskan resident in support of Senate Bill No. 35. I do not believe access to public lands or waterways should be restricted without approval of the State Legislature. By signing, I acknowledge that I have reviewed a copy of Senate Bill No. 35, as originally presented by it's authors:

DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE
1 2/1/97	JOE HANSMAYER	2535 GLENKERRY DR ANCH AK	333-0015	Joe Hansmayer
2 2/1/97	Paul R Bischoff	511 W 92 nd Ave Anch. AK	349-6450	Paul R Bischoff
3 2/1/97	Margery Waggood	9600 Victor Rd Anchorage Ak	951-349452	Margery Waggood
4 2-1-97	Rev PAKE	3271 ACQUIS CIR ANCH	349-886	Rev Pake
5 2-1-97	Timothy K. Warrick	5700 Sherrie St. Anchorage, Ak.	733-8814	Timothy K. Warrick
6 2-1-97	ANDY L. CHRISTENSEN	PO Box 24 Moose Pass AK	288-3132	Andy L. Christensen
7 2-1-97	LESLIE C. WITHERS	7101 SHOOKESWICK CIR. ANCH.	337-8366	Leslie C. Withers
8 2-1-97	Shirley R. Withers	7101 Shookeswick Cir Anch AK	337-8366	Shirley R. Withers
9 2-1-97	Grant K. Clark	4021 IONA Cir. Anchorage	344-6048	Grant K. Clark
10 2-1-97	DONALD S. ANTHON	Box 771914 Eagle River AK	694-7200	Donald S. Anthony
11 2-1-97	RICHARD D PROVOLT	18600 DANNY DR. EAGLE RIVER	696-8546	Richard D. Provolt
12 2-1-97	Edith E Pense	617 Kim Pl Anchorage		Edith E. Pense
13 2-1-97	STEVEN D. BARBERA	13650 SUNSET LANE ANCHORAGE	345-7069	Steven D. Barbera
14 2-1-97	DINK G FAST	P.O. Box 157 TALKEETNA AK	733-3278	Dink G. Fast
15 2-1-97	Bill Fast	3801 Barbara Dr Anch AK	243-8428	Bill Fast
16 2-1-97	Bonnie Fast	3807 Barbara Dr. Anch. AK	243-8428	Bonnie Fast
17 2/1/97	Karen Hargett	11319 Rebischke ER AK	696-1759	Karen Hargett
18 2/1/97	MARGUERITE LEIS	3300 EVERGREEN ANCH	337-7482	Marguerite L. Leis
19 2/1/97	ADRIANSENSEN, DIANE	9333 Westlake ER AK	694-6945	Adriansen, Diane
20 2-1-97	RJ. ADAMS	7750 JAGUAR Cir Anch.	248-9918	RJ. Adams



SUPPORT FOR SENATE BILL NO. 35

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DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE
2-1-97	Paul A Palmer	P.O. Box 872508 Wasilla AK	376-4177	Paul A Palmer
2-1-97	Charlie E. Robinson	18621 Roads End E.R. AK	694-3225	Charlie E. Robinson
2/1/97	Laura Coney	47th St Anchorage AK	376-6964	Laura Coney
2/1/97	Robert W. Plante	2729 W. Marston Anch AK	248-2061	Robert W. Plante
2/1/97	Richard S. Bartolucci	Box 229, Clam Gulch, AK 99581	262-9057	Richard S. Bartolucci
2/1/97	MICHAEL W. DUNEEN	3636 FAIRWAY DR. Anch AK 99576	345-2517	Michael W. Duneen
2/1/97	Ernest Kirby	HCS Box 9964C Palmer AK 99645	745-8682	Ernest Kirby
2-1-97	Kimberly Kirby	HCS Box 9964C Palmer AK 99645	745-8682	Kimberly Kirby
2-1-97	Stella Richey	PO Box 772463 Eagle River 99577	688-0688	Stella Richey
2-1-97	Charles Richey	Box 772463 Eagle River 99577	688-0688	Charles Richey
2-1-97	Linda S. Webber	5710 F. R. St Wasilla 99654	576-9130	Linda S. Webber
2-1-97	MAUD S. RHOADES	P.O. Box 520686 RIGLAKE, AK	994-9499	Maud S. Rhoades
2-1-97	W. J. DRISCOLL	17775 Katukua, Eagle River AK	694-3400	W. J. Driscoll
2-1-97	ISTVAN E. TOTH	P.O. B. 112053 ANCHORAGE	345-3693	Istvan E. Toth
2-1-97	Jimmy Lutz	6260 71st S.A.F.D	723-0300	Jimmy Lutz
2-1-97	Ruth Rosine	17109 Andromeda Dr Eagle River 99577	696-1060	Ruth Rosine
2-1-97	PATRICIA J. MILLS	PO Box 20345 Anch AK 99524	349-0706	Patricia J. Mills
2-1-97	TAMARA KAY ZEWER	2020 E. 7th Anch AK	249-0706	Tamara Kay Zewer
2-1-97	NITHEAVENER	PO Box 670449 Cheyenne AK		Nitheavener
2-1-97	Thomas A. Bailey	5324 Marine Ct Anchorage 99508	337-5304	Thomas A. Bailey



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DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE	
1	2/1/97	Anthony P. Bensch	1800B Meadow Crk Dr. AK	696-5477	Anthony P. Bensch
2	2/1/97	Katy Hannon	18538 Bernaling Birch	688-7141	Katy Hannon
3	2/1/97	Susan Bailey	5324 Maria Ct Anch AK	4337-5305	Susan Bailey
4	2/1/97	BARRY A. MARCOV	18314 CIRCLE CREST C.A. F.A. AK	696-8013	Barry A. Marcov
5	2/1/97	JOHN W. GARDNER	4833 UPPER KOGRU DR	694-3012	John W. Gardner
6	2-1-97	ROBERT W. GARDNER	4833 UPPER KOGRU DR	694-3012	Robert W. Gardner
7	2/1/97	BARRY J. WILSON	PO BOX 245931 ANCH. AK.	269-5526	Barry J. Wilson
8	2/1/97	DANIEL TAKANAK	2221 Muldoon rd #625	337-6506	Daniel Takanak
9	2/1/97	Neal Coyle	PO Box 2071	486-3249	Neal Coyle
10	2/1/97	Clay Smith	5040 Remerton	345-9800	Clay Smith
11	2-1-97	Sonya Rosetti	9311 Hiland ER AK	696-6819	Sonya Rosetti
12	2/1/97	Bill Rosetti	9311 N. land ER AK	696-6819	Bill Rosetti
13	2/1/97	FRANK GAMBAL	1805 STANTONWAY ANCH AK	583-2889	Frank Gambal
14	2/1/97	Ernest Johnson	7070 Baxter Terrace Cir.	338-6785	Ernest Johnson
15	2/1/97	PRESTON FARLEY	1103 Church WAY	583-7554	Preston Farley
16	2/1/97	Laureen Ritzel	1103 Church Anch. AK	unlisted	Laureen Ritzel
17	2-1-97	Anne M. Stephens	8325 Wilcox Anch 99502	248-9726	Anne M. Stephens
18	2-1-97	VALDORA J. BRENNAN	P.O. Box 870490 Wasilla AK ⁹⁹⁶⁸⁷	907-376-6750	Valdora J. Brennan
19	2-1-97	Ron Moore	1381 W Shoreline Dr.	376-5410	Ron Moore
20	2-1-97	Bobbie Houser	Po Box 620084 GUS, AK	686-6715	Bobbie Houser



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DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE
2-1-97	JEANNE HUSONEN	2520 BANBURY DR, ANCH	338-5184	<i>Jeanne Husonen</i>
2-1-97	PAUL BARBER	P.O. Box 48, PALMER, AK.	745-0972	<i>Paul Barber</i>
2-1-97	Ken Johnson	PO BOX 670946 Cheyenne AK	688-6091	<i>Ken Johnson</i>
2-1-97	John Boring	1470 Walkinaw WASKLA	376-447	<i>John Boring</i>
2-1-97	Heryl Scarborough	1592 Willinaw Wasilla	376-2785	<i>Heryl Scarborough</i>
2-1-97	JAMES SCHROEDER	625 Fir DR KENAI	997-4144	<i>James Schroeder</i>
2-1-97	William J. Barr	2310 Lake George Drive Anch. AK 99504	337-1752	<i>William J. Barr</i>
2-1-97	Robert T. Studebaker	P.O. BOX 2458 Kenai	262-7603	<i>Robert T. Studebaker</i>
2-1-97	Cheryl Studebaker	P.O. BOX 2458 Kenai	262-7603	<i>Cheryl Studebaker</i>
2-1-97	MARK MASUR	18326 TEDDIE W CIRCLE EAGLE RIVER, AK 99577	694-2817	<i>Mark Masur</i>
2-1-97	Alan Arima	611 Oxford Anchorage AK 99503	563-6080	<i>Alan Arima</i>
2-1-97	Rob Heckman	6101 Ruth Craig Anch 99504	337-3366	<i>Rob Heckman</i>
2-1-97	Theri Heckman	4117 Dorothy Anch 99504	243-6333	<i>Theri Heckman</i>
2-1-97	Robert B. McLean Jr	2942 Leewood, A/A 99575	345-3887	<i>Robert B. McLean Jr</i>
2-1-97	Michelle C. Hopkins	523 Togiak #A A/A 99503	521-8696	<i>Michelle C. Hopkins</i>
2-1-97	JUGA K. OLSEN	P.O. BOX 10068, Anch AK 99500	263-6806	<i>Juga K. Olsen</i>
2-1-97	Kim Beardsley	3737 Clay Prudhoe	248-5990	<i>Kim Beardsley</i>
	Melvin J. Jorgensen	133 1/2 E. Main KIR.	258-5711	<i>Melvin J. Jorgensen</i>
2-1-97	Paul Keith	18940 Third ST Eagle River AK	696-8720	<i>Paul Keith</i>
2-1-97	John H. ...	3300 BILLYE DR ANCH AK	349-2440	<i>John H. ...</i>



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DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE	
1	2-2-97	Shi Alley E. Littleton	17025 Park Place Eagle River, AK	894-5958	Shi Alley E. Littleton
2	2-2-97	Taina P. Kulieva	P.O. Box 077523 Ed. Anchorage, AK	694-3466	Taina P. Kulieva
3	2/2/97	Donna W. Martin	3321 Eureka #11 Anch, AK	561-5069	Donna W. Martin
4	2/2/97	Conrad L. Johnson	6928 St. Ila Park Anch, AK	344-7694	Conrad L. Johnson
5	2/2/97	Del L. Clark	1910 State St. Anch. AK	337-8101	Del L. Clark
6	2/2/97	Ronald C. Jacobs	13211 Reef Place Anch. AK	345-5145	Ronald C. Jacobs
7	2-2-97	Michael Stunelle	Box 878845 Wasilla	9927516	Michael Stunelle
8	2-2-97	Amundson, V. M. (Handwritten)	Mile 230 Park St. Healy, AK	503-0055	Amundson, V. M.
9	2/2/97	Danny Van Allen	4324 E 2nd Ave Anch AK	333-6774	Danny Van Allen
10	2/2/97	Don Horton	4805 Buckingham Way Anch AK	562-5705	Don Horton
11	2/2/97	Margaret S. Cobbley	3511 Balchen Dr Anch AK	20 2450675	Margaret S. Cobbley
12	2/2/97	DAVID L. WHITE	P.O. Box 1026 Bethel, AK		David L. White
13	2/2/97	Gaule Pittner	3421 Crandall Way Anch	344-4533	Gaule Pittner
14	2/2/97	William Dickson	8511 Ridgeway Anchorage, AK	338-0011	William Dickson
15	2-2-97	David A. O'Brien	Box 2056 Cordova, AK 99571	424-3246	David A. O'Brien
16	2-2-97	Nancy O'Brien	Box 2056 Cordova AK 99571	424-7061	Nancy O'Brien
17	2-2-97	PATRICK J. LAMB	109 BUNNELL ST ANCHORAGE AK	338-5257	Patrick J. Lamb
18	2-2-97	FRANCIS M. SHERRARD	1640 BRINTON ANCHORAGE AK	333-6248	Francis M. Sherrard
19	"	FRANK THOMAS	1941 WILKINSON ANCHORAGE AK	563-7616	Frank Thomas
20	"	Choy Froste	"	11	Choy Froste



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DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE
2-1-97	Billy Houser	22522 Norton, Chugiak, AK	688-1131	Billy Houser
2-1-97	Christine Gutterby	1103 Box 7190 Seldovia, AK	2624912	Christine Gutterby
2-1-97	V. Schwartz	1930 Percipin, Wasilla	376 2034	V. Schwartz
2-1-97	Bill	P.O. Box 871510	373-3164	Bill
2-1-97	Beverly Serrano	P.O. Box 811510 Wasilla, AK 99687	376-3484	Beverly Serrano
2-1-97	Michelle Claff	697 Chickadee/ST Anch AK	243-1625	Michelle Claff
2-1-97	JASimmons JR	534 Quicksilver, Palmer AK 99645	4454623	JASimmons JR
2-1-97	K. F. SUMMERS	534 Quicksilver Ct. Palmer AK 99645	745-4623	K. F. Summers
2-1-97	A. Joseph	Box 23096 Anchorage	3450967	A. Joseph
2-1-97	Andy Siebort	521 Mellow PL Anch AK	337-6468	Andy Siebort
2-1-97	Paul Barnet	P.O. Box 48, Palmer, AK	745-0972	Paul Barnet
2-1-97	Myron L MacEubler	P.O. Box 1767 Palmer, AK	746-5467	Myron L MacEubler
2-1-97	Norma M. McPumbe	P.O. Box 1767 Palmer, AK	746-5467	Norma M. McPumbe
2-1-97	Mike Fratton	3104 W. 33rd Anch AK	245-7624	Mike Fratton
2/1/97	Sherry Lovell	8221 Majestic Dr Anch AK	338-4990	Sherry Lovell
2/1/97	Doris Lovell	8221 Majestic Dr Anch AK	338-4990	Doris Lovell
2-1-97	Kent Kelley	25418 Eagle River Rd E. R.	694-6768	Kent Kelley
2/1/97	Mig Dillingham	8100 Lancelotti Ct Anch	3449670	Mig Dillingham
2/1/97	Bill Hickey	1831 Bellevue Loop Anch	344-5806	Bill Hickey
2/1/97	Lori Morkkian	11706 Iceland Cir E. R. 99577	694-5043	Lori Morkkian



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DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE
2-1-97	Jennifer A Rosetti	2262 Outside Blvd North Pole ^{AK}	707-488-2981	Jennifer A Rosetti
1 Feb 97	Randee Aman	4633 Paul F St Anchorage AK	32-7771	R. Aman
2-1-97	John Palumtier	523 Topical Anch AK	561-4696	John Palumtier
2-1-97	Kenny Kachitz	4535 E 4th Anch AK	553-4111	Kenny Kachitz
2-1-97	Charles A. Goff	3130 Jerix Anch AK	237-2534	Charles A. Goff
2-1-97	David Byrd	8281 Longport St Anch	346-3689	David Byrd
2/1/97	Frank Korda	6324 Air Guard RR Anch.	243-5216	Frank Korda
2-1-97	Andrew J. Donovan	PO BOX 570490 Wasilla AK	376-6750	Andrew J. Donovan
2-1-97	DONALD R. PETRE	PO BOX 9875 PALMER AK	745-6307	Donald R. Petre
2-1-97	Kathi L. Lester	P.O. BOX 872896 Wasilla AK	376-7787	Kathi L. Lester
2-1-97	THOMAS T. LESTER	P.O. BOX 872896 WASILLA AK	376-7787	Thomas T. Lester
2-1-97	Joseph J. Polito	P.O. BOX 3209 PALMOUR AK	746-0578	Joseph J. Polito
2-1-97	JOHN P SUPPLE	P.O. BOX 3624 KENAI AK	283-3487	John P. Supple
2/1/97	Gay L Gains	1702 Nunuka Dr Anch AK	333-7703	Gay L Gains
2/1/97	MAY GAINS	1702 Nunuka DR ANCH AK	333-7703	May Gains
2-1-97	GARY J. ROYAL	19729 SAMALGA CIR E/K AK	696-6801	Gary J. Royal
2-1-97	Ken Johnson	PO BOX 670946 CHUGIAT AK	688-6091	Ken Johnson
2-1-97	Ronda Staebner	18713 Upper Skyline, Eagle River, AK	694-5151	Ronda Staebner
2-1-97	Emma B. Zimoff	1470 Will. Wain Way Wasilla	376-1470	Emma B. Zimoff
2-1-97	Allen Thornhill	2111 West HATH - Anch 99517	248-4908	Allen Thornhill



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DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE	
1	1/1/97	Charles G Hunt	27211 FALCON DR Chugiak	688-6832	Charles G Hunt
2	2-1-97	Ronald E Bailey	910 KATH PL Anch 99504	333-6147	Ronald E Bailey
3	2-1-97	Teresa E Bailey	910 KATH PL Anch. Ak. 99504	333-6147	Teresa E Bailey
4	2/1/97	Richard E Dytner	14711 W. Lakeside Dr Eagle River AK 99577	694-1869	Richard E Dytner
5	2/1/97	Kendall Graven	19318 Samakaluk Circle Eagle River AK 99577	696-2771	Kendall Graven
6	2/1/97	Eric Bryous	6130 E 41 st St Anch #1 Anch	333 0928	Eric Bryous
7	2/1/97	John F. Bradford	12401 E. Swan St Anch AK 99507	746-2612	John F. Bradford
8	2/1/97	Bill Chaseman	PO Box 671501 Chugiak AK 99507	688-8085	Bill Chaseman
9	2-1-97	Stephen Tatakis	8030 Little Dipper	337 3775	Stephen Tatakis
10	2-1-97	Robert G. Dragnick	6246 TRAYON DR Anch AK	345-7521	Robert G. Dragnick
11	2-1-97	LARRY G MONSON	170 LARK CIR. ANCH AK 99508	337 3745	Larry G. Monson
12	2-2-97	DAVID H. CONRAD	1001 BONIFACE 16N 99504	337 5778	David H. Conrad
13	2/2/97	R. S. PLUMMER	2726 TELEGRAPH DR	561-0429	R. S. Plummer
14	2/1/97	CAROL PALMER	PO Box 72508 Was. 99577	376-4177	Carol Palmer
15	2/1/97	LARRY L. PARKS	PO Box 712072 Eagle River	294-6529	Larry L. Parks
16	2/1/97	Bradley Scott	PO Box 231142 Anch 99522	345-7852	Bradley Scott
17	2/1/97	Bruce Stoney	4400 ZODIAK DR FINEA AK 99577	346-2215	Bruce Stoney
18	2/1/97	Emil A. Bartolowicz	Box 227 Clam Gulch AK	262-9063	Emil A. Bartolowicz
19	2/1/97	Edward W. Moran	2906 Dawson St Anch	562-9498	Edward W. Moran
20	2/1/97	JAMES R. STANTON	395 Pearl Dr FBKS AK	488-7735	James R. Stanton



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DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE	
1	2/1/97	L. R. Blackst	13115-Gulf Circle Anch AK 99515	264-3025	L. R. Blackst
2	2/1/97	JOHN A. ALKEMAN	20906 Chickadee Pt Anchorage	688-2175	John Alkeman
3	6/1/97	DON THOMASNESS	2715 LAISSAC	248 1819	Don Thomasness
4	2/1/97	BRIAN HOWES	7536 ISLAND DR.	337-3647	Brian Howes
5	2/1/97	SUZAN L. HARTLICH	3419 Museum Ave Anch 99517	243-8198	Suzan Hartlich
6	2/1/97	William L. Stanley	Box 403 Soldotna AK	262-7125	Will Stanley
7	2/1/97	Nate Pennington	7190 Broadway Palmer AK	745-8228	Nate Pennington
8	2-1-97	DONALD L. PENNINGTON	P.O. Box 57-1308 Big Lake	745 9228	Donald L. Pennington
9	2-1-97	Stevan C. Krom	4671 Southpark Bluff Dr. Anchorage AK 99516	345-7521	Stevan C. Krom
10	2-1-97	DONALD J. CHARLTON	2032 BRANVILYN CIRCLE ANCHORAGE	345-3319	Donald J. Charlton
11	2-1-97	Don Goodston	9200 Byrd Way Dr	346-1083	Don Goodston
12	2/1/97	BART BIAS	1600 Vesku Cir	344 9919	Bart Bias
13	2/1/97	Royal Field	10501 Constitution Cir.	694-1627	Royal Field
14	2/1/97	TERRY K. HYER	1342 ZIMMIS	561-5543	Terry K. Hyer
15	2-1-97	DAVID G. ROY	2807 Brookstone Ln	349-4987	David Roy
16	2-1-97	Mike Kunder	6241 Newt Dr. Anch. AK	561-7776	Mike Kunder
17	2-1-97	KATHERINE S. BARSCHKE	10241 Mount Dr Anch AK	561-7776	Katherine S. Barschke
18	2-1-97	Don R. King	5770 Colony Dr. Anch	238-5991	Don R. King
19	2-1-97	Donald P. McManis	Box 1613 Palmer AK		Donald P. McManis
20	2/1/97	Matthew Wajrowski	19729 Eagle River Rd, Bagdad AK	694-3530	Matthew Wajrowski

