

ALASKA LEGISLATURE

HOUSE and SENATE FINANCE COMMITTEE FILES, 2005-2006 2861

# FISCAL NOTE

STATE OF ALASKA  
2005 LEGISLATIVE SESSION

Fiscal Note Number: 2  
Bill Version: HB 130  
(H) Publish Date: 2/7/05

Revision Date/Time (Note if correction): \_\_\_\_\_ Dept. Affected: LAW  
Title "An Act granting certain state lands to the RDU CIVIL  
University of Alaska..." Component Natural Resources  
Sponsor Possible Governor  
Requester \_\_\_\_\_ Component No. \_\_\_\_\_

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

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

OPERATING EXPENDITURES	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010	FY 2011
Personal Services	18.6					
Travel	0.1					
Contractual	2.1					
Supplies	0.4					
Equipment	0.4					
Land & Structures						
Grants & Claims						
Miscellaneous						
<b>TOTAL OPERATING</b>	<b>21.6</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

<b>CAPITAL EXPENDITURES</b>						
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<b>CHANGE IN REVENUES ( )</b>						
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**FUND SOURCE** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	21.6					
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type--Do not abbreviate)						
<b>TOTAL</b>	<b>21.6</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY2005) cost: 0.0

Mark this box (X) if funding for this bill is included in the Governor's FY 2006 budget proposal:

**POSITIONS**

Full-time						
Part-time						
Temporary						

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

This bill is intended to expedite the conveyance of state land to the University of Alaska initiated under prior legislation, ch. 136, SLA 2000. The Department of Law does not anticipate a significant long-term fiscal impact from passage of this legislation; however, it is clear that court tests on the land agreement may be expected. It is estimated that approximately 100 attorney hours might be required in defending such challenges.

Prepared by: Kathryn Daughhotee, Director  
Division: Administrative Services  
Approved by: Kathryn Daughhotee for Gregg D. Renkes, Attorney General  
Agency: Department of Law

Phone 465-5427  
Date/Time 1/11/05 11:28 AM  
Date 1/11/2005

# FISCAL NOTE

STATE OF ALASKA  
2005 LEGISLATIVE SESSION

Fiscal Note Number: 3  
Bill Version: HB 130  
(H) Publish Date: 2/7/05

Revision Date/Time (Note if correction): \_\_\_\_\_ Dept. Affected: Natural Resources  
Title: Grant of Lands to the University of Alaska RDU: Resource Development  
Component: Title Acquisition and Defense  
Sponsor: Rules  
Requester: Governor Component No.: 2459

### Expenditures/Revenues (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010	FY 2011
Personal Services	72.0	72.0	72.0	0.0	0.0	0.0
Travel	2.5	2.5	0.0	0.0	0.0	0.0
Contractual	300.5	236.7	5.5	0.0	0.0	0.0
Supplies	5.0	5.0	5.0	0.0	0.0	0.0
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
<b>TOTAL OPERATING</b>	<b>380.0</b>	<b>316.2</b>	<b>82.5</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

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

1002 Federal Receipts						
1003 GF Match						
1004 GF	380.0	316.2	82.5	0.0	0.0	0.0
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type--Do not abbreviate)						
<b>TOTAL</b>	<b>380.0</b>	<b>316.2</b>	<b>82.5</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY2005) cost: 0.0  
Mark this box (X) if funding for this bill is included in the Governor's FY 2006 budget proposal:

### POSITIONS

Full-time	1	1	1	0	0	0
Part-time						
Temporary						

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

This bill requires DNR to convey title to 260,000 acres of specifically identified parcels to the University of Alaska by June 30, 2007. Conveying the title (including title search, reserving easements, reserving navigable waters, and resolving any title problems) requires staff time to prepare legal descriptions, determine condition of title and resolve problems that are discovered, prepare conveyance documents and update the state's computerized records system. Because of these requirements, and due to a shortage of existing trained staff, contractual monies have been requested to outsource the title work to private contractors. It is anticipated that one full-time staff position will be necessary:

- One (1) Natural Resource Manager I for 3 years (FY06, FY07 and FY08) at a cost of \$72,000/year, to coordinate, issue title contract and oversee the work of the contractors, to serve as the point of

Prepared by: Bob Loeffler Phone: 269-8625  
Division: Mining, Land and Water Date/Time: 1/12/2005  
Approved by: Tom Irwin, commissioner Date: 1/12/2005  
Agency: Natural Resources

(Analysis cont.)

contact for the project, coordinating with University staff, and reviewing the title research. This position will also be responsible for resolving any clouds on title issues.