ALASKA BOATING ASSOCIATION 111 1670 1677-0021



SUPPORT FOR SENATE BILL NO. 35

I am an Alaskan resident in support of Senate Bill No. 35. I do not believe access to park lands or waterways should be restricted without approval of the State Legislature. By signing, I acknowledge that I have reviewed a copy of Senate Bill No. 35, as originally presented by it's authors:

	DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE
1	2/2/97	Hether Gilbert	750 Copet Industrial Way, Palmer, AK 99645	746-8800	<i>Hether Gilbert</i>
2					
3					
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SUPPORT FOR SENATE BILL NO. 35

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DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE	
1	2/2/97	CHARLES F. NEIBORCUTT	12221 Whiting Way, E.P. AK 99507	694-7303	Charles F. Neiborcutt
2	2/2/97	Phillip C. Petrie	24532 Teal Loop Chugiak AK 99567	688-1190	Phillip C. Petrie
3	2/2/97	ROBERT D. TRASKER	4771 N. KESLER AVE Anch 99507	346-3602	Robert D. Trasker
4	2-2-97	LAWRENCE GROVE	P.O. BOX 22253 ANCH AK 99512	248 6031	Lawrence Grove
5	2-2-97	BRENT DAVIES	2917 Cambridge Anch AK 99177	247 7311	Brent Davies
6	2/2/97	Nickie Sherburne	24807 Teal Loop Chugiak AK	688-0102	Nickie Sherburne
7	2-2-97	Benjamin E. Shorburne	P.O. Box 67024 Chugiak AK 99517	688-0102	Benjamin E. Shorburne
8	2/2/97	Stephen Skortvede P.A.C.	P.O. Box 875564 Kodiak AK 99687	373-3331	Stephen Skortvede
9	2/2/97	Gerald Pollock	3501 Eastwind Dr.	345-0555	Gerald Pollock
10	2/2/97	Elaine M. Pollock	3501 Eastwind Dr. Anch AK	345-0655	Elaine M. Pollock
11	2/2/97	Ernie Barndt	1807 Meadow Ln Anch AK 99507	694-3045	Ernie Barndt
12	2/2/97	XXXXXXXXXX	XXXXXXXXXX	XXXXXXXXXX	XXXXXXXXXX
13	2/2/97	Rexford W. Martin	5308 Arctic Blvd. Anch. AK 99518	561-4884	Rexford W. Martin
14	2/2/97	TERRY A. BICNE	346 GAVINE CIRCLE ANCH, AK 99501	337-6835	Terry A. Bicne
15	2/2/97	Tom Riedell	P.O. Box 91934 Anch AK	56-1832	Tom Riedell
16	2/2/97	MARTIN DICKER	8511 RIDGEWAY AVE	338-0011	Martin Dickers
17	2/2/97	Michelle Pearson	4107 E 68th	344-1394	Michelle Pearson
18	2-2-97	GEORGE F. WELLS	1409 E 21 ANCH	333-6872	George F. Wells
19					
20					



SUPPORT FOR SENATE BILL NO. 35

I am an Alaskan resident in support of Senate Bill No. 35. I do not believe access to park lands or waterways should be restricted without approval of the State Legislature. By signing, I acknowledge that I have reviewed a copy of Senate Bill No. 35, as originally presented by it's authors:

DATE	PRINTED LEGAL NAME	STREET ADDRESS, CITY, STATE	PHONE	SIGNATURE
2/2/97	Theresa A. Clark	1910 State St. Anch AK	337-8101	Theresa A. Clark
2-2-97	DAVID L. May-15	PO1421 PALMER AK	746 1056	David L. May-15
2-2-97	Steven J. Post	2305 Lowland Ave Eureka AK	696-0845	Steven J. Post
2-2-97	James K. Cunha	2948 Carriage Dr. Anch	522-2948	James K. Cunha
2-2-97	Don A. Weste	8330 DAGAN ST	243-2580	Don A. Weste
2/2/97	Kristina Nelson	PO Box 876747 Waukena AK	892-7516	Kristina Nelson
2/2/97	Neil Cutler	4122 Lakeway Dr. Anch	243-4667	Neil Cutler
2/2/97	John Rohde Lewellyn	4350 AMBER CIRCLE	337-8669	John Rohde Lewellyn
2/2/97	Gloria Jean Lewellyn	4350 AMBER Circle	337-8669	Gloria Jean Lewellyn
2/2/97	Christina Fiedler	3511 Fralcher Dr	265-0675	Christina Fiedler
2/2/97	Timothy H. Furdy	909 E 12 th APT J	272-9861	Timothy H. Furdy
2/2/97	Timothy Beyer	2411 W. 79th Ave	243-0218	Timothy Beyer
2/2/97	Don Somers	3636 W 78	337-2744	Don Somers
2/2/97	CARY HILL	10270 JAMESTOWN DR #H Anch	349-7275	Cary Hill
2/2/97	FRED R KING	9000 VERNON, Anchorage AK	349-2997	Fred R King
2/2/97	Lucille M. Powell	4909 E 24 th Anchorage AK	333-6872	Lucille M. Powell
2/2/97	DON SHROEDER	1640 BRINK DR, Anch, AK	333-6268	Don Shroeder
18				
19				
20				



P.O. Box 210408 • Anchorage, AK 99521

Gilase A. Burkhardt
1161 W 7th
Anchorage, Alaska 99518
Secretary - Alaska Boating Association

Senator Lyda Green
Twentieth Legislature - First Session

Re: Senate Bill No. 35

CC: State of Affairs Committee

Dear Senator Green,

I am a lifelong Alaska resident writing in support of your proposed Senate Bill No. 35, referring to classification and restriction of use for public lands and waterways.

I support this bill for two reasons. First, I believe access on public lands and waterways should be open to all traditional means of transportation, and should not be restricted for the exclusive use of a single or specific group of users. More importantly, I believe ~~any~~ such restrictions or classifications which are deemed necessary, should bear legislative approval.

Currently, the Department of Natural Resources and other government agencies have the power to impose restrictions and limitations on the use of public lands and waterways. I believe they do currently have a requirement to seek public testimony on such matters. In the past, however, I have seen overwhelming testimony be disregarded in the final determination. This has happened repeatedly for many years.

Having a public opinion process is meaningless if the opinion is sought simply to comply with "agency requirements". It should be considered seriously by the people we empower as state leaders. It appears to me that many times agencies submit to the public opinion process, only to proceed with actions they were determined to take before the public was heard. This not only contributes to continued apathy of the people, it is inappropriate in our form of government.

The commissioners of these various agencies do not sit in elected positions. For the most part, they can remain in their positions for the better part of their careers, unaffected by the will of the people or popular vote. If they fail to follow the will of the people, there is little recourse for the residents of the state who collectively own these resources.

This bill is appealing, regardless of whether one supports my feelings on unrestricted access. It's basic premise is that land and waterway resources owned by the people of Alaska may only have use restrictions or re-classifications imposed *if the legislature approves them*.

Contrary to the current process, *this bill would place the responsibility for such measures in the hands of those representatives who the people elect.* Even though this may become somewhat of a tedious burden, the legislature is the appropriate avenue.

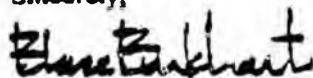
It may appear a somewhat ridiculous analogy, but I would remind you that this country (and others in the world) has fought several wars throughout history. Many of these, in one respect or another, involved freedom of the seas. No country wanted another to impose restrictions on their use of international waters. Likewise, Alaskans are getting tired of state agencies doing basically the same thing. If restrictions are necessary, let the people we elect make those decisions.

In closing I would like to address one argument I am sure will surface during discussions of this bill. In the recent movement to restrict snowmachine access at Curry Ridge, near Denali National Park, public testimony was heard on the matter. Ultimately the closure was not implemented. Opponents of this bill may point to that example as a means of defending the status quo - saying "see - the public opinion process works".

I can tell you from experience there was far less public testimony on that issue than was received on many others. I believe the real reason the closure was not implemented is the fact that you had already pre-filed this bill at that time. I wonder what would have come about had that not been the case.

I SUPPORT SENATE BILL NO. 35

Sincerely,



Blase Burkhart

Secretary - Alaska Boating Association

January 17, 1997



RECEIVED

APR 6 1997

Alaska Boating Association • P.O. Box 210430 • Anchorage, Alaska 99521

Senator Lyda Green
Alaska State Senate
State Capitol, Interdepartmental Mail Stop: 3101
Juneau, AK 99801-1182

Dear Senator Green:

This letter is in response to your proposed SB0035 relating to traditional means of access for traditional outdoor uses. At a regularly scheduled meeting of the Alaska Boating Association held on January 16, 1997, our organization voted unanimously to support your efforts and to strongly urge this legislation be passed. This letter is to communicate to you the organizations official position on this legislation.

In addition, many of our individual members will be corresponding with individual letters, POM's, testimony at teleconferences, etc. This bill is important to all members of our organization since traditional means of access is not only important to us for recreational considerations; but, in some cases is vital to some members livelihood.

Thank you for your efforts and continue to keep us informed of any and all related legislative matters we can be effective in supporting.

Yours truly,

Roy J. Burkhardt, Legislative Affairs Officer
Alaska Boating Association
Voice: (907)495-6337 FAX:(907)495-6338 E-Mail: rjburk@alaska.net

cc: Donald Sherwood, President, Alaska Boating Association
Senator Drue Pearce, Co-Sponsor, SB0035, Alaska State Senate
Senator Robin Taylor, Co-Sponsor, SB0035, Alaska State Senate

- Dedicated to the rights of Alaskan Boaters -



ALASKA AIRMEN'S ASSOCIATION, INC.

RESOLUTION

The Alaska Airmen's Association hereby resolves that the Alaska Legislature adopt proposed Senate Bill 35 dealing with traditional means of access for traditional outdoor uses which shall include access by small private as well as commercial aircraft.

So Resolved this 22 day of January, 1997

John Spalding, President
ALASKA AIRMEN'S ASSOCIATION, INC.

3038 Donnington Drive
Anchorage, AK 99504-3847
333-8347

RECEIVED
JAN 23 1997
ANS U.....

January 22, 1997

Sen Lyda Green

I would like to thank you for your bill that will insure access to Alaskan resources. Your course of action will right a wrong that has needed fixing for a very long time. Our state resource managers have become puppets for the lower forty eight environmentalists, which have realized that they (the radical environmentalists) have wasted and ruined the lower forty eight, and now they want to lock up OUR State from us. Unfortunately, they are slowly succeeding because of no legal means of stopping the state administrative process. If we don't like the actions of a resource manager, there is nothing that can be done. The public has no recourse. He is not an elected official, and therefore is untouchable by anyone except his fellow green supervisor. Your bill enables a real public input process with people who are countable to their community. You know the idea went the mile last year, only to be conveniently delayed until the legislative session had ended, then after listening and reacting according to the wishes of the green radicals from the land southeast of Juneau, the bill was vetoed. Our Governor showed his true colors.

Please continue your efforts on our behalf. We greatly appreciate your work and diligent efforts. I sorry to say that because of the short notice, I probably will not be able to get off from work to testify at the hearing tomorrow; however, I want you and whomever else necessary to know that I believe that this bill will have a greater impact on the future of Alaska than any other bill that will be considered. It must complete the entire process and become our new way doing business.

Our right to access, utilize, and enjoy the unlimited resources within our State should not and cannot be denied. Just as it is our responsibility to wisely use and protect these same resources. Misuse by an individual or certain groups should be dealt with on a case by case basis, and not punish the whole for the mistakes of a few.

Please continue your outstanding efforts, and if I may be of any assistance; please let me know. Thank you.

BJ
Randy "Bj" Bjorgan
W - 269-8978

3038 Donnington Drive
Anchorage, AK 99504-3847
333-8347

RECEIVED

January 22, 1997

ANS U.....

Sen Lyda Green

I want to let you know that I wholeheartly support your bill to move the restrictive powers from administrative boards to your legislative body. This will allow us to have an input into the management of our State resources. Thanks for your support of the people who use and enjoy Alaska.

signed
Margaret "Peggy" Bjorgan
W - 264-0514

PUBLIC OPINION MESSAGE

RECEIVED

FROM RONALD R WILSON
P.O. BOX 871706
WASILLA AK 99687
(907) 373-6700

TO ALL SENATE RESOURCE MEMBERS

REF SB35 --- "AN ACT RELATING TO TRADITIONAL MEANS OF ACCESS..

SUPPORT

AS A CONCERNED INDIVIDUAL AND A MEMBER OF THE ALASKA BOATING ASSOCIATION,
I SUPPORT THIS BILL. I FEEL THAT ALL ALASKANS SHOULD HAVE THE RIGHT TO
ACCESS PUBLIC LANDS AND WATERWAYS BE IT MOTORIZED OR NON-MOTORIZED.
HOPEFULLY, THE LEGISLATURE WILL ACT MORE RESPONSIBLY THAN DNR WHO DO
NOT ACT FOR THE MAJORITY OF ALASKANS

RONALD R WILSON

(13) "riparian area" means

(A) the areas specified in AS 41.17.116(a) on private land in the coastal forest of spruce or hemlock;

(B) the areas specified in regulations adopted by the commissioner under AS 41.17.116(b) on private land outside the coastal forest of spruce or hemlock;

(C) the area 100 feet from the shore or bank of an anadromous or high value resident fish water body on state land managed by the department and on other public land;

(14) "significant impairment of the productivity of the land and water" means an activity that may foreseeably result in prolonged or substantial damage to renewable resources or prolonged or substantial reduction of the continuing capability of the land or water to produce renewable resources at their natural or historic levels;

(15) "silviculture" means the art of producing and tending a forest, the application of the knowledge of silvics in the treatment of a forest, and the theory and practice of controlling and managing forest establishment, composition, and growth;

(16) "state forest" means an area designated by the legislature and retained in state ownership in order to

(A) provide a base for sustained yield management of renewable resources;

and

(B) permit a variety of beneficial uses;

(17) "sustained yield" means the achievement and maintenance in perpetuity of a high level annual or regular periodic output of the various renewable resources of forest land and water without significant impairment of the productivity of the land and water, but does not require that timber be harvested in a non-declining yield basis over a rotation period;

(18) "timber owner" means a person who owns timber on forest land or who has the rights to timber, but does not own the land itself;

(19) "Type A water body" means an anadromous water body that is

(A) a stream or river of any size having an average gradient of eight percent or less, with banks held in place by vegetation, channels that are not incised, and a substrate composed of rubble, gravel, sand or silt;

(B) wetlands and lakes, including their outlets; and

(C) an estuarine area delimited by the presence of salt-tolerant vegetation;

(20) "Type B water body" means an anadromous water body that is a fish stream or river of any size having an average gradient of eight percent or less, a channel that is incised and contained by the geomorphology and not by vegetation, and a substrate that ranges from rubble to bedrock; and

(21) "Type C water body" means a stream that is tributary to anadromous waters and that is incised greater than 28 degrees, has an average gradient of greater than eight percent, is narrower than 20 feet between ordinary high water marks, has a substrate of rubble and bedrock, and is a mountain slope stream at the upper end of the watershed.

History -

(sec. 1 ch 108 SLA 1978; am sec. 88 ch 59 SLA 1982; am sec. 43 ch 85 SLA 1988; am sec. 27 ch 34 SLA 1990)

Cross References -

For additional definitions, see AS 41.99.900.

Amendment Notes -

The 1990 amendment, effective May 12, 1990, rewrote this section.

Decisions -

The "sustained yield principle" - as used in Alas. Const. art. VIII, sec. 4 accords with the definition set forth in AS 38.04.910(10), and the added language in the definition of "sustained yield" in this section that it "does not require that timber be harvested in a nondeclining yield basis over a rotation period"; and it should be read as permitting timber cutting at a level that cannot be sustained over a forest rotation period only in unusual circumstances. Southeast Alaska Conservation Council, Inc. v. State, 665 P.2d 544 (Alaska 1983).

Chapter 41.20. PARKS AND RECREATIONAL FACILITIES

Renumbered as AS 41.21.

Chapter 41.21. PARKS AND RECREATIONAL FACILITIES

Article 01. ADMINISTRATION

Sec. 41.21.010. PURPOSE.

It is the purpose of AS 41.21.010 - 41.21.040 to foster the growth and development of a system of parks and recreational facilities and opportunities in the state, for the general health, welfare, education, and enjoyment of its citizens and for the attraction of visitors to the state.

History -

(sec. 1 ch 158 SLA 1959)

Revisors Notes -

Formerly AS 41.20.010. Renumbered in 1983.

Article Notes -

Collateral References. - 59 Am. Jur. 2d, Parks, Squares and Playgrounds, sec. 1-15; 63A Am. Jur. 2d, Public Lands, sec. 16.

81A C.J.S., States, sec. 138, 145-150.

Statutes relating to establishment or administration of parks as encroachment on right of local self-government. 88 ALR 228.

Construction of highway through park as violation of use to which park property may be devoted. 60 ALR3d 581.

State's liability for personal injuries from criminal attacks in state park. 59 ALR4th 1236.

Sec. 41.21.020. DUTIES OF DEPARTMENT OF NATURAL RESOURCES.

(a) The department shall

(1) develop a continuing plan for the conservation and maximum use in the public interest of the scenic, historic, archaeologic, scientific, biological, and recreational resources of the state;

(2) plan for and develop a system of state parks and recreational facilities, to be established as the legislature authorizes and directs;

(3) acquire by gift, purchase, or transfer from state or federal agencies, or from individuals, corporations, partnerships or associations, land necessary, suitable and proper for roadside, picnic, recreational, or park purposes;

(4) develop, manage, and maintain state parks and recreational areas;

(5) provide for the acquisition, care, management, supervision, improvement, development, extension, and maintenance of public recreational land, and make necessary

arrangements, contracts, or commitments for the improvement and development of land acquired under AS 41.21.010 - 41.21.040; contracting for improvement and development under this paragraph is governed by AS 36.30 (State Procurement Code);

(6) adopt, in accordance with this section and AS 44.62 (Administrative Procedure Act), regulations governing the use and designating incompatible uses within the boundaries of state park and recreational areas to protect the property and to preserve the peace;

(7) cooperate with the United States and its agencies and local subdivisions of the state to secure the effective supervision, improvement, development, extension, and maintenance of state parks, state monuments, state historical areas, and state recreational areas, and secure agreements or contracts for the purpose of AS 41.21.010 - 41.21.040;

(8) encourage the organization of state public park and recreational activities in the local political subdivisions of the state;

(9) provide for consulting service designed to develop local park and recreation facilities and programs;

(10) provide clearinghouse services for other state agencies concerned with park and recreation matters;

(11) perform other duties as are prescribed by executive order or by law;

(12) maintain memorials to Alaska veterans located in state parks; and

(13) adopt, in accordance with AS 44.62 (Administrative Procedure Act), regulations governing the use of the Chena River State Recreation Area and designating incompatible uses within the boundaries of the Chena River State Recreation Area in accordance with AS 41.21.490.

(b) In adopting regulations under (a)(6) of this section, the department shall consider whether the use of dogs, horses, and other animals for packing gear, pulling sleds, or for other recreational use is a compatible use within a state park or recreational area.

(c) The department may accept cash and other donations from public or private sources to assist and support the department in carrying out the purposes of this chapter.

History -

(sec. 2 ch 158 SLA 1959; am sec. 1 ch 233 SLA 1970; am sec. 3 ch 30 SLA 1981; am sec. 1, 2 ch 78 SLA 1981; am sec. 1 ch 16 SLA 1984; am sec. 40 ch 106 SLA 1986; am sec. 19 ch 2 FSSLA 1992; am sec. 74 ch 63 SLA 1993)

Revisors Notes -

Formerly AS 41.20.020. Renumbered in 1983. Paragraph (a)(13) was enacted as (a)(12) and renumbered in 1981. The present second sentence of AS 41.21.490 was enacted as a part of (a)(13) and transferred in 1981, with minor word changes in (a)(13) of this section. In 1984, "a compatible use" was substituted for "compatible" in subsection (b) to correct a manifest error in ch. 16, SLA 1984.

Cross References -

For power of the department of military affairs to construct memorials to veterans, see AS 44.35.030.

Amendment Notes -

The 1992 amendment, effective July 1, 1992, in subsection (a), substituted "develop, manage, and maintain" for "control, develop and maintain" in paragraph (4) and substituted "management" for "control" in paragraph (5).

The 1993 amendment, effective January 1, 1993, added subsection (c).

Editors Notes -

Section 87, ch. 63, SLA 1993 provides "if any section of this bill is found to violate the

single subject rule it is severed from the rest of the bill."

Decisions -

Kenai River Area. - The legislature intended the Kenai River Area to be a state park and intended normal state park regulations to govern the area unless those regulations were inconsistent with a regulation promulgated specifically for the area under AS 41.21.506(b). State v. Lawrence, 858 P.2d 635 (Alaska Ct. App. 1993).

Collateral Refs -

Use to which park property may be devoted. 18 ALR 1266; 63 ALR 484; 144 ALR 486.

Sec. 41.21.022. DISCHARGE OF FIREARMS.