Other costs include occasional travel to perform title research or survey inspection work. Contractual also includes office space rental (\$6,200 per person/year), phones, photo-copying, postage, etc. Supplies include basic office supplies and computer/software purchases.

This bill is intended to expedite the conveyance of state lands, including the mineral estate, to the University of Alaska by conveying to the Board of Regents by quitclaim deed those state lands identified for conveyance to the University in a document entitled "University of Alaska Land Grant List 2005." This "Land Grant List" includes lands that make up part of the Nenana oil and gas basin.

\*\*\*Based on the subsurface information currently available, the Nenana basin is thought to be gas-prone. DNR believes that the gas potential of this basin ranges from moderate to good. The basin is also in close proximity to markets in Fairbanks. Andex Resources currently has an oil and gas exploration license for part of the Nenana Basin. It is impossible without further exploration to predict the exact fiscal impacts. However, the conveyance of part of the Nenana oil and gas basin to the University of Alaska could result in a significant new source of revenue and /or energy for the University with a corresponding decrease in general and permanent fund revenues.

There is a similar but lesser impact from transferring the surface and subsurface from other lands that DNR would otherwise sell or lease. That is, the Department anticipates an unspecified decrease in future revenues from the loss of these lands.

# FISCAL NOTE

STATE OF ALASKA  
2005 LEGISLATIVE SESSION

Fiscal Note Number: 4  
Bill Version: IID 130  
(H) Publish Date: 2/7/05

Revision Date/Time (Note if correction): \_\_\_\_\_ Dept. Affected: University of Alaska  
Title: University Lands RDU: Statewide Programs & Services  
Sponsor: House Rules Committee Component: Statewide Services  
Requester: Governor Murkowski Component No.: 730

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

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

OPERATING EXPENDITURES	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010	FY 2011
Personal Services						
Travel						
Contractual	500.0	250.0	250.0	250.0	250.0	250.0
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
<b>TOTAL OPERATING</b>	<b>500.0</b>	<b>250.0</b>	<b>250.0</b>	<b>250.0</b>	<b>250.0</b>	<b>250.0</b>

<b>CAPITAL EXPENDITURES</b>						
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<b>CHANGE IN REVENUES ( )</b>						
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**FUND SOURCE** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Merita! Health						
Other (Specify Type--Do not abbreviate)	500.0	250.0	250.0	250.0	250.0	250.0
<b>TOTAL</b>	<b>500.0</b>	<b>250.0</b>	<b>250.0</b>	<b>250.0</b>	<b>250.0</b>	<b>250.0</b>

Estimate of any current year (FY2005) cost: 0.0  
Mark this box (X) if funding for this bill is included in the Governor's FY 2006 budget proposal:

**POSITIONS**

Full-time						
Part-time						
Temporary						

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

In the short term (6 years) this bill would provide very little operating revenue, due to the fact that the funding resulting from this bill is deposited into UA's Land Grant Trust Fund (LGTF, an endowment that has a payout policy similar to the POMV principles i.e., 5% of the prior five year endowment average), however in the long term, after substantial additions to the LGTF endowment UA can see modest operating revenue i.e., in approximately 20 years UA anticipates annual investment earnings on new land sales to reach 1% of state general fund support or \$2.6M.

UA Land Management will add minimal staff to accomplish management of the new lands as this land transfer would roughly replace land inventory available for sale. Land Management operating costs are already considered in the net revenue projections.

Prepared by: Pat Pitney, Associate Vice President Phone: \_\_\_\_\_  
Division: Planning and Budget Development Date/Time: 2/4/05 2:18 PM  
Approved by: Pat Pitney, Associate Vice President Date: 2/4/2005  
Agency: Planning and Budget Development

**Annual Land Sales Investment Endowment  
(All Figures x\$1,000)**

<u>Fiscal Year</u>	<u>UA LGTF Endowment Annual Additional Principle</u>	<u>UA LGTF Endowment Cumulative Increment</u>	<u>UA Annual Operating Revenue (Based on UA LGTF endowment using POMV principles 5% of prior 5 year endowment average)</u>
FY2006	2,000.0	2,000.0	0.0
FY2007	3,000.0	5,000.0	0.0
FY2008	4,000.0	9,000.0	30.0
FY2009	5,000.0	14,000.0	100.0
FY2010	5,000.0	19,000.0	220.0
FY2011	5,000.0	24,000.0	390.0
FY2012	5,000.0	29,000.0	610.0
FY2013	5,000.0	34,000.0	850.0
FY2014	5,000.0	39,000.0	1,100.0
FY2015	5,000.0	44,000.0	1,350.0
FY2016	5,000.0	49,000.0	1,600.0
FY2017	5,000.0	54,000.0	1,850.0
FY2018	5,000.0	59,000.0	2,100.0
FY2019	5,000.0	64,000.0	2,350.0
FY2020	5,000.0	69,000.0	2,600.0