The discharge of firearms during lawful hunting, trapping, and fishing is permitted within the boundaries of: (1) Caines Head State Recreation Area; (2) Chena River State Recreation Area; (3) Chugach State Park; (4) Denali State Park; (5) Kachemak Bay State Park; (6) Kachemak Bay State Wilderness Park; (7) Marine Parks established in AS 41.21.300 - 41.21.306; (8) Quartz Lake State Recreation Area; and (9) Wood-Tikchik State Park, except that all or part of a state park, marine park, wildlife preserve, or recreation area may be closed to the discharge of firearms by regulations adopted by the department for purposes of public safety or, with the concurrence of the Board of Game, for limited areas of Chugach State Park for public display of local wildlife under AS 41.21.121.

History -

(sec. 1 ch 126 SLA 1934)

Sec. 41.21.024. EASEMENTS AND RIGHTS-OF-WAY FOR ACCESS TO PRIVATE LAND.

The department may grant a public easement or public right-of-way within a state park unit for access to private property if the commissioner determines that the easement or right-of-way

- (1) will not unduly affect park resources; and
- (2) is in the public interest.

History -

(sec. 1 ch 172 SLA 1990)

Revisors Notes -

Enacted as AS 41.21.020(c). Renumbered in 1990.

Sec. 41.21.025. ZONING OF PRIVATE LAND WITHIN STATE PARKS.

(a) The department may adopt, under AS 44.62 (Administrative Procedure Act), zoning regulations governing private property within the boundaries of state parks established under this chapter.

(b) Land patented to or under interim conveyance to a regional or village native corporation under 43 U.S.C. 1601-1628 (P.L. 92-203, Alaska Native Claims Settlement Act) that falls within a state park boundary is subject to the zoning regulations provided for under (a) of this section only if the affected regional or village native corporation consents to or fails to reject the zoning regulations within 60 days from the date they are submitted to the affected corporation.

(c) Uses existing on June 25, 1976 are not affected by zoning regulations adopted after June 25, 1976.

History -

(sec. 1 ch 250 SLA 1976)

Revisors Notes -

Formerly AS 41.20.025. Renumbered in 1983.

Decisions -

Quoted in State v. Lawrence, 858 P.2d 635 (Alaska Ct. App. 1993).

Sec. 41.21.026. FEES FOR THE USE OF STATE PARK SYSTEM FACILITIES.

(a) Notwithstanding (b) of this section, the department may charge or collect a fee in a park unit for

- (1) rental of public use cabins or other overnight lodgings;
- (2) overnight use of a developed campsite;
- (3) special park use permits;
- (4) competitive and exclusive commercial use permits;
- (5) noncompetitive and nonexclusive commercial use permits;
- (6) use of a sewage holding tank dump station;
- (7) admission to or guided tours of visitor centers and historic sites;
- (8) use of an improved boat ramp in a park facility developed principally for boat launching;
- (9) sale of firewood;

Sec. 41.21.030. DISPOSITION OF FUNDS.

(a) All money received from the operation of parks and recreational facilities, including money from concessions, rentals, or donations, shall be deposited in the general fund of the state.

(b) *Repealed, sec. 28 ch 90 SLA 1991.*

(c) In (a) of this section, "money from concessions" means, for a concession contract under AS 41.21.027, the consideration received by the state from the contract.

History -

(sec. 3 ch 158 SLA 1959; am sec. 2 ch 89 SLA 1987; am sec. 28 ch 90 SLA 1991)

Revisors Notes -

Formerly AS 41.20.030. Renumbered in 1983.

Amendment Notes -

The 1991 amendment, effective July 3, 1991, repealed subsection (b).

Sec. 41.21.040. DIVISION WITHIN DEPARTMENT.

The commissioner may establish within the department a separate division to perform the functions relative to parks and recreational facilities specified in AS 41.21.010 - 41.21.040 and related or additional functions as are otherwise assigned to the department by law.

History -

(sec. 4 ch 158 SLA 1959)

Revisors Notes -

Formerly AS 41.20.040. Renumbered in 1983.

Editors Notes -

A division of parks was established in 1970 under the authority given in this section. The division is now named the division of parks and outdoor recreation.

Sec. 41.21.112. INCOMPATIBLE USES.

The commissioner shall designate by regulation incompatible uses within the boundaries of the Chilkat State Park in accordance with AS 41.21.110, and those incompatible uses designated shall be prohibited or restricted, as provided by regulation. Nothing in this section affects the rights and uses of water and facilities of the city of Haines located within the boundaries of this area.

History -

(sec. 1 ch 76 SLA 1970; am sec. 3 ch 47 SLA 1975)

Revisors Notes -

Formerly AS 41.20.190. Renumbered in 1983.

Sec. 41.21.113. EMINENT DOMAIN PROHIBITED.

The state may not acquire by eminent domain privately owned land for inclusion in Chilkat State Park.

History -

(sec. 4 ch 47 SLA 1975)

Sec. 41.21.120. PURPOSE OF AS 41.21.120 - 41.21.125.

The purpose of AS 41.21.120 - 41.21.125 is to restrict state-owned land and water described in AS 41.21.121 to use as a state park. Under AS 38.05.300, state land, water, or land and water containing more than 640 acres may be closed to multiple purpose use only by act of the legislature. Because the area described in AS 41.21.121 exceeds 640 acres, AS 41.21.120 - 41.21.125 are intended to provide for the closing of the described land and water to multiple purpose use in conformity with AS 38.05.300 and its subsequent designation as a special purpose site in accordance with art. VIII, sec. 7, of the Constitution of the State of Alaska.

History -

(sec. 1 ch 112 SLA 1970)

Revisors Notes -

Formerly AS 41.20.200. Renumbered in 1983.

Decisions -

Inclusion of university lands in park without compensation. - Although the inclusion of university lands in Chugach State Park by statute, without compensation to the university, was a breach of the federal trust, invalidating that portion of this section which included the university land in the park was error; the proper remedy is to permit an award in inverse condemnation. *State v. University of Alaska*, 624 P.2d 807 (Alaska 1981).

Sec. 41.21.121. CHUGACH STATE PARK ESTABLISHED.

The presently state-owned land and water, and all that acquired in the future by the state, lying within the parcels described in this section are designated as the Chugach State Park. The park is established to protect and supply a satisfactory water supply for the use of the people, to provide recreational opportunities for the people by providing areas for specified uses and constructing the necessary facilities in those areas, to protect areas of unique and exceptional scenic value, to provide areas for the public display of local wildlife and to protect the existing wilderness characteristics of the easterly interior area. The eastern area of the park shall be operated as a wilderness area, the central area as a scenic area, and the periphery areas as recreational areas. The land and water designated as the Chugach State Park and reserved from all uses incompatible with its primary function as a state park is that within the following described parcels excluding valid entries:

- (1) Township 11 North, Range 3 West, Seward Meridian
 Section 10: Lots 19 - 22, 24, 25, 28, 29, 33, 34, 37; and SE1/4, and E1/2 SW1/4
 Section 14: SW1/4
 Sections 15, 22, 23, 25 and 26
 Section 24: S1/2 and NE1/4;
- (2) Township 10 North, Range 2 West, Seward Meridian
 Sections 1 - 4;
- (3) Township 11 North, Range 2 West, Seward Meridian
 Sections 1 - 3
 Section 4: Lots 1 - 4, and S1/2N1/2, SE1/4, NW1/4 SW1/4, NE1/4 SW1/4, and SE1/4 SW1/4
 Section 5: Lots 1, 2, 4, and S1/2 NE1/4, SW1/4 NW1/4, W1/2 SW1/4 and SE1/4 SW1/4
 Section 7: E1/2 NE1/4 and SE1/4
 Section 8: S1/2, NW1/4, and N1/2 NE1/4
 Section 9: N1/2 N1/2, SW1/4, and S1/2 SE1/4
 Section 10 - 17
 Section 18: Lot 4; and NE1/4, SE1/4, and E1/2 SW1/4
 Section 19, except Lot 1 USS 4909
 Section 20, except Lot 2 USS 4909
 Sections 21 - 26
 Section 27: E1/2, NW1/4, and SE1/4 SW1/4
 Section 28: NE1/4 NE1/4, NW1/4, and E1/2 SW1/4
 Sections 29 - 32
 Section 33 except USS 2891 and USS 3384
 Sections 34 - 36;
- (4) Township 12 North, Range 2 West, Seward Meridian
 Section 3: W1/2, SE1/4, and SW1/4 NE1/4
 Sections 4, 5, and 7 - 10
 Section 11: SW1/4, W1/2 NW1/4, SE1/4 NW1/4, and SW1/4 SE1/4
 Section 13: SW1/4 NW1/4, SW1/4, and SW1/4 SE1/4
 Sections 14 - 29
 Section 31: S1/2 SE1/4 and SE1/4 NE1/4
 Sections 32 - 36;
- (5) Township 14 North, Range 2 West, Seward Meridian
 Section 11: Lots 74 and 75
 Section 13
 Section 14: Lots 1 - 3, 13 - 16, 31, 32; and NE1/4 NE1/4 NE1/4, SE1/4 NE1/4 NE1/4, and SW1/4 NE1/4 NE1/4
 Section 24: N1/2 N1/2;
- (6) Township 10 North, Range 1 West, Seward Meridian
 Sections 1 - 4
 Section 5, except USS 3215 and Indian Valley Subdivision
 Section 6, except USS 1868 and USS 3200
 Section 8
 Section 9, except USS 3680, USS 3382, and USS 1069

Section 10, except USS 3201, USS 3202, and USS 3382
Sections 11 - 14 and 23 - 25
USS 3680: Lot 1;
(7) Township 11 North, Range 1 West, Seward Meridian
Sections 1 - 30
Section 31, except USS 3200, USS 1868 and First Addition Indian Valley
Subdivision
Sections 32 - 36;
(8) Township 12 North, Range 1 West, Seward Meridian, except lands covered by
PLO 2029;
(9) Township 13 North, Range 1 West, Seward Meridian;
(10) Township 14 North, Range 1 West, Seward Meridian
Sections 1 - 4
Section 5: Lots 1 - 4; and S1/2 NE1/4, SE1/4 NW1/4, N1/2 SW1/4
NW1/4, SE1/4 SW1/4 NW1/4, E1/2 SW1/4 SW1/4 NW1/4, E1/2 SE1/4, and N1/2
NW1/4 SE1/4
Section 6: Lots 1 - 3
Section 9: E1/2
Sections 10 - 13
Section 14 N1/2, E1/2 SE1/4, and N1/2 SW1/4
Section 15: NE1/4, N1/2 NW1/4, SE1/4 NW1/4, and SW1/4 SW1/4
Section 16: SW1/4, S1/2 SE1/4, and NW1/4 SE1/4
Section 17: S1/2
Section 18: S1/2
Section 19: N1/2 N1/2
Section 20: N1/2 and SW1/4
Section 21, except NW1/4 SW1/4
Section 22, except E1/2 NE1/4
Section 23: SW1/4 NW1/4, SW1/4, SW1/4 SE1/4, SW1/4 NE1/4 SE1/4,
and S1/2 SE1/4 SE1/4
Section 24: N1/2 E1/2 SE1/4, NW1/4 SE1/4, W1/2 SW1/4 SW1/4 SW1/4,
SE1/4 SW1/4 SW1/4 SW1/4, and W1/2 NW1/4 SW1/4
Section 25: S1/2 except N1/2 NE1/4 NE1/4 SE1/4; and SW1/4 SW1/4
NE1/4, SW1/4 SE1/4 SW1/4 NE1/4, SW1/4 NW1/4 SW1/4 NE1/4, S1/2 NW1/4,
NW1/4 NW1/4, SW1/4 NE1/4 NW1/4, S1/2 SE1/4 NE1/4 NW1/4, and SW1/4
NW1/4 NE1/4 NW1/4
Sections 26 - 36;
(11) Township 15 North, Range 1 West, Seward Meridian
Section 1
Section 2: SE1/4
Section 11: E1/2, N1/2 SW1/4, E1/2 NW1/4, and SW1/4 NW1/4
Sections 12 and 13
Section 14: S1/2, NE1/4, E1/2 NW1/4, and SW1/4 NW1/4
Section 15: SE1/4 and S1/2 NE1/4
Sections 21 - 28
Section 29: E1/2, E1/2 SW1/4, and SW1/4 SW1/4
Section 31: E1/2 and E1/2 SW1/4

Section 32: N1/2, E1/2 SE1/4, and S1/2 SW1/4

Sections 33 - 36;

(12) Township 16 North, Range 1 West, Seward Meridian

Section 25: NE1/4SE1/4SE1/4 and N1/2SE1/4SE1/4SE1/4; and Tract B, Thunderbird Heights Subdivision, as shown on Plat 77-226, Anchorage Recording District, October 10, 1977;

(13) Township 10 North, Range 1 East, Seward Meridian;

(14) Township 11 North, Range 1 East, Seward Meridian;

(15) Township 12 North, Range 1 East, Seward Meridian;

(16) Township 13 North, Range 1 East, Seward Meridian;

(17) Township 14 North, Range 1 East, Seward Meridian

Sections 1 - 29

Section 30: Lots 2, 4; and N1/2, N1/2 SE1/4, N1/2 SE1/4 SE1/4, N1/2 NE1/4 SW1/4, SW1/4 SW1/4 SW1/4 SE1/4, S1/2 SE1/4 SW1/4, S1/2 NW1/4 SE1/4 SW1/4, and NW1/4 NW1/4 SE1/4 SW1/4

Section 31: Lots 1, 2, 3, 5; and E1/2 W1/2, SE1/4, S1/2 NE1/4, S1/2 NW1/4 NE1/4, NW1/4 NW1/4, NE1/4, W1/2 NE1/4 NW1/4 NE1/4, SE1/4 NE1/4 NW1/4 NE1/4, SW1/4 NE1/4 NE1/4, and SW1/4 SE1/4 NE1/4 NE1/4

Section 32: N1/2 NE1/4, W1/2 SE1/4 NE1/4, NE1/2 SE1/4 NE1/4, SW1/4 SW1/4, S1/2 SE1/4 SW1/4, S1/2 NE1/4 SE1/4 SW1/4, W1/2 NW1/4 SE1/4 SW1/4, SE1/4 NW1/4 SE1/4 SW1/4, SW1/4 SW1/4 SE1/4, SW1/4 SE1/4 SW1/4 SE1/4, W1/2 SW1/4 NW1/4 SE1/4 SE1/4, S1/2 NW1/4 SW1/4, NW1/4 NW1/4 SW1/4, W1/2 NE1/4 NW1/4 SW1/4, SE1/4 NE1/4 NW1/4 SW1/4, SW1/4 SW1/4 NW1/4, SW1/4 NW1/4 SW1/4 NW1/4, and W1/2 SE1/4 SW1/4 NW1/4

Section 33: N1/2 NE1/4, NE1/4 NW1/4, and N1/2 NW1/4 NW1/4

Sections 34 - 36;

(18) Township 15 North, Range 1 East, Seward Meridian;

(19) Township 16 North, Range 1 East, Seward Meridian

Sections 26 - 29 and 31 - 36

Section 30: SW1/4 SW1/4;

(20) Township 10 North, Range 2 East, Seward Meridian

Sections 4 - 6, except Chugach National Forest

Section 7

Section 8: W1/2, W1/2 NE1/4, NE1/4 NE1/4, and N1/2 SE1/4 NE1/4, except USS 3045

Section 9: N1/2

Section 18: N1/2 and SW1/4, except USS 3043 and USS 3042;

(21) Township 11 North, Range 2 East, Seward Meridian

Sections 1 - 7, 18, 19, 30, and 31, except Chugach National Forest;

(22) Township 12 North, Range 2 East, Seward Meridian;

(23) Township 13 North, Range 2 East, Seward Meridian;

(24) Township 14 North, Range 2 East, Seward Meridian;

(25) Township 15 North, Range 2 East, Seward Meridian.

Sections 1 - 4, 6, 7, and 10 - 36

Section 9: E1/2;

(26) Township 16 North, Range 2 East, Seward Meridian

Section 1: S1/2 except USS 3527, USS 3914, USS 4789, and USS 3282

Sections 2 and 9 - 11: that portion south of the Glenn Highway
Sections 12 - 16
Section 17: that portion of the E1/2 south of the Glenn Highway
Section 19: S1/2
Section 20: NE1/4
Sections 21 - 28
Sections 30 and 31
Sections 33 - 36;

- (27) Township 11 North, Range 3 East, except Chugach National Forest;
- (28) Township 12 North, Range 3 East, Seward Meridian;
- (29) Township 13 North, Range 3 East, Seward Meridian;
- (30) Township 14 North, Range 3 East, Seward Meridian;
- (31) Township 15 North, Range 3 East, Seward Meridian.

History -

(sec. 1 ch 112 SLA 1970; am sec. 3 ch 39 SLA 1987)

Revisors Notes -

Formerly AS 41.20.210. Renumbered in 1983. In 1970, "E21/2W1/2" was substituted for "E1/2S1/2" near the beginning of the description of land in Section 31 in paragraph (17) of this section to correct a manifest clerical error in ch. 112, SLA 1970.

Cross References -

For 1974 modifications to the boundaries of the park under AS 41.21.122, see the revisor's note to that section; for legislative purposes and findings in connection with the 1987 amendment to paragraph (12), see sec. 1, ch. 39, SLA 1987 in the Temporary and Special Acts.

Decisions -

Compensation required. - The statute which created Chugach State Park requires compensation. *State v. University of Alaska*, 624 P.2d 807 (Alaska 1981).

Inclusion of university lands without compensation. - Inclusion of the University of Alaska lands in Chugach State Park without paying compensation to the university violated the trust provision of the federal grant. *State v. University of Alaska*, 624 P.2d 807 (Alaska 1981).

The objective that park lands are to be managed in a way that will increase "the value of a recreational experience" is incompatible with the objective of using university land for the "exclusive use and benefit" of the University of Alaska, since the implied intent of the grant was to maximize the economic return from the land for the benefit of the university and this intent cannot be accomplished if the use of the land is restricted to any significant degree. *State v. University of Alaska*, 624 P.2d 807 (Alaska 1981).

AS 38.05.030(a) not impliedly repealed. - By enacting this section, creating Chugach State Park, the legislature did not impliedly repeal former AS 38.05.030(a), which prevented disposal of university lands by the commissioner of natural resources without the approval of the Board of Regents of the University of Alaska. This section withdrew the particular university land involved from the operation of the management mechanism created by former AS 38.05.030(a) and 14.40.170(a)(4), which grants certain management powers to the Board of Regents. *State v. University of Alaska*, 624 P.2d 807 (Alaska 1981).

Article 4. State Recreation Areas.

Section

- 410. Purpose of AS 41.21.410 — 41.21.425
- 415. Authority to designate Captain Cook State Recreation Area
- 420. Incompatible uses
- 425. Negotiated purchase authorized
- 430. Purpose of AS 41.21.430 — 41.21.445
- 435. Authority to designate Caines Head State Recreation Area
- 440. Incompatible uses
- 445. Purchase authorized; eminent domain prohibited
- 450. Purpose of AS 41.21.450 — 41.21.465
- 455. Nancy Lake State Recreation Area established

Section

- 460. Incompatible uses
- 465. Purchase authorized
- 470. Purpose of AS 41.21.470 — 41.21.490
- 475. Chena River State Recreation Area established
- 480. Eminent domain authorized to acquire necessary access
- 485. Zoning of private land
- 490. Incompatible uses
- 491. Willow Creek state recreation area
- 492. Designation of management responsibilities
- 493. Comprehensive management plan
- 494. Regulations
- 495. Cooperative management agreements

Sec. 41.21.410. Purpose of AS 41.21.410 — 41.21.425. The purpose of AS 41.21.410 — 41.21.425 is to empower the governor to restrict state owned land and water described in AS 41.21.415 to use as a public recreation area. Under AS 38.05.300, state land, water or land and water containing more than 640 acres may be closed to multiple purpose use only by act of the legislature. Because the area described in AS 41.21.415 exceeds 640 acres, AS 41.21.410 — 41.21.425 are intended to provide for the closing of the described land and water to multiple purpose use in conformity with AS 38.05.300 and its subsequent designation as a special purpose site in accordance with article VIII, § 7, of the Constitution of the State of Alaska. (§ 1 ch 100 SLA 1969)

Revisor's notes. — Enacted as AS 41.20.070. Renumbered as AS 41.20.130 in 1969. Renumbered again in 1983.

Sec. 41.21.415. Authority to designate Captain Cook State Recreation Area. The governor may designate by proclamation the state-owned land and water and all that acquired in the future by the state, lying within the parcels described in this section, as the Captain Cook State Recreation Area. The proclamation may include the entire area or portions of the area at different times, shall reserve the areas included from all uses incompatible with their primary function as public recreation land and water, and shall assign them to the department for control, development and maintenance. Land covered by AS 41.21.410 — 41.21.425 is that within the following described parcels:

Township 8 North, Range 10 West, Seward Meridian

Section 3

Section 9

Section 10: NW¼, NE¼, SW¼, W½ SE¼

Section 15: W½ W½

Sections 16 and 17

All tideland abutting the above and all of Stormy Lake. (§ 1 ch 100 SLA 1969)

Revisor's notes. — Enacted as AS 41.20.080. Renumbered as AS 41.20.140 in 1969. Renumbered again in 1983. In 1969, "SW¼" was added to the

description of land in Section 10 to correct a manifest clerical error in ch. 100, SLA 1969.