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24-GH1034X  
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4/12/05

4/12/05 adopted N/O

**CS FOR HOUSE BILL NO. 130(FIN)**

**IN THE LEGISLATURE OF THE STATE OF ALASKA  
TWENTY-FOURTH LEGISLATURE - FIRST SESSION**

**BY THE HOUSE FINANCE COMMITTEE**

**Offered:  
Referred:**

**Sponsor(s): HOUSE RULES COMMITTEE BY REQUEST OF THE GOVERNOR**

pg 2 lines 24-25

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act relating to the grant of certain state land to the University of A .elating to  
2 the duties of the Board of Regents; establishing the university research forest; and  
3 providing for an effective date."

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

5 \* Section 1. AS 14.40.170(a) is amended to read:

6 (a) The Board of Regents shall

7 (1) appoint the president of the university by a majority vote of the  
8 whole board, and the president may attend meetings of the board;

9 (2) fix the compensation of the president of the university, all heads of  
10 departments, professors, teachers, instructors, and other officers;

11 (3) confer such appropriate degrees as it may determine and prescribe;

12 (4) have the care, control, and management of

13 (A) all the real and personal property of the university; and

14 (B) land

1 (i) conveyed to the Board of Regents by the  
2 commissioner of natural resources in the settlement of the claim of the  
3 University of Alaska to land granted to the state in accordance with the  
4 Act of March 4, 1915 (38 Stat. 1214), as amended, and in accordance  
5 with the Act of January 21, 1929 (45 Stat. 1091), as amended; and

6 (ii) [SELECTED BY THE UNIVERSITY OF  
7 ALASKA AND] conveyed to the Board of Regents in trust for the  
8 University of Alaska [IT] by the commissioner of natural resources  
9 under AS 14.40.365;

10 (5) keep a correct and easily understood record of the minutes of every  
11 meeting and all acts done by it in pursuance of its duties;

12 (6) under procedures to be established by the commissioner of  
13 administration, and in accordance with existing procedures for other state agencies,  
14 have the care, control, and management of all money of the university and keep a  
15 complete record of all money received and disbursed;

16 (7) adopt reasonable rules for the prudent trust management and the  
17 long-term financial benefit to the university of the land of the university;

18 (8) provide public notice of sales, leases, exchanges, and transfers of  
19 the land of the university or of interests in land of the university;

20 (9) administer, manage, market, and promote a postsecondary  
21 education savings program, including the Alaska Higher Education Savings Trust  
22 under AS 14.40.802 and the Alaska advance college tuition savings fund under  
23 AS 14.40.803 - 14.40.817;

24 (10) ensure that the University of Alaska's Cooperative Extension  
25 Service is adequately staffed to meet the needs of the public.

26 \* Sec. 2. AS 14.40.291(a) is amended to read:

27 (a) Notwithstanding any other provision of law, university-grant land, state  
28 replacement land that becomes university-grant land on conveyance to the university,  
29 land [SELECTED BY AND] conveyed to the Board of Regents in trust for the  
30 University of Alaska under AS 14.40.365, and any other land owned by the university  
31 [UNIVERSITY OF ALASKA] is not and may not be treated as state public domain

1 land. Land conveyed to the Board of Regents in trust for the University of Alaska  
2 under AS 14.40.365 shall be managed as nontaxable trust land under AS 14.40.365 -  
3 14.40.367 [AS 14.40.365 - 14.40.368] and policies of the Board of Regents [OF THE  
4 UNIVERSITY OF ALASKA].

5 \* **Sec. 3.** AS 14.40.365 is repealed and reenacted to read:

6 **Sec. 14.40.365. University land grant.** (a) Except as provided in (b) of this  
7 section, before July 1, 2008, the commissioner of natural resources shall convey to the  
8 Board of Regents in trust for the University of Alaska, by quitclaim deed, the state  
9 land identified for conveyance to the university and described in the document titled  
10 "University of Alaska Land Grant List 2005," dated January 12, 2005.