Sec. 41.21.420. Incompatible uses. The commissioner shall designate by regulation incompatible uses within the boundaries of the Captain Cook State Recreation Area in accordance with AS 41.21.410, and those incompatible uses designated shall be prohibited or restricted, as provided by regulation. (§ 1 ch 100 SLA 1969)

Revisor's notes. — Enacted as AS 41.20.090. Renumbered as AS 41.20.150 in 1969. Renumbered again in 1983.

Section 15, "Lot 1" correct a manifest error

1990 amendment

prohibit or restrict uses within the

Fish and Game AS 16.05.092

park unit of the original purposes,

Game shall be subject to enforcement (SLA 1986)

rehabilitation enhancement and development under AS 16.05.092 on land lying within the parcels described in AS 41.21.140. (§ 1 ch 82 SLA 1972)

Revisor's notes. — Formerly AS 41.20.261(d). Re-numbered in 1983.

Sec. 41.21.143. Discharge of firearms. [Repealed, § 2 ch 126 SLA 1984.]

Sec. 41.21.150. Purpose of AS 41.21.150 — 41.21.152. The purpose of AS 41.21.150 — 41.21.152 is to restrict state-owned land and water described in AS 41.21.151 to use as a state park. Under AS 38.05.300, state land, water, or land and water containing more than 640 acres may be closed to multiple use only by act of the legislature. Because the area described in AS 41.21.151 exceeds 640 acres, AS 41.21.150 — 41.21.152 are intended to provide for the closing of the described land and water to multiple use in conformity with AS 38.05.300 and its designation as a special purpose area in accord with art. VIII, § 7 of the Constitution of the State of Alaska. (§ 2 ch 233 SLA 1970)

Revisor's notes. — Formerly AS 41.20.300. Re-numbered in 1983.

Sec. 41.21.151. Denali State Park established. The state-owned land and water and that acquired in the future by the state lying within the parcels described in this section are designated as the Denali State Park. This land and water is reserved from all uses incompatible with its primary function as park area. Land covered by AS 41.21.150 — 41.21.152 is that within the following described parcels:

(1) Township 29N Range 6W, Range 5W, and that portion of Range 4W lying north and west of the Alaska Railroad right-of-way; Township 30N Range 5W and that portion of Range 3W and 4W lying north and west of the Alaska Railroad right-of-way; Township 31N Range 5W, Range 4W and that portion of Range 3W and Range 2W lying north and west of the Alaska Railroad right-of-way; Township 32N Range 4W, Range 3W and that portion of Range 2W lying north and west of the Alaska Railroad right-of-way; and Township 33N Range 4W, Range 3W and that portion of Range 2W lying west of the Alaska Railroad right-of-way, all in the Seward Meridian;

(2) Township 29N, Range 7W; Sections 1-27 and 34-36, Township 29N, Range 8W; containing approximately 42,240 acres, all in the Seward Meridian. (§ 2 ch 233 SLA 1970; am § 1 ch 135 SLA 1976)

Revisor's notes. — Formerly AS 41.20.310. Re-numbered in 1983.

see AS 41.21.020(6); for legislative declaration that certain electrical transmiss on line is a compatible use in Denali State Park, see § 14, ch 118. SLA 1981.

Cross references. — For authority of commission to adopt regulations designating incompatible uses,

Sec. 41.21.152. Eminent domain prohibited. The state may not acquire by eminent domain privately owned land for inclusion in the Denali State Park. (§ 2 ch 233 SLA 1970)

Revisor's notes. — Formerly AS 41.20.320. Re-numbered in 1983.

Sec. 41.21.160. Purpose of AS 41.21.160 — 41.21.167. The purpose of AS 41.21.160 — 41.21.167 is to establish the state-owned land and water areas described in AS 41.21.161 as the Wood-Tikchik State Park. The primary purposes of creating the Wood-Tikchik State Park are to protect the area's fish and wildlife breeding and support systems and to preserve the continued use of the area for subsistence and recreational activities. The state park is also created to protect the area's recreational and scenic resources. AS 41.21.160 — 41.21.167 are intended to close the described land and water

to multi purpose (§ 1 ch 1

Revisor numbered

Sec. 4 acquired 1,428,320 corner of corner of westerly R58W, S. northerly corner of thence ea. of T4N, I northerly R55W, S.M NE corner thence eas of T3N, F southerly R52W, S.M NE corner thence wes of T4S, R southerly t

(b) All o adjacent p Tikchik Sta R54W, S.M of T8S. R5 southerly to SW corner T9S, R57W, to the NE cc which point

(c) Land i are valid et corporations Alaska Natl However, if state, it shal

Revisor's ne numbered in 19 of the legal de

Sec. 41.21 described in development ment of Fish

NW¼ NE¼, NW¼
, SW¼ NE¼ NE¼

¼ SW¼, ½ SE¼
¼ SE¼ SW¼, SW¼
¼, ½ NW¼ SW¼,
SW¼, SW¼ SW¼

ept USS 3045

est;

3282

orest;

112 SLA 1970; am

74 modifications to the AS 41.21.122, see the or legislative purposes the 1987 amendment . 39, SLA 1987 in the

NOTES TO DECISIONS

Compensation required. — The statute which created Chugach State Park requires compensation. *State v. University of Alaska*, 624 P.2d 807 (Alaska 1981).

Inclusion of university lands without compensation. — Inclusion of the University of Alaska lands in Chugach State Park without paying compensation to the university violated the trust provision of the federal grant. *State v. University of Alaska*, 624 P.2d 807 (Alaska 1981).

The objective that park lands are to be managed in a way that will increase "the value of a recreational experience" is incompatible with the objective of using university land for the "exclusive use and benefit" of the University of Alaska, since the implied intent of the grant was to maximize the economic return from

the land for the benefit of the university and this intent cannot be accomplished if the use of the land is restricted to any significant degree. *State v. University of Alaska*, 624 P.2d 807 (Alaska 1981).

AS 38.05.030(a) not impliedly repealed. — By enacting this section, creating Chugach State Park, the legislature did not impliedly repeal former AS 38.05.030(a), which prevented disposal of university lands by the commissioner of natural resources without the approval of the Board of Regents of the University of Alaska. This section withdrew the particular university land involved from the operation of the management mechanism created by former AS 38.05.030(a) and 14.40.170(a)(4), which grants certain management powers to the Board of Regents. *State v. University of Alaska*, 624 P.2d 807 (Alaska 1981).

Sec. 41.21.122. Management responsibility. The state land and water described in AS 41.21.121 as the Chugach State Park is assigned to the department for control, development and maintenance, except that the Department of Transportation and Public Facilities is responsible for the repair and maintenance of all existing public roads within the park. The control of highway access and roadside structures within the Chugach State Park is the responsibility of the department. The Department of Fish and Game shall cooperate with the department to provide for those purposes under AS 41.21.121 relevant to the duties of the Department of Fish and Game. If, in the exercise of management responsibility under this section, conflicts of land ownership, jurisdiction, or authority are unreconcilable or unmanageable other than at an unreasonable cost and expense to the state, the commissioner after public hearing in accordance with AS 44.62 may modify, subject to the approval of the legislature, the boundaries of the Chugach State Park not to exceed 20 percent of the total acreage described in AS 41.21.121. (§ 1 ch 112 SLA 1970)

Revisor's notes. — Formerly AS 41.20.220. Renumbered in 1983. Under the authority of this section, the commissioner of natural resources held public hearings and modified the boundaries of the park. By adopting HCR 75 am in 1974, the legislature gave the required approval. The action removed the following land from the park: (1) land lying within the city limits of Girdwood in T10N, R2E, S.M.; (2) land in Sec.

10, T11N, R3W, S.M. south and west of and adjacent to the toe of the bluff that extends from Campbell Point southeasterly to Potter Creek that has been designated as the Potter Point State Game Refuge; (3) USS 3070 in Sec. 9, T16N, R2E, S.M., which is an isolated parcel of foreclosed land not contiguous to the park.

Sec. 41.21.123. Incompatible uses. (a) The commissioner shall designate by regulation, adopted in accordance with AS 44.62 (Administrative Procedure Act), incompatible uses within the boundaries of the Chugach State Park in accordance with AS 41.21.120 — 41.21.125, and those incompatible uses designated are prohibited or restricted as provided by regulation.

(b) In adopting regulations under this section and in complying with AS 44.62.210, the commissioner shall provide the opportunity for the oral presentation of statements, arguments or contentions. (§ 1 ch 112 SLA 1970)

Revisor's notes. — Formerly AS 41.20.230(a) and (b). Renumbered in 1983.

Sec. 41.21.124. Discharge of firearms. [Repealed, § 2 ch 126 SLA 1984.]

Sec. 41.21.125. Purchase authorized. The commissioner may acquire, by purchase in the name of the state, title to or interest in real property lying within or abutting the boundaries of the Chugach State Park. (§ 1 ch 112 SLA 1970)

STATE OF ALASKA

DEPARTMENT OF NATURAL RESOURCES

DIVISION OF PARKS & OUTDOOR RECREATION

TONY KNOWLES, GOVERNOR

MAT-SU AREA OFFICE
MILE .7 BOGARD ROAD
WASILLA, ALASKA 99687
PHONE: (907) 745-3975

MAILING ADDRESS:
HC 32 BOX 6706
WASILLA, ALASKA 99654

February 6, 1997

Steven K. Van Troba
D & S Alaska Trail Rides Inc.
P.O. Box 1437
Palmer, Ak. 99645

Dear Mr. Van Troba:

This letter is in response to your Commercial Use Permit application to conduct horse back trail rides in Denali State Park to Curry Ridge and to Blair Lake as proposed in your application.

After a thorough review of your proposal, I have determined that commercial horse back trail rides are not allowed by state park regulations in the areas that you have selected nor is it consistent with the Denali State Park master plan recommendations and guidelines. In addition, there are no existing horse trails or any record of traditional horse use associated with the requested area and activity.

Therefore, I must deny your application and will not issue you a commercial use permit to develop horse trails and/or conduct horse back trail rides in Denali State Park as requested.

A person adversely affected by this decision may appeal this decision, in accordance with 11 AAC 02, to :

Jim Stratton, Director
Division of Parks and outdoor Recreation
Department of Natural Resources
3601 C Street, Suite 1200
Anchorage, Ak. 99503-5921

Any appeal must be received at the above address within 30 calendar days after the date of "delivery" of this decision, as defined in 11 AAC 02.040. A copy of 11 AAC 02 may be obtained from any regional information office of the Department of Natural Resources. If an appeal is not filed before the end of the period specified, this decision then goes into effect.

Sincerely,


Dale K. Bingham
Area Superintendent

cc: Jim Stratton, Director

SB

35

SFIN

FILE

SENATE FINANCE COMMITTEE REPORT

DATE: 2/19/97

FURTHER: _____

3-19-97

DATE TURNED

IN TO OFFICE: _____

3-18-97

Finance Committee considered

SENATE BILL NO. 35

MANAGEMENT OF PARKS & RECREATIONAL AREAS

and recommends:

be replaced with _____ CS SB 35 (FN)

adopt previous _____ CS _____ (_____)

attached amendment(s)

adopt Letter of Intent by _____ Committee

further referral to the _____ Committee

Senate Bill:

same title

new title

House Bill:

same title

technical change

new: SCR# _____

SIGNING DO-PASS	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
LEFT		Red E. Kelly	✓		
		Sean Farnell	✓		
		W. Depey	✓		
		John Ferguson	✓		
Co-Chair: <u>True</u>	✓	Co-Chair:			
Co-Chair: <u>Paul</u>	✓	Co-Chair:			

NEW FISCAL NOTE(S):

Department Date Zero Fiscal

S-FIN (DNR)	3/14	✓	

PREVIOUS FISCAL NOTE(S):*

Department Date Zero Fiscal

#8 DNR	2-19-97	Ø	
#7 DNR	2-19-97		(1,100.0)
#5 DFG	2-7-97	Ø	
#4 DFG	2-6-97	Ø	

APPROPRIATION -- no fiscal note

*include fiscal notes accompanying Governor's bill

FISCAL NOTE

STATE OF ALASKA
1997 LEGISLATIVE SESSION

REPORTS OUT OF
3-19-97

BILL NO. CSSB35(FIN)

*Pearce Moved
Adopted w/o*

Revision Date: 3-14-97

Title: Management of Parks and Recreational Areas

Dept. Affected: Natural Resources

BRU: Parks & Rec Management

Sponsor: Senator Green

Requestor: Senate Finance

Components: Parks Management

Serial # 452.0

EXPENDITURES/REVENUES: (THOUSANDS OF DOLLARS)

OPERATING	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
Personal Services	0.0	0.0	0.0	0.0	0.0	0.0
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants, Claims						
Miscellaneous						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL						
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REVENUE						
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FUNDING: (THOUSANDS OF DOLLARS)

General Fund						
Federal Fund						
Other						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

POSITIONS:

Full-Time						
Part-Time						
Temporary						

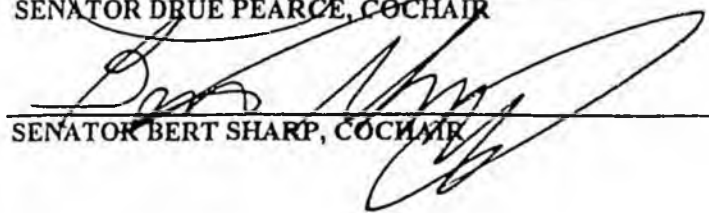
ANALYSIS: (ATTACH A SEPARATE PAGE IF NECESSARY)

Prepared by: **SENATE FINANCE COMMITTEE**



SENATOR DRUE PEARCE, COCHAIR

Date: 3/14/97
Phone: 465-4993



SENATOR BERT SHARP, COCHAIR

Date: 3/14/97
Phone: 465-3004

FISCAL NOTE

No. 8

Bill Version: CS SB 35 (RES)

(S) Publish Date: 2/21/97

STATE OF ALASKA
1997 LEGISLATIVE SESSION

BILL NO. _____

3-19-97

Revision Date: _____ Dept Affected: Natural Resources
 Title: An Act restricting the Board of Fisheries, Board BRU: Resource Development
of Game, ADF&G and DNR from...traditional access Component: Mining Development
 Sponsor: Senator Green
 Requestor: (S)FIN Component Serial No. 442

Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY98	FY99	FY00	FY01	FY02	FY03
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0
CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
CHANGE IN REVENUES ()	0.0	0.0	0.0	0.0	0.0	0.0

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

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

POSITIONS

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

ANALYSIS: (Attach a separate page if necessary)

Under 11 AAC 86.145, a mining operator may restrict public access to a site only with the approval of the Division of Mining and Water Management, and only "to protect public safety" or to "prevent unreasonable interference" with the miner's rights. The proposed law appears to invalidate the ability of the state to allow this restriction to public access. Thus, it could force the Usibelli Coal Mine to let the public drive through its active mining areas, even during blasting operations (a violation of federal law). It might require the operator of Fort Knox to allow snowmobiles, dog mushers, pedestrians, and cars to compete with its 150-ton haul trucks for use of the road. While companies could ask for public access restrictions, the restriction would require legislative approval.

Please see continuation page.

Prepared by: Jules V. Tileston, Director Phone: 269-8600
 Division: Mining and Water Management Date: 19-Feb-97
 Approved by Commissioner: [Signature] Date: _____
 Agency: Natural Resources

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Fiscal Note, continued: CSSB 35 (RES)

The bill has little effect on the operations of the Division, but it could have a significant but difficult to calculate cost to mining operators – and thus an affect to the Alaskans employment and income, and to state royalties and rents. The cost to mining operators could increase due to increased insurance costs, increased management costs, decreased efficiency. In addition, the inability to restrict public access to operating mines could decrease the current attractiveness of the state to new mining development.

FISCAL NOTE

No. 7
 Bill Version: CS SB.35(RES)
 (S) Publish Date: 2/21/97

STATE OF ALASKA
 1997 LEGISLATIVE SESSION

BILL NO. _____

Revision Date: 19-Feb-97 Dept Affected: Natural Resources
 Title: An Act restricting the Board of Fisheries, Board of BRU: Resource Development
Game, ADF&G, and DNR from...regulation [of] traditional access.... Component: Land Development
 Sponsor: Sen. Green
 Requestor: Senate Finance Component Serial No. 431

Expenditures/Revenues	(Thousands of Dollars)					
OPERATING EXPENDITURES	FY98	FY99	FY00	FY01	FY02	FY03
PERSONAL SERVICES	0.0	0.0	0.0	0.0	0.0	0.0
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0
CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
CHANGE IN REVENUES (1005)	(1,100.0)	(1,100.0)	(1,100.0)	(1,100.0)	(1,100.0)	(1,100.0)

FUND SOURCE	(Thousands of Dollars)					
1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

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

POSITIONS	FY98	FY99	FY00	FY01	FY02	FY03
FULL-TIME	0	0	0	0	0	0
PART-TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

ANALYSIS: (Attach a separate page if necessary)

Analysis assumes that the intent of Sec. 5 is to prevent any restriction or prohibition of access on state public domain land, including land offered for sale, surface lease, material sales, or rights-of-way. "Blanket" easements would be required instead of typical linear easements. Reduction of sale parcels' fair market value is estimated at 50% due to loss of exclusive use rights and perceived loss of privacy. Commercial/industrial lease bids and material sale prices are also projected to be reduced to account for higher insurance premiums charged for unsecured work sites. Projected revenue impact assumes no major new land sale offering to the general public; mostly preference-right sales, sales to current remote parcel lessees, homesiters, and homesteaders, material sales, and leases for commercial/industrial purposes. Also, figures do not attempt to reflect extra liability exposure for the state on land retained in public ownership. Analysis continued...

Prepared by: Jane Angvik, Director *[Signature]* Phone: 269-8503
 Division: Land Date: 19-Feb-97
 Approved by Commissioner: *[Signature]* Date: 2-19-97
 Agency: Natural Resources

Analysis continued...

Sec. 5, added by the Resources Committee, would enact a new AS 38.95.300 forbidding DNR to adopt a regulation that would prohibit or restrict "traditional access" (undefined). As with ADF&G and the boards, a DNR finding of a "compelling reason" may be forwarded as proposed legislation. Because the restriction is in AS 38, it would apply to public domain land management, not just park management. Temporary parkland closures under AS 41.21.020(e), added by Sec. 7 of the bill, would be excepted.

Sec. 5: Statutory intent is not clear. DNR does not adopt regulations prohibiting access to Title 38 land. It is in the business of facilitating access, not precluding it. However, since 1970 it has had regulations requiring a permit to use heavy equipment on state land, which might qualify as a "restriction" of undefined traditional access. Further, those regulations let DNR impose more stringent permit requirements on a site-specific basis. It did this for off-road vehicle use on the North Slope in 1970 (still in effect, and necessary to prevent resource damage on permafrost soils). Other designations since then that may affect "traditional uses" include two at the Poker Flats rocket impact zone to prevent public access during rocket launches; three allow public safety controls at ski area (Hatcher Pass, Thompson Pass, and Alyeska Resort), e.g. during avalanche blasting; another prohibits camping in the Nenana Gorge to control a problem with seasonal Denali Park workers' squatters' camps; another restricts access to a sea-lion rookery at Marmot Island to minimize the threat that the federal government would place the Stellar sea lion on the endangered species list (an action that would have caused great disruption to commercial fisheries). DNR closed road access altogether to two sites in Juneau (at Montana Creek and Eagle River) that were being used for illegal trash dumping, as it was not funded for maintenance and the cleanup costs were becoming overwhelming. And DNR has just been notified it must close access to about 1,000 acres near Gerstle River (Delta) because of the presence of hazardous nerve gas left over from military testing. The bill may intend to invalidate existing restrictions or prevent new ones in equally compelling circumstances.

Allowing DNR to request a legislative closure, months or years later, is no solution. The bill has no exceptions for closures needed to protect public safety or prevent resource damage, just as it has no exceptions for resource development and land disposal purposes. Every land disposal to a municipality or a private owner "restricts" previous public access, unless this bill intends DNR to reserve blanket easements allowing all previous uses to continue. (Even if DNR follows its traditional practice of reserving easements to protect existing trails, being confined to a trail is a "restriction.") On land subject to timber sales, mineral sales, mineral leases, and other less-than-fee disposals, DNR generally retains public access, but it must be able to allow necessary restrictions. For instance, DNR authorizes timber purchasers to close logging roads during breakup or heavy rain, when travel would damage the road surface, or at the logging site to prevent safety hazards and to protect equipment and cut timber against theft and damage. And it requires logging roads to be blocked and "put to bed" if there is no new operator to assume responsibility for road and culvert maintenance. Gravel pits and rock quarries are operated under similar rules to protect public safety and the gravel purchaser's property rights. Similarly, oil and gas leases are open to public uses that do not unreasonably interfere with the lessees' rights. Lessees are prohibited by their lease terms from blocking public access. However, exceptions are allowed within the immediate vicinity of drill sites and structures. On mining locations, the miner must apply for permission for any closure, and restrictions are authorized only to protect public safety or prevent unreasonable interference with the miner's rights. This bill could force the Usibelli coal mine to let the public drive through its active mining areas, even during blasting operations (a violation of federal law). And it could invalidate Alyeska Pipeline Service Company's authority to restrict public access to its right-of-way lease, forcing removal of the locked gates that keep vehicles off the work pad and pipeline. Who would pay for the liability of allowing the general public, including children, into the midst of industrial operations using heavy equipment? This section could slow or halt resource development on state land.

Restrictions as in the above examples are imposed not by "regulation" but by land use plans, land disposal decisions, forest land use plans for timber sales, oil and gas lease forms, wildfire management plans, etc. However, because "regulation" is so broadly defined in AS 44.62.640, a case can be made that all of these documents are in fact regulations (a suit now before the Supreme Court raises this question). That interpretation would open most of DNR's land management and disposal decisions to the charge that they will restrict "traditional access," giving disposal opponents new ammunition to use in court.

FISCAL NOTE

No. 6
 Bill Version: CS SB35(RES)
 (S) Publish Date: 2/21/97

STATE OF ALASKA
1997 LEGISLATIVE SESSION

BILL NO.

Revision Date: 19-Feb-97 Dept Affected: Natural Resources
 Title: An Act restricting the Board of Fisheries, the BRU: Parks & Recreation Management
Board of Game, the Department of Fish and Game,... Component: Parks Management
 Sponsor: Senator Green
 Requestor: (S)FIN Component Serial No. 452

Expenditures/Revenues	(Thousands of Dollars)					
OPERATING EXPENDITURES	FY98	FY99	FY00	FY01	FY02	FY03
PERSONAL SERVICES	3.0	1.0	1.0	1.0	1.0	1.0
TRAVEL	8.4	8.4	8.4	8.4	8.4	8.4
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	11.4	9.4	9.4	9.4	9.4	9.4
CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
CHANGE IN REVENUES ()	0.0	0.0	0.0	0.0	0.0	0.0

FUND SOURCE	(Thousands of Dollars)					
1002 Federal Receipts						
1003 GF Match						
1004 GF	11.4	9.4	9.4	9.4	9.4	9.4
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	11.4	9.4	9.4	9.4	9.4	9.4

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

POSITIONS	FY98	FY99	FY00	FY01	FY02	FY03
FULL-TIME	0	0	0	0	0	0
PART-TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

ANALYSIS: (Attach a separate page if necessary)

Personal Services for \$1.0 is needed each year to prepare the report on activities restricting traditional access for traditional recreational activities required for new section 41.21.020(a)(14). An additional \$2.0 is needed the first year to set up a reporting system that is easily tracked and prepared for annual submission to the legislature. No new position will be required for this, the personal services dollars will be used to extend the season of an existing position to prepare the report.

Closures of longer than 90 days would require annual trips to the legislature. We anticipate that up to six bills per session would be needed for construction, wildlife, disaster, public safety, seasonal and resource protection closures. We anticipate travel costs associated with each bill to be \$1.4.

Detailed analysis continued...

Prepared by: Jim Stratton, Director *[Signature]* Phone: 269-8700
 Division: Parks and Outdoor Recreation Date: 19-Feb-97
 Approved by Commissioner: *[Signature]* Date: 2-19-97
 Agency: Natural Resources

Analysis Continued...

Sec. 5, added by the Resources Committee, would enact a new AS 38.95.300 forbidding DNR to adopt a regulation that would prohibit or restrict "traditional access" (undefined). As with ADF&G and the boards, a DNR finding of a "compelling reason" may be forwarded as proposed legislation. Because the restriction is in AS 38, it would apply to public domain land management, not just park management. Temporary parkland closures under AS 41.21.020(e), added by Sec. 7 of the bill, would be excepted.

Sec. 6 of the bill amends AS 41.21.020 to require an annual report to the legislature listing each designation that DOPOR has imposed within the state park system that prohibits a "traditional means of access" for a "traditional recreation activity" (both terms are broadly defined). The report must include the reason for, site of, and duration of the prohibition or restriction. Division of Parks and Outdoor Recreation does not oppose this annual report requirement. From the original SB 35.

Sec. 7 of the bill has two parts. The first part (from the original SB 35) would add a new AS 41.21.020(d) that prohibits DNR from managing as part of any legislatively designated park unit any land "that is not within" the legislatively designated boundaries. The prohibition would thus affect additions, but not inholdings purchased by or given to the state; the latter could be managed as part of the park. Nor would it forbid the existing practice of transferring small, isolated tracts of Title 38 land via an Interagency Land Management Assignment so that they can be managed as wayside parks or mini-parks. However, during the legal review that led to last year's veto, concern arose that it did forbid that practice, impliedly repealing AS 38.05.295 and allowing only legislatively designated land to be managed as part of the state park system. If that interpretation was correct, it would drop more than 90 administratively created units out of the park system and associated coverage of park regulations, leaving DNR unable to collect fees and control disruptive behavior. This possible interpretation could be eliminated by a rewrite of section 7.

The enabling legislation for three park units, Chugach, Kenai River, and Pt. Bridget, specifically allows their boundaries to be expanded administratively. It is unclear how this bill would be reconciled with these earlier but more specific statutes. A simple "Except where otherwise provided by law" amendment would clarify the situation. Four units forbid expansion, but allow administrative additions of land within the designated boundaries. Enabling legislation for eight units, including the marine park system, currently has no language prohibiting boundary expansion, so for 26 years the park system has operated on the assumption that such authority existed. Three of those parks—Wood-Tikchik, Denali, and Chilkat—have administrative additions, including two new parcels (each under 10 acres) recently gained via a land exchange for a boat launch ramp/parking lot and other uses at Wood-Tikchik. This bill would cloud the status of the Wood-Tikchik and Denali additions, despite AS 01.10.090's requirement that retroactive intent be explicit, because it treats the third park differently.

The second part of Sec. 7, added by the Resources Committee, would create a new AS 41.21.020(f) forbidding any closure or restriction of "access" (not defined, but presumably distinct from "traditional access" or "access that has historically been used", terms used elsewhere in the bill). An exception is made for temporary closures (not more than 90 days per year), or interim closures that must be submitted to the next regular legislative session. The latter will expire at the end of the session if not "approved" by the legislature. The method of approval is not specified.

Analysis Continued...

This part of Sec. 7 is potentially dangerous, forbidding all but temporary (90-day) or interim restrictions of undefined "access" on parklands. With the annual legislative report requirement of Sec. 6, this section is unnecessary: the legislature could take action against any closure it questioned. This section will needlessly impair public safety and resource protection. Examples of restrictions it will forbid, or require to be brought to the legislature for enactment, include:

Construction closures typically last longer than 90 days, and the complete site must be closed for safety reasons. In the past couple of years, all of the following were closed for construction for at least one season: House of Wickersham, Alaska Veterans' Memorial, Kepler-Bradley State Recreation Site, Potter Creek Trailhead, Bird Ridge Trailhead, Deep Creek campground (east of highway). In the summer of 1997, McHugh Creek (Chugach), Worthington Glacier, parts of Lake Louise, and Castle Hill (Sitka) will be closed for construction for longer than 90 days.

Disasters such as oil spills, floods, and landslides happen quickly, but may take far longer than 90 days to repair. If the legislature failed to pass a closure bill, Parks would be forced to reopen the site, with resulting state liability for any accidents. Examples: the 1993 oil spill at Indian (Chugach, 37,000 gallons of jet fuel) caused Parks to close 14 acres for the duration of clean-up and mediation, which is still ongoing. Fall 1995 flooding caused extensive damage to the Eklutna Lakeside Trail, including culvert and bridge wash-outs, which took 18 months to repair. During this time the trail was closed. Damage to Bing's Landing on the Kenai River caused closure of much of the river bank pending work that is scheduled for the summer of 1997. Juneau's Perseverance Trail washed out in the fall of 1996 and has been closed since. Trail work is planned for summer 1997, pending legislative appropriation. Until that time the trail is dangerous. A local high school runner ignored the trail closure signs and fell to his death at Thanksgiving.

Parties and vandalism - Teenage partying and vandalism have required evening or seasonal park closures at numerous sites near urban centers, including: Upper Huffman trailhead (Chugach), which is open only in the winter for snowmobile use, then closed in the summer to deter partying; McHugh Creek (Chugach), closed at 10 pm in the summer and closed all winter to deter partying and vandalism; Potter Creek Trailhead (Chugach), closed during the winter to prevent vandalism; Bird Creek Valley (Chugach), where one-half mile of the access road is closed to displace a teen partying site; and all Sitka parks are closed at 11 pm in cooperation with local law authorities.

Swimming beaches - Parks closes or restricts boating (limiting speeds via a no-wake zone) within swimming areas to prevent safety hazards to swimmers. Examples include Big Lake North and South, Nancy Lake, and Captain Cook.

Over-use sometimes requires long-term closure to allow resource damage to heal. Examples include streambank closures on the Kenai River and Deep Creek to restore salmon rearing habitat, and trail closures at the Glenn Alps Trailhead (Chugach) to allow rehabilitation of damaged vegetation and erosion. Eagle Beach SRA was closed to off-road vehicles because of damage to beach grass habitat and wild strawberry beds.

Seasonal closures - In the spring when the snow cover shrinks to a certain level, snowmobiling is closed to prevent vegetation damage and is not reopened until the following fall when adequate snow cover is present. Parks also closes 75 campgrounds for the winter, along with day-use sites in Chugach, Mat-Su, Kenai, and Kodiak, for a combination of vandalism protection, lack of demand, and lack of winter maintenance budgets.

Management reasons - Some park units have been permanently closed for management reasons, usually declining budgets combined with increasing expenses due to vandalism or location, including Moose Creek SRS, Tolsona Creek SRS, Centennial Lake SRS, and Anchor River SRS. Before resorting to closure, Parks offers management opportunity to local government and evaluates the area for possible contract management. These four areas were either day-use sites that did not lend themselves to revenue generation, or did not qualify for charging campground fees because of the lack of water service.

Sec. 8 legislatively adds three parcels, totaling 10.85 acres, to Chilkat State Park. The affected lands were purchased with Land and Water Conservation Funds and added administratively. If Sec. 7 were interpreted as withdrawing them from recreational use, the grantor would require that they be replaced by similar lands of equal recreational value and utility. The length and complexity of this section—three pages of legislative legal descriptions, with all the attendant risk of errors, to add less than 11 acres to a park—is an inefficiency that Sec. 7 will cause.

FISCAL NOTE

Bill Version: CS SB 35 (RES)

STATE OF ALASKA
1997 LEGISLATIVE SESSION

REPORT
SFC 3-19-97

(S) Publish Date: 2/19/97

Revision Date: 2/7/97 Dept. Affected: Fish and Game
 Title: Management of parks and recreation areas BRU: Habitat and Restoration
 Sponsor: Senator Green Component: Habitat
 Requester: Senate Resources COMPONENT SERIAL NO. 486

Expenditures/Revenues (Thousands of Dollars)

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

CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
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CHANGE IN REVENUES ()	0.0	0.0	0.0	0.0	0.0	0.0
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FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY97) cost: \$ 0.0

POSITIONS

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

ANALYSIS: (Attach a separate page if necessary)

Prepared by: Janet Kowalski JK
 Division: Habitat and Restoration

Phone: 465-3065
 Date: 2/7/97

Approved by Commissioner: Frank Rue *Geron Bue for*
 Agency: Department of Fish and Game

Date: 2/7/97

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FISCAL NOTE

No. 3

STATE OF ALASKA
1997 LEGISLATIVE SESSION

BILL NO. Bill Version: CSSB35(STA)

(S) Publish Date: 1/31/97

Revision Date: 28-Jan-97 Dept Affected: Natural Resources
 Title: An Act relating to management of state land, BRU: Parks & Recreation Management
water, and land and water as part of a state park... Component: Parks Management
 Sponsor: Senator Green
 Requestor: S(RES) Component Serial No. 452

Expenditures/Revenues	(Thousands of Dollars)					
	FY98	FY99	FY00	FY01	FY02	FY03
OPERATING EXPENDITURES						
PERSONAL SERVICES	3.0	1.0	1.0	1.0	1.0	1.0
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	3.0	1.0	1.0	1.0	1.0	1.0
CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
CHANGE IN REVENUES ()	0.0	0.0	0.0	0.0	0.0	0.0

FUND SOURCE	(Thousands of Dollars)					
	FY98	FY99	FY00	FY01	FY02	FY03
1002 Federal Receipts						
1003 GF Match						
1004 GF	3.0	1.0	1.0	1.0	1.0	1.0
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	3.0	1.0	1.0	1.0	1.0	1.0

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

POSITIONS	FY98	FY99	FY00	FY01	FY02	FY03
FULL-TIME	0	0	0	0	0	0
PART-TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

ANALYSIS: (Attach a separate page if necessary)

Personal Services for \$1.0 is needed each year to prepare the report on activities restricting traditional access for traditional recreational activities required for new section 41.21.020(a)(14). \$3.0 is needed the first year to set up a reporting system that is easily tracked and prepared for annual submission to the legislature.

Prepared by: Jim Stratton, Director *Jim Stratton* Phone: 269-3700
 Division: Parks and Outdoor Recreation Date: 28-Jan-97
 Approved by Commissioner: *Jim Stratton for Governor* Date: 1-28-97
 Agency: Natural Resources

FISCAL NOTE

2

Bill Version: CSSB35(STA)

(S) Publish Date: 1/28/97

STATE OF ALASKA
1997 LEGISLATIVE SESSION

Revision Date: 1/27/97 Dept. Affected: Fish and Game
 Title: Management of Parks & Recreational Areas BRU: Wildlife Conservation
 Sponsor: Senator Green Component: Wildlife Conservation
 Requester: State Affairs COMPONENT SERIAL NO. 473

Expenditures/Revenues

(Thousands of Dollars)

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

CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
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CHANGE IN REVENUES (1024)	0.0	0.0	0.0	0.0	0.0	0.0
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FUND SOURCE

(Thousands of Dollars)

FUND SOURCE	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY97) cost: \$ 0.0

POSITIONS

POSITIONS	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
FULL-TIME	0	0	0	0	0	0
PART-TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

ANALYSIS: (Attach a separate page if necessary)

Prepared by: Wayne Regelin, Director
 Division: Wildlife Conservation
 Approved by Commissioner: Georon Egan
 Agency: Alaska Department of Fish and Game

Phone: 465-4190
 Date: 1/27/97
 Date: 1/28/97

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FISCAL NOTE

No. 011

Bill Version: CSSB 35 (RES)

(S) Publish Date: 2/19/97

STATE OF ALASKA
1996 LEGISLATIVE SESSION

Revision Date: 2/7/97
Title: Management of Parks & Recreational Areas

Dept. Affected: Fish and Game
BRU: Wildlife Conservation
Component: Wildlife Conservation

Sponsor: Senator Green
Requester: Senate Resources

COMPONENT SERIAL NO. 473 X

Expenditures/Revenues

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
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CHANGE IN REVENUES (1024)	0.0	0.0	0.0	0.0	0.0	0.0
----------------------------------	------------	------------	------------	------------	------------	------------

FUND SOURCE

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY96) cost: \$ 0.0

POSITIONS

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

ANALYSIS: (Attach a separate page if necessary)

This FN is the previously published FN#2 (STA). This FN wasn't published.

*pub
FN
For
W.C.
Game*

Prepared by: Wayne Regelin, Director
Division: Wildlife Conservation

Phone: 464-4190
Date: 2/7/97

Approved by Commissioner: Green Bruce for
Agency: Department of Fish and Game

Date: 2/7/97

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FISCAL NOTE

No. 1

STATE OF ALASKA
1997 LEGISLATIVE SESSION

Bill Version: SB35
BILL NO. (S) Publish Date: 1/24/97

Revision Date: _____ Dept Affected: Natural Resources
Title: An Act relating to management of state land, BRU: Parks & Recreation Management
water, and land and water as part of a state park... Component: Parks Management
Sponsor: Senator Green
Requestor: S(STA) Component Serial No. 452

Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY98	FY99	FY00	FY01	FY02	FY03
PERSONAL SERVICES	3.0	1.0	1.0	1.0	1.0	1.0
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	3.0	1.0	1.0	1.0	1.0	1.0
CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
CHANGE IN REVENUES ()	0.0	0.0	0.0	0.0	0.0	0.0

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	3.0	1.0	1.0	1.0	1.0	1.0
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	3.0	1.0	1.0	1.0	1.0	1.0

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

POSITIONS

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

ANALYSIS: (Attach a separate page if necessary)

Personal Services for \$1.0 is needed each year to prepare the report on activities restricting traditional access for traditional recreational activities required for new section 41.21.020(a)(14). \$3.0 is needed the first year to set up a reporting system that is easily tracked and prepared for annual submission to the legislature.

Prepared by: Jim Stratton, Director Phone: 269-8700
Division: Parks and Outdoor Recreation Date: 22-Jan-97
Approved by Commissioner: _____ Date: 1/27/97
Agency: Natural Resources



The Alaska Boating Association

P.O. Box 210430

Anchorage, Alaska 99521

Donald Sherwood- President

TWENTY-FIVE LETTERS - DIFFERENT

SIGNATURES

DATE: 02/20/97

TO: Bill Sponsor: Senator Lyda Green
 Bill Co-Sponsors: Senator Drue Pearce and Senator Robin Taylor
 Members, Senate Resources Committee: Chair: Senator Rick Halford; Vice-Chair: Senator Lyda Green; Members: Senator Loren Lemay, Senator Bert Sharp, Senator Robin Taylor, Senator John Torgerson, and Senator Georgianna Lincoln
 Members, Senate Finance Committee: Chair: Senator Drue Pearce; Vice-Chair: Bert Sharp; Members: Senator Dave Donley, Senator Sean Parnell, Senator Randy Phillips, Senator John Torgerson, and Senator Al Adams

This letter is in response to Senate Bill Thirty-five (SB0035), relating to traditional means of access for traditional outdoor uses. This bill is important to all members of our organization since traditional means of access is not only important to us for recreational considerations; but, in some cases is vital to some of our members livelihood.

I personally am concerned about the ammendments that have been added to the bill since it was introduced. Adding the ability for the Board of Game to adopt regulations and considerations within this bill is making the bill too cumbersome and is jeopardizing it's successful approval. While the proposed intent of the ammendments is positive and I can't disagree with the worthiness of that intent, the ammendments should be another bill addressed for those specific purposes. I understand that this bill was originally introduced last session with even stronger language supporting traditional access. Unfortunately, I also understand that some of that language was removed within committee last session.

I would ask that you support this fine piece of legislation and that you do whatever you can to see that the bill returns to its original intent, and then goes forward to your peers for their approval.

Thank you,

J. Antikemp
P.O. Box 876013
Wasilla, Alaska 99687

STATE OF ALASKA

DEPARTMENT OF NATURAL RESOURCES

DIVISION OF PARKS & OUTDOOR RECREATION

TONY KNOWLES, GOVERNOR

MAT-SU AREA OFFICE
MILE .7 BOGARD ROAD
WASILLA, ALASKA 99687
PHONE: (907) 745-3975

MAILING ADDRESS:
HC 32 BOX 6706
WASILLA, ALASKA 99654

February 6, 1997

Steven K. Van Troba
D & S Alaska Trail Rides Inc.
P.O. Box 1437
Palmer, Ak. 99645

Dear Mr. Van Troba:

This letter is in response to your Commercial Use Permit application to conduct horse back trail rides in Denali State Park to Curry Ridge and to Blair Lake as proposed in your application.

After a thorough review of your proposal, I have determined that commercial horse back trail rides are not allowed by state park regulations in the areas that you have selected nor is it consistent with the Denali State Park master plan recommendations and guidelines. In addition, there are no existing horse trails or any record of traditional horse use associated with the requested area and activity.


Therefore, I must deny your application and will not issue you a commercial use permit to develop horse trails and/or conduct horse back trail rides in Denali State Park as requested.

A person adversely affected by this decision may appeal this decision, in accordance with 11 AAC 02, to :

Jim Stratton, Director
Division of Parks and outdoor Recreation
Department of Natural Resources
3601 C Street, Suite 1200
Anchorage, Ak. 99503-5921

Any appeal must be received at the above address within 30 calendar days after the date of "delivery" of this decision, as defined in 11 AAC 02.040. A copy of 11 AAC 02 may be obtained from any regional information office of the Department of Natural Resources. If an appeal is not filed before the end of the period specified, this decision then goes into effect.

Sincerely,


Dale K. Bingham
Area Superintendent

cc: Jim Stratton, Director

D & S Alaska Trail Rides Inc.
P.O. Box 1337
Palmer, Alaska 99645
Tel/Fax (907)-745-2208

RECEIVED

MAR 07 1997

ANS d.....

February 27, 1997

Jim Stratton, Director
Division of Parks and outdoor Recreation
Department of Natural Resources
3601 C Street, Suite 1200
Anchorage, Ak, 99503-5921

Dear Mr. Stratton,

D & S Alaska Trail Rides Inc. would like to exercise our right of appeal under 11AAC02 to conduct horse back trail rides in Denali State Park on Curry Ridge. In your Denali State Park Master Plan it states in chapter 2 under goals & objectives.

3. Provide Recreation Opportunities and Facilities for present and future Alaska residents. Denali State Park is a major component of the state park system, which exists primarily to serve Alaska residents. Non-resident and tourist recreation can be provided in Denali State Park to the extent that it complements but does not significantly is place recreation by residents.

*Provide those recreation facilities and uses that are most in demand given the regional status of the park and the existing recreation facilities in the area, including: campgrounds, campsites, and trail (hiking and cross-country skiing).

*Provide those recreation facilities and uses that take advantage of the special natural qualities of the park, such as views of Mt. McKinley, glaciers, wildlife, river corridors, lakes, and the Curry-Kesugi Ridge Landscape.

4. Support the State's Tourism Industry, which depends on both resident and non-resident visitors.

* Provide a diversity of recreation opportunities that fit with various tourist groups

* Provide a diversity of recreation facilities and opportunities that will encourage people to stay in the region longer, such as:
opportunities for self-guided activities, such as hour, half-day and day
hikes.

Park Operations and Staffing Requirements

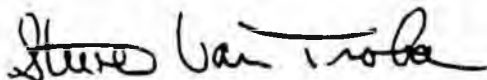
Funding Shortfalls. Recent budget cuts have severely limited the Division's ability to maintain and adequate management presence in the park. Present funding levels force rangers to confine their patrols primarily to the road corridor, limiting their ability to perform research, monitor back country used, and identify potential management problems. Facility maintenance has also been reduced in recent years. There is concern that new programs and facilities proposed in this plan will add major new responsibilities to and already stressed operational budget.

D & S Alaska Trail Rides Inc. has proposed guided horse back and wagon ride operation in Denali State Park. In your Denali State Park Master Plan it states the support of the tourism industry and trails for hikers. It does not specifically address a horse trail nor does not say a horse trail can not be installed in Denali State Park. Mr. Dale K. Bingham has denied D & S Alaska Trail Rides Inc. a commercial use permit to develop horse trails and to conduct horse back trail rides in Denali State Park. The State of Alaska Department of Natural Resources should support this activity in the Denali State Park. D & S Alaska Trail Rides Inc. will seek local suppliers in the area for construction and operational requirements, and will provide economic benefits to the area indirectly. The fees D & S Alaska Trail Rides Inc. will pay the State of Alaska for the use of the Denali State Park will help recent budget cuts, which has severely limited the division's ability to maintain and adequate management presence in the park.

D & S Alaska Trail Rides Inc. is enclosing a application to the Mat-Su Borough Planners and Assembly and a application to the Land Management Division of the Mat-Su Borough.

Please review the enclosed applications and if you have any question regardingt this appeal, you can direct them to Steve Van Troba (907)-745-2208

Sincerely:



Steve Van Troba

cc: Sen. Lyda Green
Rep. Beverly Masek
Rep. Scott Ogan
Rep. Vic Kohring

**D & S Alaska Trail Rides Inc.
P.O. Box 1437
Palmer, Alaska 99645
Tel/Fax (907)-745-2208**

February 19, 1997

**Matanuska-Susitna Borough
Land Management Division
350 East Dahlia Avenue,
Palmer, Alaska 99645-6488**

Reference: Statement of Purpose for Mat-Su Borough Land Management

SECTION or MSB 11.10.010 through 11.10.110 - D & S Alaska Trail Rides Inc. a guided horse riding and wagon ride operations will include sightseeing and trail riding in remote locations of Denali State Park. (see attach map)

SECTION or MSB 11.10.010 through 11.10.110 - 1.- f. Trails and campsites shall be kept clean. All garbage and foreign debris shall be eliminated by removal and complete burning unless otherwise authorized. D & S Alaska Trail Rides Inc. trash policy, that is all trash will be pack out and deposited in trash bin at the trail head base site.

.SECTION or MSB 11.10.010 through 11.10.110 -6.1-C. 4.- Any proposed use which will be potentially damaging to the environment or hazardous to the health, safety or welfare of the public must be carefully reviewed. Discretion should be used when coordination with other agencies which, by law or other authority, share jurisdiction over the use. Examples of these types of activities include storage of flammable or explosive materials, activities which may significantly affect anadromous fish habitat. D & S Alaska Trail Rides Inc. policy for horse manure, the horse corral and stalls will be clean on a daily base's and horse manure will be hauled to Van Troba's Tree Farm where it will be mixed with other organic material and made into organic compost.

**D & S Alaska Trail Rides Inc.
P.O. Box 1437
Palmer, Alaska 99645
Tel/Fax (907)-754-2208**

February 17, 1997

Matanuska-Susitna Borough
Planning Commission
Assembly Members
East Dahlia
Palmer, Ak 99645-6488

Reference: STATEMENT OF PURPOSE for Mat-Su Borough Planners and Assembly

Following is D & S Alaska Trail Rides Inc. application and documentation for a Conditional Use Permit in the Mat-Su Borough's, Denali State Park Special Land Use District. Our proposal is to establish a horse and wagon ride seasonal (May - September) operations facility at Mile 132 of the Parks Highway, just east of the Mt. McKinley Princess Lodge. The site is well situated for horse rides and wagon tours by visitors to Denali State Park and the Mat-Su Borough. The proposed site incorporates zoning requirements set forth by Borough Ordinance, Chapter 17.17.

D & S Alaska Trail Rides Inc. Plans conform to the requirement stated in Article 1. GENERAL PROVISIONS, Section 17.17.020, PURPOSE. - The area within the boundaries of this special land use district is zoned for recreational uses.

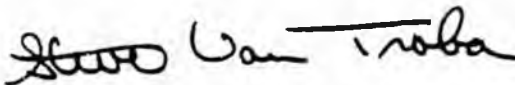
D & S Alaska Trail Rides Inc. planned operations are of a recreational nature and for the support of like activities. Guided horse riding and wagon ride operations will include sightseeing and trail riding in remote locations of Denali State Park. The guests will be transported from Mt. McKinley Princess Lodge to the horseback riding trail head.

D & S Alaska Trail Rides Inc. permit application fulfills the requirement of, ARTICLE 11, Section 17.17.060 CONDITIONAL USES, A. 5, commercial uses; and all requirements of ARTICLE 11, SECTION 17.17.080 through SECTION 17.17.130, (see below), as well as meeting the requirements of ARTICLE 11 GENERAL STANDARDS, SECTION 17.17.180, A.2, the conditional use fulfills all other requirements of this chapter pertaining to the conditional use in question; as follows:

SECTION 17.17.080 COMPLIANCE. - No building, structure, land or water area located within this special land use district shall hereafter be used or occupied, and no building, structure or part thereof shall hereafter be erected, constructed, reconstructed, moved, repaired, or structurally altered except in conformity with regulations in this chapter and D & S Alaska Trail Rides Inc. Plans conform with regulations in this chapter and D & S

SECTION or MSB 11.10.010 through 11.10.110-1.-b. Existing roads and trails shall be used wherever possible. Existing trail widths shall be kept to the minimum necessary. Trail surface may be cleared of down and dead timber, stumps, and snags. Due care shall be used to avoid excessive scarring or removal of ground vegetation cover. D & S Alaska Trail Rides Inc. proposal meets all requirements of SECTION or MSB 11.10.010 through 11.10.110,1. b. - the horse path shall be no wider than 18" path surface, the horse path will go around all standing trees no tree will be cut down or removed, limbs under ten feet above the ground surface and two half feet on each side of the path will be cut back so that the rider will not be hit. The use of existing moose trails will be used, all wet ground will be avoided to protect ground vegetation cover, a bridge or board path will be build where ever the ground condition requires it. Dead timber laying across the horse path will not be removed unless the timber is too high that a horse is unable to step over it, we are trying to preserve the paths as natural as possible.

Sincerely:

A handwritten signature in cursive script that reads "Steve Van Troba". The signature is written in black ink and is positioned above the printed name.

Steve Van Troba

Alaska Trail Rides Inc. does not propose any use stated in ARTICLE 11 SECTION 17.17.070, PROHIBITED USES.

SECTION 17.17.080 COMPLIANCE- D & S Alaska Trail Rides Inc. Plan is to haul five hundred gallons of water per day from Mt. McKinley Princess Lodge water system, for the use of watering the horses.

SECTION 17.17.090 BUILDING HEIGHT LIMITS. - The maximum building height shall be 35 feet above finished grade.

D & S Alaska Trail Rides Inc. plans a maximum height of 25 feet in our currently proposed buildings. The pole barn will be open sided with a roof, 20x64 with 1,280 square feet. Our storage vans and camp trailers are on wheels so they are moveable.

SECTION 17.17.100 LOT AREA. - The minimum lot area for any use shall be ten acres. The lot length to width ratio shall be a maximum of 1:3 and a minimum of 1:1. The site proposed by D & S Alaska Trail rides Inc. is approximately 10 acres in size with length and width measurements nearly equal.

SECTION 17.17.110 SETBACK REQUIREMENTS; - Except for signs, no structure shall be erected within 75 feet of the right-of-way of the George Parks Highway. Proposed site plans locate our ten acres two and half miles from the George Parks Highway.

SECTION 17.17.120 VEGETATION BUFFER; - A natural vegetation buffer shall be maintained for a minimum of 50 feet from the right-of-way of the George Parks Highway.

D & S Alaska Trail Rides Inc. proposed facility will be located on ten acres SE1/4 SE1/4 SE1/4 S33 T28N, R5W,5M corner of Sam Turner and Sunny Kragness 160 acres, to the east of Mt. McKinley Princess Lodge. This area has natural buffer vegetation which will remain to an acceptable extent. D & S Alaska Trail Rides Inc. plans to keep the natural buffer vegetation.

SECTION 17.17.130 SIGNS, - no signs: on top of building, flashing, rotating, animated, or intermittent lighted. Signs also cannot exceed 32 square feet in area and are regulated by CFR's.

D & S Alaska Trail Rides Inc. proposes two sign possibilities. Our first proposal is to seek placement within the Parks Highway right of way to place a sign near the Mile 132 and Mile 130, within view of highway motorists. D & S Alaska Trail Rides Inc. understands that an airspace lease must be secured through the Alaska State Department of Transportation.

D & S Alaska Trail Rides Inc. planned operations meets all of the requirements stated in Article 11 Section 17.17.130 GENERAL STANDARDS,A;- the conditional use will not detract from the value, character, or integrity of Denali State Park:

Our proposed activities will add to the value, character, and integrity of Denali State Park (DSP) by creating a low impact means of access to acres of the park otherwise inaccessible. We anticipate using ten horses offering Denali State Park and Mat-Su Borough visitors sightseeing tours by guided horseback. Horses are an environmentally sound means of access to remote areas of the park. When compared to other means of access, long term impacts are negligible. Without the noise from a helicopter operations and other aircraft that would have flight paths over the remote reaches of Denali State Park and Denali National Park.

D & S Alaska Trail Rides Inc. proposal meets the requirement of ARTICLE 11 GENERAL STANDARDS, SECTION 17.17.180, A. 3; - granting the conditional use permit will not be harmful to the public health, safety, convenience and welfare; D & S Alaska Trail Rides Inc. proposed facility will enhance public health, safety, convenience, and welfare in several ways.

We would provide additional protection of sealed storage van to store our horse grain, making a safe place to store grain in without traction of bears.

We have the experience of fulfilling various needs for emergency response to the Denali State Park and Denali National Park. The addition of our horses based in this region of the would provide for an additional level of emergency response for residents as well as visitors to the northern reaches of the Mat-Su Borough. When weather prohibits helicopters and aircraft from flying.

D & S Alaska Trail Rides Inc. planned operations will provide several job opportunities for local residents. D & S Alaska Trail Rides Inc. prefers to hire locally if qualified applicants are available.

Local revenues will be realized by businesses in the area. D & S Alaska Trail Rides will seek local suppliers in the area for construction and operational requirements. Trickle down effects of revenue and wage earnings from D & S Alaska Trail Rides Inc. planned operations will provide economic benefits to the area indirectly.

D & S Alaska Trail Rides Inc. proposal meets all requirements of ARTICLE 11 SECTION 17.71.180, A.4; - sufficient access, setbacks, lot area, parking spaces, buffers, and other safeguards are being provided to meet the conditions; as follows:

Sufficient parking will be provided at Mt. McKinley Princess Lodge also and sufficient turnaround space will be provided at D & S Alaska Trail Rides Inc. ten acres trail head site.

Lot Area, Setbacks, and buffers are identified in previous descriptions above.

D & S Alaska Trail Rides Inc. proposal will meet the commissions requirements of ARTICLE 111, SECTION 17.17.180, A.5; - if the permit is for public use or structure,

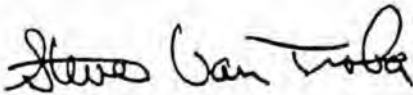
the commission must find that the proposed use or structure is located in a manner which will maximize public benefits; D & S Alaska Trail Rides Inc. will maximize public benefit increasing the tourism infrastructure in the area.

D & S Alaska Trail Rides Inc. proposed location benefits the public immensely through close proximity to overnight lodging at the Mt. McKinley Princess Lodge and Mary's McKinley View Lodge. Additional overnight facilities are speculated to develop in the vicinity as well. Horseback and wagon rides as an activity, is a fast growing experience of visitors to Alaska. Many highway travelers see Mt. McKinley at or near this location and desire taking horseback, or wagon ride in the untouched wilderness of Denali State Park and the Talkeetna Mountains. The proposed location will help to meet visitor expectations of an "experience of a lifetime" activity by enhancing this area of the Mat-Su Borough.

D & S Alaska Trail Rides Inc. proposed facility, by meeting the requirements of the Denali State Park Special Land Use District, will offer visitors quality experiences in the Mat-Su Borough which they seek.

If you have any questions about this statement of our proposed use or about the Conditional Land Use Permit Application, you can direct them to Steve Van Troba at (907)-745-2208

Sincerely,

A handwritten signature in cursive script that reads "Steve Van Troba".

Steve Van Troba

SB

36

(File 1)

HFIN

FILE

HOUSE COMMITTEE REPORT

(11)

Date Referred to Committee: April 2, 1998

FURTHER REFERRALS:

Date of Committee Action: 5/11/98

The FINANCE Committee considered:

CSSB 36(FIN) am

CS FOR SENATE BILL NO. 36(FIN) am

PUBLIC SCHOOL FUNDING

"An Act relating to public schools; relating to the definition of a school district, to the transportation of students, to employment of chief school administrators, to school district layoff plans, to the special education service agency, and to the child care grant program; and providing for an effective date."

recommends it be replaced with the following committee substitute HCS CSSB 36 (FIN) [] the same title
[] a new title

[] additional referral to _____ Committee
[] attached amendment(s)

ADOPTS: _____ Letter of Intent

ATTACHES NEW FISCAL NOTE(S): (Dept) _____

APPROVES PREVIOUS: (Dept/Date) _____

[✓] fiscal note(s) _____

[] fiscal note(s) _____

(5) DOE

[] zero fiscal note(s) _____

[✓] zero fiscal note(s) _____

Labin 3/10/98

SIGNING WITH RECOMMENDATIONS	DP	DNP	NR	AM
<i>Gene Theriault</i> Theriault	X			
<i>Terri Martin</i> Martin	X			
<i>Mark Hanley</i> Hanley	X			
<i>John Mulder</i> Mulder	X			
<i>Vic Kohring</i> Kohring		X		
<i>J. Daves</i> J. Daves				X
<i>Ben Grissindart</i> Grissindart				X
<i>Al Davis</i> Davis	X			
<i>Kelly</i> Kelly	X			
<i>Moses</i> Moses				X
<i>D. Foster</i> Foster	X			

CO CHAIR'S SIGNATURE

Gene Theriault
Theriault

Mark Hanley
Hanley

FISCAL NOTE

STATE OF ALASKA
1998 LEGISLATIVE SESSION

BILL NO. HCS CSSB 36(FIN)

Revision Date: _____ Dept. Affected: EDUCATION
 Title: An act relating to public schools; BRU: K - 12 Support
 Component: Foundation Formula
 Sponsor: Senators Phillips, Taylor, Wilken, Torgerson
 Requester: House Finance **COMPONENT SERIAL NO.** 141

Expenditures/Revenues: (Thousands of Dollars)

OPERATING EXPENDITURES	FY99	FY00	FY01	FY02	FY03	FY04
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS	16,492.5	26,553.6	26,880.6	26,880.6	26,880.6	26,880.6
MISCELLANEOUS						
TOTAL OPERATING	16,492.5	26,553.6	26,880.6	26,880.6	26,880.6	26,880.6

CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
-----------------------------	------------	------------	------------	------------	------------	------------

CHANGES IN REVENUES						
----------------------------	--	--	--	--	--	--

FUNDING: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF		26,553.6	26,880.6	26,880.6	26,880.6	26,880.6
1103 AHFC Receipts	10,632.1					
Other: FY98 Carryforward	5,860.4					
TOTAL	16,492.5	26,553.6	26,880.6	26,880.6	26,880.6	26,880.6

Estimate of current year (FY98) cost: \$

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary)

Fiscal note for the foundation formula to implement HCS CSSB 36(FIN) at 60% of the increased entitlement.
 Fiscal year 2000 has been adjusted for the centralized correspondence transition section, and for 100% of entitlement.
 Fiscal year 2001 has been adjusted for the centralized correspondence transition section.
 This fiscal note does not project enrollment increases.
 See attached analysis of FY99 entitlements.
 FY98 Carryforward: SB 231, Sec. 45

Prepared by: Eddy Jeans, School Finance Manager
 Division: Education Support Services
 Approved by Commissioner: Shirley J. Holloway, Ph.D.
 Agency: Department of Education

Phone: 465-8678
 Date: 5/11/98

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	B	D	E	F	G	H	I	J	K
1	Alaska Department of Education								
2	Foundation Program; CSSB 36(FIN) am								
3	Schools Split @ 100 ADM								
4	May 11, 1998								
5	FY99	D - E			May 6th Alternative				
6		CS SB36	Existing		@ 100%	F + G			
7	School	Proposed	Foundation	Difference:	Floor	Net Change	Quality	Net	% Chang
8	District:	State Aid:	State Aid:			State Aid	Grant	Change	in
						Plus Floor:	\$16		State Alc
9	Alaska Gateway	4,727,792	4,988,882	(261,090)	261,090	-	20,590	20,590	0.41%
10	Aleutian Region	1,109,926	1,294,229	(184,303)	184,303	-	4,716	4,716	0.36%
11	Aleutians East	3,601,930	3,514,644	87,286	-	52,372	17,068	69,439	2.97%
12	Anchorage	196,915,180	188,038,815	8,876,365	-	5,325,819	1,044,945	6,370,764	5.28%
13	Annette Island	1,675,533	1,730,838	(55,305)	55,305	-	10,519	10,519	0.61%
14	Bering Strait	17,848,423	17,449,778	398,645	-	239,187	85,109	324,296	2.77%
15	Bristol Bay	1,820,011	1,654,521	165,490	-	99,294	11,443	110,737	10.69%
16	Chatham	2,467,831	2,337,557	130,274	-	78,164	12,403	90,567	6.10%
17	Chugach	1,081,051	1,515,697	(434,646)	434,646	-	4,848	4,848	0.32%
18	Copper River	5,912,456	6,225,778	(313,322)	313,322	-	24,304	24,304	0.39%
19	Cordova	2,887,179	2,868,602	18,577	-	11,146	14,507	25,654	1.15%
20	Craig	2,445,588	2,502,192	(56,604)	56,604	-	11,460	11,460	0.46%
21	Delta/Greely	4,720,078	4,790,289	(70,211)	70,211	-	22,443	22,443	0.47%
22	Denali	2,938,753	2,659,400	279,353	-	167,612	13,847	181,459	11.03%
23	Dillingham	3,880,569	3,977,867	(97,298)	97,298	-	18,882	18,882	0.47%
24	Fairbanks	67,654,084	64,607,118	3,046,966	-	1,828,180	362,222	2,190,402	5.28%
25	Galena	5,773,675	6,649,592	(875,917)	875,917	-	23,855	23,855	0.36%
26	Haines	2,291,657	2,141,312	150,245	-	90,147	12,089	102,236	7.58%
27	Hoonah	2,004,297	2,044,737	(40,440)	40,440	-	8,704	8,704	0.43%
28	Hydaburg	1,062,473	1,191,627	(129,154)	129,154	-	4,422	4,422	0.37%
29	Iditarod	4,982,528	5,278,870	(296,342)	296,342	-	22,356	22,356	0.42%
30	Juneau	21,243,189	20,166,492	1,076,697	-	646,018	124,398	770,416	5.96%
31	Kake	1,329,374	1,466,725	(137,351)	137,351	-	5,915	5,915	0.40%
32	Kashunamiut	2,523,867	2,395,395	128,472	-	77,033	11,242	88,225	5.83%
33	Kenai Peninsula	44,730,990	42,073,799	2,657,191	-	1,594,315	245,784	1,840,098	6.90%
34	Ketchikan	10,219,095	8,752,133	1,465,962	-	879,577	60,002	939,579	17.44%
35	Klawock	1,236,992	1,580,522	(343,530)	343,530	-	5,709	5,709	0.36%
36	Kodiak Island	14,257,508	13,876,822	380,686	-	228,412	74,966	303,378	3.28%
37	Kuspuk	5,350,499	5,513,829	(163,330)	163,330	-	23,759	23,759	0.43%
38	Lake & Peninsula	6,673,557	6,743,387	(69,830)	69,830	-	29,019	29,019	0.43%
39	Lower Kuskokwim	33,577,523	38,671,330	(5,093,807)	5,093,807	-	153,213	153,213	0.40%
40	Lower Yukon	16,206,754	14,928,605	1,278,149	-	766,800	77,792	844,682	9.08%
41	Mat-Su	58,563,778	58,161,852	401,926	-	241,156	278,142	519,298	1.17%
42	Nenana	1,539,711	1,916,854	(377,143)	377,143	-	6,534	6,534	0.34%
43	Nome	5,182,515	5,466,779	(284,264)	284,264	-	23,652	23,652	0.43%
44	North Slope	9,987,057	11,686,868	(1,699,811)	-	(1,699,811)	79,334	(1,620,477)	-13.87%
45	Northwest Arctic	20,711,305	18,530,116	2,181,189	-	1,308,713	94,694	1,403,407	12.28%
46	Pelican	359,656	605,426	(245,770)	245,770	-	1,677	1,677	0.28%
47	Petersburg	3,800,994	3,385,160	415,834	-	249,500	19,314	268,814	12.85%
48	Pribilof	1,867,245	1,883,539	(16,294)	16,294	-	8,944	8,944	0.47%
49	Sitka	7,069,003	6,142,485	926,518	-	555,911	39,203	595,114	15.72%
50	Skagway	641,692	796,690	(154,998)	154,998	-	4,738	4,738	0.59%
51	Southeast Island	2,385,577	2,765,941	(380,364)	380,364	-	11,372	11,372	0.41%
52	Southwest Region	7,576,635	7,597,531	(20,896)	20,896	-	34,702	34,702	0.46%
53	St. Mary's	1,254,355	1,555,616	(301,261)	301,261	-	5,368	5,368	0.35%
54	Tanana	1,280,212	1,381,184	(100,972)	100,972	-	5,414	5,414	0.39%
55	Unalaska	1,737,443	2,111,386	(373,943)	373,943	0	12,830	12,831	0.61%
56	Valdez	3,170,394	3,670,718	(500,324)	500,324	0	23,615	23,615	0.64%
57	Wrangell	2,557,661	2,509,373	48,288	-	28,973	13,035	42,008	2.44%
58	Yakutat	1,415,453	1,429,670	(14,217)	14,217	-	6,378	6,378	0.45%
59	Yukon Flats	5,360,367	6,158,915	(798,548)	798,548	-	24,078	24,078	0.39%
60	Yukon/Koyukuk	5,966,075	6,788,379	(822,304)	822,304	-	27,883	27,883	0.41%
61	Yupit	3,930,995	4,250,129	(319,134)	319,134	-	19,125	19,125	0.45%
62	ACS	4,573,828	3,996,324	577,504	-	346,502	18,574	365,076	14.92%
63	Mt. Edgecumbe	1,798,610	1,717,150	81,460	-	48,876	7,304	56,180	5.17%
64	Other	26,096,071	26,096,071	-	-	-	-	-	0.00%
66	TOTAL:	\$673,975,994	\$664,235,640	\$9,740,354	\$13,332,912	\$13,164,035	\$3,328,443	\$16,492,479	

	B	C	D	E	F	G	H	I	
1	Alaska Department of Education								
2	Foundation Program: CSSB 36(FIN) am								
3	C + E + F								
4	May 11, 1993	Correspondence				Adj. For			
5	FY99	In		Out	School		District		
6	School	Projected	Students	Students	Total	Size	Cost		
7	District:	ADM:	ADM:	ADM:	ADM:	ADM:	Factor:	Prot.	
8									
9	Alaska Gateway	494.00		23.00		522.00	800.07	1.291	
10	Aleutian Region	67.00				67.00	141.48	1.736	
11	Aleutians East	345.00				345.00	615.92	1.423	
12	Anchorage	47,832.75				47,832.75	51,565.90	1.000	
13	Annette Island	389.00		2.00		391.00	532.32	1.011	
14	Bering Strait	1,809.41				1,809.41	2,895.79	1.525	
15	Bristol Bay	304.00				308.00	465.64	1.262	
16	Chatham	297.00				297.00	569.34	1.120	
17	Chugach	81.00	45.00	20.00		146.00	161.63	1.294	
18	Copper River	606.50	37.00	186.00		829.50	942.91	1.176	
19	Cordova	530.00				530.00	678.00	1.096	
20	Craig	408.00	30.00	9.00		447.00	552.84	1.010	
21	Delta/Greely	734.00	90.00			824.00	980.04	1.106	
22	Denali	352.00	3.00			355.00	547.76	1.313	
23	Dillingham	619.00				619.00	767.63	1.254	
24	Fairbanks	15,957.50	490.00			16,447.50	17,129.37	1.039	
25	Galena	222.00			1,157.00	1,379.00	337.14	1.348	
26	Haines	429.00	9.00			438.00	602.16	1.008	
27	Hoonah	270.00				270.00	398.10	1.055	
28	Hydaburg	125.00				125.00	208.45	1.085	
29	Iditarod	436.00				436.00	777.92	1.470	
30	Juneau	5,721.00	29.00			5,750.00	6,112.51	1.005	
31	Kake	190.00				190.00	296.50	1.025	
32	Kashunamiut	279.00				279.00	409.53	1.389	
33	Kenal Peninsula	10,243.96	98.00			10,341.96	12,452.76	1.004	
34	Ketchikan	2,650.00	69.00			2,719.00	3,029.12	1.000	
35	Kizwick	215.00				215.00	288.30	1.017	
36	Kodiak Island	2,819.00	78.00			2,897.00	3,478.96	1.093	
37	Kuspuk	510.00				510.00	854.21	1.434	
38	Lake & Peninsula	513.00	5.00			518.00	965.27	1.558	
39	Lower Kuskokwim	3,642.00				3,642.00	5,282.14	1.491	
40	Lower Yukon	1,850.60				1,850.60	2,811.79	1.438	
41	Mat-Su	12,045.00	596.00			12,641.00	13,330.94	1.010	
42	Nenana	135.00	20.00	65.00		220.00	223.35	1.270	
43	Nome	789.00				789.00	930.78	1.319	
44	North Slope	2,037.00				2,037.00	2,736.26	1.504	
45	Northwest Arctic	2,233.00	15.00			2,248.00	3,169.44	1.549	
46	Pelican	38.00				38.00	67.72	1.290	
47	Petersburg	775.00				775.00	993.42	1.000	
48	Pribilof	196.00				196.00	325.34	1.419	
49	Sitka	1,680.00	70.00			1,750.00	1,953.50	1.000	
50	Skagway	130.00				130.00	215.90	1.143	
51	Southeast Island	259.00	10.00			269.00	521.03	1.124	
52	Southwest Region	779.20				779.20	1,261.36	1.423	
53	St. Mary's	133.00				133.00	206.96	1.351	
54	Tanana	111.00	2.00			113.00	187.59	1.496	
55	Unalaska	390.00				390.00	533.40	1.245	
56	Valdez	895.00				895.00	1,100.43	1.095	
57	Wrangell	498.25	10.00	6.00		514.25	647.42	1.000	
58	Yakutat	178.00				178.00	305.62	1.046	
59	Yukon Flats	409.00	35.00			444.00	737.84	1.668	
60	Yukon/Koyukuk	554.00				554.00	947.44	1.502	
61	Yupik	412.00				412.00	675.24	1.469	
62	ACS	0.00		1,658.38		1,658.38		1.000	
63	Mt. Edgecumbe	306.00				306.00	380.42	1.000	
64	Other								
66	TOTALS:	125,928.17	1,771.00	3,101.38		130,800.55	149,102.89	68.00	164,771.39

	B	K	M	O	P	Q	S	
1	Alaska Department of Education							
2	Foundation Program; CSSB 36(FIN) am							
3		J x 1.20		M x 5		K + O	E x .80	F x .80
4	May 11, 1998	Special Education Factor 1.20	Special Education Intensive: 5.00	Adj. Intensive Education: 25.00	Adjusted Students + Special Education: 1,264.47	Correspondence In District 80% 22.40	Out District 80% 0.00	A A
5	FY99							
6	School							
7	District:							
8								
9	Alaska Gateway	1,239.47	5.00	25.00	1,264.47	22.40	0.00	
10	Alutian Region	294.73	0.00	0.00	294.73	0.00	0.00	
11	Alutians East	1,051.74	3.00	15.00	1,066.74	0.00	0.00	1.00
12	Anchorage	61,879.08	686.00	3,430.00	65,309.08	0.00	0.00	65,309.08
13	Annette Island	645.82	2.00	10.00	655.82	1.60	0.00	65.82
14	Bering Strait	5,299.30	4.00	20.00	5,319.30	0.00	0.00	5,319.30
15	Bristol Bay	705.17	2.00	10.00	715.17	0.00	0.00	715.17
16	Chatham	765.19	2.00	10.00	775.19	0.00	0.00	775.19
17	Chugach	250.98	0.00	0.00	250.98	36.00	16.00	302.98
18	Copper River	1,330.63	2.00	10.00	1,340.63	29.60	148.80	1,519.03
19	Cordova	891.71	3.00	15.00	906.71	0.00	0.00	906.71
20	Craig	670.04	3.00	15.00	685.04	24.00	7.20	716.24
21	Delta/Greely	1,300.70	6.00	30.00	1,330.70	72.00	0.00	1,402.70
22	Denali	863.05	0.00	0.00	863.05	2.40	0.00	865.45
23	Dillingham	1,155.13	5.00	25.00	1,180.13	0.00	0.00	1,180.13
24	Fairbanks	21,356.90	178.00	890.00	22,246.90	392.00	0.00	22,638.90
25	Galena	545.35	4.00	20.00	565.35	0.00	925.60	1,490.95
26	Haines	728.38	4.00	20.00	748.38	7.20	0.00	755.58
27	Hoonah	504.00	8.00	40.00	544.00	0.00	0.00	544.00
28	Hydaburg	271.40	1.00	5.00	276.40	0.00	0.00	276.40
29	Iditarod	1,372.25	5.00	25.00	1,397.25	0.00	0.00	1,397.25
30	Juneau	7,371.68	76.00	380.00	7,751.68	23.20	0.00	7,774.88
31	Kake	364.69	1.00	5.00	369.69	0.00	0.00	369.69
32	Kashunamiut	682.61	4.00	20.00	702.61	0.00	0.00	702.61
33	Kanal Peninsula	15,003.08	56.00	280.00	15,283.08	78.40	0.00	15,361.48
34	Ketchikan	3,634.94	12.00	60.00	3,694.94	55.20	0.00	3,750.14
35	Klawock	351.84	1.00	5.00	356.84	0.00	0.00	356.84
36	Kodiak Island	4,563.00	12.00	60.00	4,623.00	62.40	0.00	4,685.40
37	Kuspuk	1,469.93	3.00	15.00	1,484.93	0.00	0.00	1,484.93
38	Lake & Peninsula	1,804.67	1.00	5.00	1,809.67	4.00	0.00	1,813.67
39	Lower Kuskokwim	9,450.80	25.00	125.00	9,575.80	0.00	0.00	9,575.80
40	Lower Yukon	4,852.02	2.00	10.00	4,862.02	0.00	0.00	4,862.02
41	Mat-Su	16,157.10	150.00	750.00	16,907.10	476.00	0.00	17,383.90
42	Nenana	340.38	0.00	0.00	340.38	0.00	52.00	408.38
43	Nome	1,473.24	1.00	5.00	1,478.24	0.00	0.00	1,478.24
44	North Slope	4,938.40	4.00	20.00	4,958.40	0.00	0.00	4,958.40
45	Northwest Arctic	5,891.35	3.00	15.00	5,906.35	12.00	0.00	5,918.35
46	Pelican	104.83	0.00	0.00	104.83	0.00	0.00	104.83
47	Petersburg	1,192.10	3.00	15.00	1,207.10	0.00	0.00	1,207.10
48	Pribilof	553.99	1.00	5.00	558.99	0.00	0.00	558.99
49	Sitka	2,344.20	10.00	50.00	2,394.20	56.00	0.00	2,450.20
50	Skagway	296.12	0.00	0.00	296.12	0.00	0.00	296.12
51	Southeast Island	702.77	0.00	0.00	702.77	8.00	0.00	710.77
52	Southwest Region	2,153.86	3.00	15.00	2,168.89	0.00	0.00	2,168.89
53	St. Mary's	335.52	0.00	0.00	335.52	0.00	0.00	335.52
54	Tanana	336.76	0.00	0.00	336.76	1.60	0.00	338.36
55	Unalaska	796.90	1.00	5.00	801.90	0.00	0.00	801.90
56	Valdez	1,445.96	6.00	30.00	1,475.96	0.00	0.00	1,475.96
57	Wrangell	776.90	5.00	25.00	801.90	8.00	4.80	814.70
58	Yakutat	383.62	3.00	15.00	398.62	0.00	0.00	398.62
59	Yukon Flats	1,476.86	0.00	0.00	1,476.86	28.00	0.00	1,504.86
60	Yukon/Koyukuk	1,707.66	7.00	35.00	1,742.66	0.00	0.00	1,742.66
61	Yupik	1,190.30	1.00	5.00	1,195.30	0.00	0.00	1,195.30
62	ACS	0.00	0.00	0.00	0.00	0.00	1,160.87	1,160.87
63	Mt. Edgecumbe	456.50	0.00	0.00	456.50	0.00	0.00	456.50
64	Other							
66	TOTALS:	197,725.63	1,314.00	6,570.00	204,295.63	1,416.80	2,315.27	208,027.70

	B	U	V	W	X	Y	Z	
1	Alaska Department of Education						16,446,000	45.7
2	Foundation Program; CSSB 36(FIN) am						16,492,479	
3		T x	AS 14,17,470	\$3,940			U - V - Y	
4	May 11, 1998	\$3,940						
5	FY99							
6	School	Basic	Required	Federal	Impact	Deductible		
7	District:	Need:	Local:	Aid:	Aid	Aid	State	
8					Percent:	90.0%	Aid:	
9	Alaska Gateway	5,070,268	-	380,529	100.00%	342,476	4,727,799	
10	Aleutian Region	1,161,236	-	57,011	100.00%	51,310	1,109,925	
11	Aleutians East	4,202,956	365,761	509,562	51.30%	235,265	3,601,930	
12	Anchorage	257,317,775	55,828,890	8,314,618	61.12%	4,573,705	196,915,180	
13	Annatte Island	2,590,235	-	1,016,335	100.00%	914,702	1,675,533	
14	Bering Strait	20,958,042	-	3,455,132	100.00%	3,109,619	17,848,420	
15	Bristol Bay	2,817,770	860,657	240,580	63.32%	137,102	1,820,011	
16	Chatham	3,054,249	-	651,576	100.00%	506,418	2,467,831	
17	Chugach	1,193,741	-	125,211	100.00%	112,690	1,081,051	
18	Copper River	5,984,978	-	80,580	100.00%	72,572	5,912,406	
19	Cordova	3,572,437	674,900	19,032	62.22%	10,658	2,887,179	
20	Craig	2,821,986	367,686	16,690	58.00%	8,712	2,445,588	
21	Delta/Greely	5,526,638	-	896,178	100.00%	806,560	4,720,078	
22	Denali	3,409,873	459,758	27,613	45.72%	11,362	2,938,753	
23	Dillingham	4,649,712	608,522	335,087	53.26%	160,621	3,880,569	
24	Fairbanks	89,197,266	17,779,142	6,593,515	63.43%	3,764,040	67,654,084	
25	Galena	5,874,343	70,412	314,774	10.68%	30,256	5,773,675	
26	Haines	2,976,985	674,832	18,985	61.43%	10,496	2,291,657	
27	Hoonah	2,143,360	98,904	238,998	18.67%	40,159	2,004,297	
28	Hydaburg	1,089,016	23,809	17,039	17.83%	2,734	1,062,473	
29	Iditarod	5,505,165	-	580,708	100.00%	522,637	4,982,528	
30	Juneau	30,633,027	9,380,326	16,954	62.34%	9,512	21,243,189	
31	Kake	1,456,579	69,431	281,523	22.77%	57,774	1,329,374	
32	Kashunamiut	2,768,283	-	271,573	100.00%	244,416	2,523,867	
33	Kanai Peninsula	60,524,231	15,751,444	83,078	55.90%	41,797	44,730,990	
34	Ketchikan	14,775,552	4,552,513	8,986	61.13%	4,944	10,218,095	
35	Kliwuk	1,405,950	62,627	274,629	43.02%	106,331	1,236,992	
36	Kodiak Island	18,460,476	3,588,780	1,081,508	63.10%	614,188	14,257,508	
37	Kuspuk	5,850,624	-	555,694	100.00%	500,125	5,350,499	
38	Lake & Peninsula	7,145,860	268,776	1,028,381	21.99%	203,527	6,673,557	
39	Lower Kuskokwim	37,728,652	-	4,612,365	100.00%	4,151,129	33,577,523	
40	Lower Yukon	19,156,359	-	3,277,339	100.00%	2,949,605	16,206,754	
41	Mat-Su	68,492,566	9,922,903	14,639	44.67%	5,885	58,563,778	
42	Nenana	1,609,017	66,968	2,926	88.79%	2,338	1,539,711	
43	Nome	5,824,266	626,146	43,424	39.93%	15,605	5,182,515	
44	North Slope	19,536,096	8,791,243.20	2,648,619	31.79%	757,796	9,987,057	
45	Northwest Arctic	23,318,299	1,484,493	2,240,789	55.66%	1,122,501	20,711,305	
46	Pelican	413,030	53,374	-	85.72%	-	359,656	
47	Petersburg	4,755,974	947,600	15,861	51.70%	7,380	3,800,994	
48	Pribilof	2,202,421	-	372,418	100.00%	335,176	1,867,245	
49	Sitka	9,653,788	2,500,230	158,779	59.17%	84,555	7,069,003	
50	Skagway	1,168,713	525,020.85	-	69.80%	-	641,692	
51	Southeast Island	2,800,434	-	460,952	100.00%	414,857	2,385,577	
52	Southwest Region	8,545,427	-	1,076,436	100.00%	968,792	7,576,635	
53	St. Mary's	1,321,949	17,993	122,527	44.98%	49,601	1,254,355	
54	Tanana	1,333,138	23,286	178,213	18.48%	29,640	1,280,212	
55	Unalaska	3,159,486	1,421,768.70	363	83.78%	274	1,737,443	
56	Valdez	5,815,282	2,616,876.90	43,787	71.08%	28,011	3,170,394	
57	Wrangell	3,209,918	651,476	1,812	47.88%	781	2,557,661	
58	Yakutat	1,570,563	144,356	39,086	30.57%	10,754	1,415,453	
59	Yukon Flats	5,929,148	-	631,979	100.00%	568,781	5,360,367	
60	Yukon/Koyukuk	6,866,080	-	1,000,006	100.00%	900,005	5,966,075	
61	Yuplit	4,709,482	-	864,985	100.00%	778,487	3,930,995	
62	ACS	5,573,828	-	-	100.00%	-	4,573,828	
63	Mt. Edgecumbe	1,798,610	-	-	100.00%	-	1,798,610	
64	Other						26,096,071	
66	TOTALS:	\$819,629,139	\$141,280,605	\$45,299,784		\$30,468,611	\$673,975,994	

	A	B	D	G
1	Alaska Department of Education			
2	Foundation Program; CSSB 36(FIN) am			
3	Required Local Effort Calculation			
4	May 11, 1998			
5	FY99		G X .004	
6		Required		
7		Local	Mill Rate	1997 Full
8	School District:	Effort:	0.0040	Determination:
9	Alaska Gateway	-	-	-
10	Aleutian Region	-	-	-
11	Aleutians East	365,761	365,761	91,440,300
12	Anchorage	55,828,890	55,828,890	13,957,222,570
13	Annette Island	-	-	-
14	Bering Strait	-	-	-
15	Bristol Bay	860,657	860,657	215,164,218
16	Chatham	-	-	-
17	Chugach	-	-	-
18	Copper River	-	-	-
19	Cordova	674,600	674,600	168,650,100
20	Craig	367,686	367,686	91,921,400
21	Delta/Greely	-	-	-
22	Denali	459,758	459,758	114,939,500
23	Dillingham	608,522	608,522	152,130,600
24	Fairbanks	17,779,142	17,779,142	4,444,785,400
25	Galena	70,412	70,412	17,603,000
26	Haines	674,832	674,832	168,708,000
27	Hoonah	98,904	98,904	24,725,900
28	Hydaburg	23,809	23,809	5,952,200
29	Iditarod	-	-	-
30	Juneau	9,380,326	9,380,326	2,345,081,400
31	Kake	69,431	69,431	17,357,800
32	Kashunamiut	-	-	-
33	Kenai Peninsula	15,751,444	15,751,444	3,937,860,920
34	Ketchikan	4,552,513	4,552,513	1,138,128,200
35	Klawock	62,627	62,627	15,656,700
36	Kodiak Island	3,588,780	3,588,780	897,194,900
37	Kuspuk	-	-	-
38	Lake & Peninsula	268,776	268,776	67,193,900
39	Lower Kuskokwim	-	-	-
40	Lower Yukon	-	-	-
41	Mat-Su	9,922,903	9,922,903	2,480,725,800
42	Nenana	66,968	66,968	16,742,100
43	Nome	626,146	626,146	158,536,400
44	North Slope	8,791,243.20	19,536,096	11,749,014,490
45	Northwest Arctic	1,484,493	1,484,493	371,123,200
46	Pelican	53,374	53,374	13,343,500
47	Petersburg	947,600	947,600	236,900,000
48	Pribilof	-	-	-
49	Sitka	2,500,230	2,500,230	625,057,600
50	Skagway	525,020.85	559,358	139,839,400
51	Southeast Island	-	-	-
52	Southwest Region	-	-	-
53	St. Mary's	17,993	17,993	4,498,200
54	Tanana	23,286	23,286	5,821,600
55	Unalaska	1,421,768.70	1,511,123	377,780,800
56	Valdez	2,616,876.90	3,774,555	943,638,760
57	Wrangell	651,476	651,476	162,869,100
58	Yakutat	144,356	144,356	36,089,000
59	Yukon Flats	-	-	-
60	Yukon/Koyukuk	-	-	-
61	Yup'it	-	-	-
62	ACS	-	-	-
63	Mt. Edgecumbe	-	-	-
64	Other	-	-	-
66	TOTAL:	\$141,280,605	\$153,306,827	\$45,191,696,998

	B	D	E	F	G	H	I	K
1	Alaska Department of Education							
2	Foundation Program; CSSB 36(FIN) am							
3	Transition Calculation							
4	May 11, 1998							
5	FY99		E + F			G - H		
6			Additional	Foundati	SB36			
7		Mill	Total	District	Plus	State		Floor
8	School District:	Rate:	Foundation:	Support:	Single Site:	Aid:	Difference:	Adjustment
9	Alaska Gateway	4.000	4,988,882		4,988,882	4,727,792	261,090	261,090
10	Aleutian Region	4.000	1,176,499	117,730	1,294,229	1,109,926	184,303	184,303
11	Aleutians East	7.700	3,514,644		3,514,644	3,601,930	(87,286)	-
12	Anchorage	6.500	188,038,815		188,038,815	196,915,180	(8,876,365)	-
13	Annette Island	4.000	1,569,188	161,650	1,730,838	1,675,533	55,305	55,305
14	Bering Strait	4.000	17,449,778		17,449,778	17,848,423	(398,645)	-
15	Bristol Bay	6.200	1,654,521		1,654,521	1,820,011	(165,490)	-
16	Chatham	4.000	2,337,557		2,337,557	2,467,831	(130,274)	-
17	Chugach	4.000	1,515,697		1,515,697	1,081,051	434,646	434,646
18	Copper River	4.000	6,225,778		6,225,778	5,912,456	313,322	313,322
19	Cordova	6.400	2,702,072	166,530	2,868,602	2,887,179	(18,577)	-
20	Craig	6.600	2,322,242	179,950	2,502,192	2,445,588	56,604	56,604
21	Delta/Greely	4.000	4,790,289		4,790,289	4,720,078	70,211	70,211
22	Denali	8.700	2,659,400		2,659,400	2,938,753	(279,353)	-
23	Dillingham	7.000	3,757,667	220,200	3,977,867	3,890,569	97,298	97,298
24	Fairbanks	6.600	64,607,118		64,607,118	67,654,084	(3,046,966)	-
25	Galena	34.600	6,649,592		6,649,592	5,773,675	875,917	875,917
26	Haines	6.600	2,141,412		2,141,412	2,291,657	(150,245)	-
27	Hoonah	21.600	1,918,467	126,270	2,044,737	2,004,297	40,440	40,440
28	Hydaburg	6.400	1,083,657	107,970	1,191,627	1,062,473	129,154	129,154
29	Iditarod	4.000	5,278,870		5,278,870	4,982,528	296,342	296,342
30	Juneau	6.400	20,166,492		20,166,492	21,243,189	(1,076,697)	-
31	Kake	9.800	1,325,815	140,910	1,466,725	1,329,374	137,351	137,351
32	Kashunamiut	4.000	2,235,575	159,820	2,395,395	2,523,867	(128,472)	-
33	Kenai Peninsula	7.200	42,073,799		42,073,799	44,730,990	(2,657,191)	-
34	Ketchikan	6.500	8,752,133		8,752,133	10,218,095	(1,465,962)	-
35	Klawock	5.500	1,427,412	153,110	1,580,522	1,236,992	343,530	343,530
36	Kodiak Island	6.300	13,876,822		13,876,822	14,257,508	(380,686)	-
37	Kuspuk	4.000	5,513,829		5,513,829	5,350,499	163,330	163,330
38	Lake & Peninsula	17.900	6,743,387		6,743,387	6,673,557	69,830	69,830
39	Lower Kuskokwim	4.000	38,671,330		38,671,330	33,577,523	5,093,807	5,093,807
40	Lower Yukon	4.000	14,928,605		14,928,605	16,206,754	(1,278,149)	-
41	Mat-Su	8.900	58,161,852		58,161,852	58,563,778	(401,926)	-
42	Nenana	4.200	1,735,074	181,780	1,916,854	1,539,711	377,143	377,143
43	Nome	8.400	5,181,309	285,470	5,466,779	5,182,515	284,264	284,264
44	North Slope	2.300	11,686,868		11,686,868	9,987,057	1,699,811	-
45	Northwest Arctic	6.200	18,530,116		18,530,116	20,711,305	(2,181,189)	-
46	Pelican	4.700	556,016	49,410	605,426	359,656	245,770	245,770
47	Petersburg	7.800	3,173,500	211,660	3,385,160	3,800,994	(415,834)	-
48	Pribilof	4.000	1,883,539		1,883,539	1,867,245	16,294	16,294
49	Sitka	6.800	6,142,485		6,142,485	7,069,003	(926,518)	-
50	Skagway	5.400	683,840	112,850	796,690	641,692	154,998	154,998
51	Southeast Island	4.000	2,765,941		2,765,941	2,385,577	380,364	380,364
52	Southwest Region	4.000	7,597,531		7,597,531	7,576,635	20,896	20,896
53	St. Mary's	8.800	1,414,706	140,910	1,555,616	1,254,355	301,261	301,261
54	Tanana	23.700	1,253,694	127,490	1,381,184	1,280,212	100,972	100,972
55	T. Alaska	4.500	1,913,136	198,250	2,111,386	1,737,443	373,943	373,943
56	Valdez	4.000	3,404,750	265,960	3,670,718	3,170,394	500,324	500,324
57	Wrangell	8.200	2,312,953	196,420	2,509,373	2,557,661	(48,288)	-
58	Yakutat	12.400	1,429,670		1,429,670	1,415,453	14,217	14,217
59	Yukon Flats	4.000	6,158,915		6,158,915	5,360,367	798,548	798,548
60	Yukon/Koyukuk	4.000	6,788,379		6,788,379	5,956,075	822,304	822,304
61	Yupitit	4.000	4,250,129		4,250,129	3,930,995	319,134	319,134
62	ACS	4.000	3,996,324		3,996,324	4,573,828	(577,504)	-
63	Mt. Edgecumbe	4.000	1,717,150		1,717,150	1,798,610	(81,460)	-
64	Other		26,096,071		26,096,071	26,096,071	-	-
66			\$660,931,300	\$3,304,340	\$664,235,640	\$673,975,994	(\$9,740,354)	\$13,332,912

	A	B	C	D	E	F	G	H
1	Alaska Department of Education							
2	Foundation Program; CSSB 36(FIN) am							
3	Required Local Effort & Maximum							
4	May 11, 1998							
5	FY99		23% or		Tax & In-kind			
6			2 Mills		FY98			
7		Required	Allowable	Maximum	Budgeted	Amount to	Amount	Room
8	School District:	Effort	Excess	Local	Local	Meet Req.	Over	Under
							Excess	Local Cap
9	Alaska Gateway	-	1,166,162	1,166,162	-	-	-	-
10	Aleutian Region	-	267,084	267,084	-	-	-	-
11	Aleutians East	365,761	966,680	1,332,441	708,000	-	-	624,441
12	Anchorage	55,828,890	59,183,088	115,011,978	87,682,805	-	-	27,329,173
13	Annette Island	-	595,754	595,754	-	-	-	-
14	Bering Strait	-	4,820,350	4,820,350	-	-	-	-
15	Bristol Bay	860,657	648,087	1,508,744	1,324,152	-	-	184,592
16	Chatham	-	702,477	702,477	-	-	-	-
17	Chugach	-	274,560	274,560	-	-	-	-
18	Copper River	-	1,376,545	1,376,545	-	-	-	-
19	Cordova	674,600	821,861	1,496,261	1,052,000	-	-	444,261
20	Craig	367,886	649,057	1,016,743	584,728	-	-	432,015
21	Delta/Greely	-	1,271,127	1,271,127	-	-	-	-
22	Denali	459,758	784,271	1,244,029	981,736	-	-	262,293
23	Dillingham	608,522	1,069,434	1,677,956	942,500	-	-	735,456
24	Fairbanks	17,779,142	20,515,371	38,294,513	27,680,000	-	-	10,614,513
25	Galena	70,412	1,351,099	1,421,511	556,527	-	-	864,984
26	Haines	674,872	684,707	1,359,539	1,080,455	-	-	279,084
27	Hoonah	98,304	492,973	591,877	454,727	-	-	137,150
28	Hydaburg	23,809	250,474	274,283	34,000	-	-	240,283
29	Iditarod	-	1,266,188	1,266,188	-	-	-	-
30	Juneau	3,380,326	7,045,596	16,425,922	14,953,000	-	-	1,472,922
31	Kake	69,431	335,013	404,444	150,000	-	-	254,444
32	Kashunamiut	-	636,705	636,705	-	-	-	-
33	Kenai Peninsula	15,751,444	13,320,573	29,672,017	28,055,197	-	-	1,576,820
34	Ketchikan	4,552,513	3,398,377	7,950,890	7,358,058	-	-	592,832
35	Klavock	62,627	323,369	385,996	51,125	11,502	-	334,871
36	Kodiak Island	3,588,780	4,245,909	7,834,689	5,603,980	-	-	2,230,709
37	Kuspuk	-	1,345,644	1,345,644	-	-	-	-
38	Lake & Peninsula	268,776	1,643,548	1,912,324	1,026,500	-	-	885,824
39	Lower Kuskokwim	-	8,677,590	8,677,590	-	-	-	-
40	Lower Yukon	-	4,405,963	4,405,963	-	-	-	-
41	Mat-Su	9,922,903	15,751,290	25,676,193	22,139,480	-	-	3,536,713
42	Nanana	66,968	370,074	437,042	66,120	848	-	370,922
43	Nome	626,146	1,339,581	1,965,727	1,251,731	-	-	713,996
44	North Slope	8,791,243	23,498,029	32,289,272	27,600,068	-	-	4,689,204
45	Northwest Arctic	1,484,493	5,363,209	6,847,702	1,984,920	-	-	4,862,782
46	Pelican	53,374	94,997	148,371	62,266	-	-	86,105
47	Petersburg	947,600	1,093,874	2,041,474	1,807,361	-	-	234,113
48	Pribilof	-	506,557	506,557	-	-	-	-
49	Sitka	2,500,230	2,220,371	4,720,601	4,210,656	-	-	509,945
50	Skagway	525,021	279,679	804,700	746,630	-	-	58,010
51	Southeast Island	-	644,100	644,100	-	-	-	-
52	Southwest Region	-	1,965,448	1,965,448	-	-	-	-
53	St. Mary's	17,993	304,048	322,041	25,000	-	-	297,041
54	Tanana	23,286	306,622	329,908	115,000	-	-	214,908
55	Unalaska	1,421,769	755,562	2,177,331	1,660,932	-	-	516,399
56	Valdez	2,616,877	1,887,278	4,504,155	3,579,727	-	-	924,428
57	Wrangell	651,476	738,281	1,389,757	1,329,000	-	-	60,757
58	Yakutat	144,356	361,229	505,585	432,150	-	-	73,435
59	Yukon Flats	-	1,363,704	1,363,704	-	-	-	-
60	Yukon/Koyukuk	-	1,579,198	1,579,198	-	-	-	-
61	Yupik	-	1,083,181	1,083,181	-	-	-	-
64	TOTALS	\$141,280,605	\$206,643,748	\$347,924,353	\$247,330,591	\$12,350	\$0	\$66,645,425

FISCAL NOTE

STATE OF ALASKA
1998 LEGISLATIVE SESSION

BILL NO. HCS CSSB 36(FIN)

Revision Date: _____
 Title: An act relating to public schools;

Dept. Affected: EDUCATION
 BRU: K - 12 Support
 Component: Foundation Formula

Sponsor: Senators Phillips, Taylor, Wilken, Torgerson
 Requester: House Finance

COMPONENT SERIAL NO. 141

Expenditures/Revenues: (Thousands of Dollars)

OPERATING EXPENDITURES	FY99	FY00	FY01	FY02	FY03	FY04
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS	3,304.4	3,304.4	3,304.4	3,304.4	3,304.4	3,304.4
MISCELLANEOUS						
TOTAL OPERATING	3,304.4	3,304.4	3,304.4	3,304.4	3,304.4	3,304.4

CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
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CHANGES IN REVENUES						
----------------------------	--	--	--	--	--	--

FUNDING: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF		3,304.4	3,304.4	3,304.4	3,304.4	3,304.4
1005 GF/Program Receipts						
1103 AHFC Receipts	3,304.4					
TOTAL	3,304.4	3,304.4	3,304.4	3,304.4	3,304.4	3,304.4

Estimate of current year (FY98) cost: \$

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary)

This fiscal note represents including the Additional District Support funding in the Foundation Program beginning in FY99.

Prepared by: Karen J. Rehfeld, Director
 Division: Education Support Services

Phone: 465-8650
 Date: _____

Approved by Commissioner: Shirley J. Holloway, Ph.D.
 Agency: Department of Education

Date: 5/11/98

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FISCAL NOTE

STATE OF ALASKA
1998 LEGISLATIVE SESSION

BILL NO. HCS CSSB 36(FIN)

Revision Date: _____ Dept. Affected: EDUCATION
 Title: An act relating to public schools; BRU: K - 12 Support
 Component: Pupil Transportation
 Sponsor: Senators Phillips, Taylor, Wilken, Torgerson
 Requester: House Finance COMPONENT SERIAL NO. 144

Expenditures/Revenues: (Thousands of Dollars)

OPERATING EXPENDITURES	FY99	FY00	FY01	FY02	FY03	FY04
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS	1,461.5	1,505.3	1,550.5	1,597.0	1,644.9	1,694.3
MISCELLANEOUS						
TOTAL OPERATING	1,461.5	1,505.3	1,550.5	1,597.0	1,644.9	1,694.3
CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0

CHANGES IN REVENUES						
----------------------------	--	--	--	--	--	--

FUNDING: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF		1,505.3	1,550.5	1,597.0	1,644.9	1,694.3
1103 AHFC Receipts	1,461.5					
Other:						
TOTAL	1,461.5	1,505.3	1,550.5	1,597.0	1,644.9	1,694.3

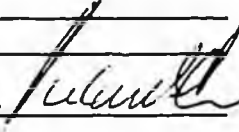
Estimate of current year (FY98) cost: \$

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary)

The fiscal impact noted above is based on the assumption that Anchorage School District would be reimbursed for 90% of all costs associated with district-operated school transportation. An inflation factor of 3% is assumed for FY00 through FY04.

Prepared by: Eddy Jeans, School Finance Manager
 Division: Education Support Services
 Approved by Commissioner: Shirley J. Holloway, Ph.D. 
 Agency: Department of Education

Phone: 465-8678
 Date: _____
 Date: 5/11/98

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DEPARTMENT OF EDUCATION

HCS CSSB 36(FIN) (Amended to 90%)

Anchorage S.D.---FY97 Statement of Operations

90% Reimbursement under proposed method (90% of total costs as stated on the district's transportation statement of operations for district-operated services: \$5,945,555)	\$5,350,999
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Less: Reimbursement under current method (66.83% of total costs: \$5,945,555)	<u>(3,973,414)</u>
--	--------------------

Difference Between Current and Proposed Method	<u>\$1,377,585</u>
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FY98 3% increase	\$1,418,513
FY99 3% increase	\$1,461,480
FY00 3% increase	\$1,505,324
FY01 3% increase	\$1,550,484
FY02 3% increase	\$1,596,999
FY03 3% increase	\$1,644,909
FY04 3% increase	\$1,694,256

revised 5/8/96

file: p:\97-98leg\Sb_036\Sb36 Amended FN.doc

FISCAL NOTE

STATE OF ALASKA

BILL NO. CSSB 36(FIN) am

1998 LEGISLATIVE SESSION

Revision Date: March 25, 1998

Department Affected: Education

Title: An Act relating to transportation of public school students; relating to school construction grants; etc.

BRU: K-12 Support

Sponsor: Senator Phillips

Component: Pupil Transportation

Requester: House HESS

COMPONENT SERIAL NO. 144

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS	\$1,461.5	\$1,505.3	\$1,550.5	\$1,597.0	\$1,644.9	\$1,694.3
MISCELLANEOUS						
TOTAL OPERATING	\$1,461.5	\$1,505.3	\$1,550.5	\$1,597.0	\$1,644.9	\$1,694.3

CAPITAL EXPENDITURES	0.0					
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CHANGE IN REVENUES	0.0					
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FUND SOURCE

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	\$1,461.5	\$1,505.3	\$1,550.5	\$1,597.0	\$1,644.9	\$1,694.3
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	\$1,461.5	\$1,505.3	\$1,550.5	\$1,597.0	\$1,644.9	\$1,694.3

POSITIONS:

FULL-TIME	0					
PART-TIME	0					
TEMPORARY	0					

Estimate of current year (FY98) impact: \$ 0

ANALYSIS: (Attach a separate page if necessary.)

The fiscal impact noted above is based on the assumption that Anchorage School District would be reimbursed for 90% of all costs associated with district-operated school transportation, including contract administration costs of approximately \$204,000, and 100% of costs associated with contracted to/from school transportation, but not including deducts from contracted transportation for hazardous or kindergarten routes. An inflation factor of 3% is assumed for FY00 through FY04.

Prepared by: Eddy Jeans, School Finance Director

Phone: 465-8687

Division: Education Support Services

Date: 3/25/98

Approved by Commissioner: Shirley J. Holloway, Ph. D.

[Signature]

Agency: Department of Education

Date: 3/25/98

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DEPARTMENT OF EDUCATION

CSSB 36(FIN) am. Sec. 11 (Amended to 90%)

Anchorage S.D.---FY97 Statement of Operations

90% Reimbursement under proposed method (90% of total costs as stated on the district's transportation statement of operations for district-operated services: \$5,945,555)	\$5,350,999
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Less: Reimbursement under current method (66.83% of total costs: \$5,945,555)	<u>(3,973,414)</u>
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Difference Between Current and Proposed Method	<u>\$1,377,585</u>
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FY98 3% increase	\$1,418,913
FY99 3% increase	\$1,461,480
FY00 3% increase	\$1,505,324
FY01 3% increase	\$1,550,484
FY02 3% increase	\$1,596,999
FY03 3% increase	\$1,644,909
FY04 3% increase	\$1,694,256

Department of Education CSSB 36(FIN) am

Following is a list by page and line number of technical issues regarding CSSB 36(FIN) am.

1. The terms "state support" and "state share" are similar and therefore confusing. Recommended changes are as follows:
 - Page 2, line 9, delete [funding], insert "aid"
 - Page 2, line 14, delete [state share], insert "basic need"
 - Page 2, line 17, delete [state funding], insert "basic need"
 - Page 2, line 22, delete [share and a], insert "aid, the required"
 - Page 2, line 23, insert before determination, "and deductible Impact Aid"
 - Page 2, line 24, delete [state share], insert "state aid"
 - Page 2, line 24, delete [state support], insert "basic need"
 - Page 2, line 24, delete [a], insert "the required"
 - Page 2, line 25, delete [state support], insert "basic need"
 - Page 3, line 7, insert after, (2) the "required"Other sections of the bill may need to be amended for consistency.
2. Page 3, line ? – does not provide transitional language for newly formed boroughs. Current law provides a four year transition to the four mill required local effort.
3. Page 4, line 5 – should delete [ADM] and insert "intensive student count."
4. Page 4, lines 6 through 9 – requires districts to have on file with the department a plan of service for special education, gifted and talented education, vocational education, and bilingual education to qualify for the 20% special needs adjustment. Currently Aleutian Region, Hydaburg, Mt. Edgecumbe and Tanana do not have gifted and talented plans on file with DOE. Mt. Edgecumbe, Skagway and Southeast Island do not have bilingual education plans on file with DOE. Therefore, these districts will not qualify for the 20% special needs adjustment. This loss is not reflected in the department's spreadsheets.
5. Page 5, line 11 – school size table begins with 1 ADM. This is inconsistent with the transition language on page 21, line 15. The school size table is very aggressive in applying multipliers for adjusted ADM. Depending on the definition of "school" the table raises many issues.
6. Page 5, line ? – current foundation program has a three year hold harmless for school districts that experience a drop in enrollment of 10% or more from one year to the next. This proposed legislation does not contain a similar safety net.
7. Page 7, lines 16 through 20 – requires the department to adjust district cost factors by the Anchorage consumer price index and submit proposed district cost factors to the legislature every other year. The department contacted the McDowell Group for advice in meeting this requirement. McDowell Group stated the Anchorage CPI has no relationship to district cost factors and that inflationary adjustments should occur