11 (b) As soon as practicable after June 30, 2055, the commissioner of natural  
12 resources shall convey to the Board of Regents in trust for the University of Alaska,  
13 by quitclaim deed, the state land described as the "University Research Forest" and  
14 identified for conveyance to the university in the document titled "University of  
15 Alaska Land Grant List 2005," dated January 12, 2005.

16 (c) As soon as practicable after the receipt of patent from the United States,  
17 but not before the land is otherwise required to be conveyed under this section, the  
18 commissioner of natural resources shall convey to the Board of Regents in trust for the  
19 University of Alaska, by quitclaim deed, federal land that has been selected for  
20 conveyance to the state under the Alaska Statehood Act but is subject to a federal  
21 mining claim, and that is identified in the document titled "University of Alaska Land  
22 Grant List 2005," dated January 12, 2005, for conveyance to the university upon the  
23 state's acquisition of patent.

24 (d) Notwithstanding AS 38.05.125(a), and except as otherwise provided in this  
25 section, the transfer of ownership of land from the commissioner of natural resources  
26 to the Board of Regents in trust for the University of Alaska under this section  
27 includes the interest of the state in the coal, ores, minerals, fissionable materials,  
28 geothermal resources, and fossils, oil, and gas that may be in or on the land.

29 (e) Land conveyed under this section to the Board of Regents in trust for the  
30 University of Alaska is subject to any valid possessory interest or other valid existing  
31 right, including any lease, license, contract, prospecting site, claim, sale, permit, right-

1 of-way, Native allotment, or easement held by another person, including a federal,  
2 state, or municipal agency, on the effective date of this section.

3 (f) Before conveying land under this section, the commissioner of natural  
4 resources shall reserve access under AS 38.05.127, but other provisions of AS 38.04  
5 and AS 38.05 do not apply to the commissioner's preparation for conveyance of land  
6 to the Board of Regents in trust for the University of Alaska under this section. In  
7 addition to access under AS 38.05.127, the commissioner may reserve in the  
8 conveyance document existing offshore uses such as aquatic fish farm sites,  
9 anchorages for vessels, fish buying stations, trails, roads, and other access routes that  
10 provide public access to adjacent land and public waterways.

11 (g) In addition to rights or an interest held by a person under (e) of this  
12 section, land conveyed to the Board of Regents in trust for the University of Alaska  
13 under this section

14 (1) is subject to

15 (A) sec. 6(i) of the Alaska Statehood Act (P.L. 85-508, 72 Stat.  
16 339);

17 (B) AS 19.10.010;

18 (C) any easement, right-of-way, or other access under former  
19 43 U.S.C. 932 (sec. 8, Act of July 26, 1866, 14 Stat. 253);

20 (D) the provisions of any memorandum of agreement entered  
21 into between the University of Alaska and the commissioner of natural  
22 resources governing shared benefits associated with land to be  
23 conveyed to the Board of Regents in trust for the University of Alaska;

24 (E) any interest transferred to the state by quitclaim deed dated  
25 June 30, 1959, under authority of the Alaska Omnibus Act (P.L. 86-70, 73  
26 Stat. 141); and

27 (2) excludes the mineral estate on land that is subject to a valid state  
28 mining claim.

29 (h) As soon as practicable after the extinguishment, release, or expiration of a  
30 valid state mining claim located on land to be conveyed under this section, but not  
31 before the land is otherwise required to be conveyed under this section, the

1 commissioner of natural resources shall convey the mineral estate excluded from  
2 conveyance under (g)(2) of this section.

3 (i) The responsibility for the management of land conveyed to the Board of  
4 Regents in trust for the University of Alaska under this section vests with the Board of  
5 Regents in trust for the University of Alaska on the date of recording of that  
6 conveyance.

7 (j) The Board of Regents of the University of Alaska is entitled to receive any  
8 income derived from land conveyed to the Board of Regents in trust for the University  
9 of Alaska under this section accruing after the date of conveyance, including any  
10 income accruing from an existing lease, license, contract, prospecting site sale, permit,  
11 right-of-way, easement, or trespass claim.

12 (k) Notwithstanding any other provision of this section, within 10 years after  
13 conveyance of land under this section, the Board of Regents may reconvey to the  
14 Department of Natural Resources land

15 (1) containing hazardous waste that was present on the land before  
16 conveyance under this section;

17 (2) on which is located a historic or archeological site that is subject to  
18 management under AS 41.35; or

19 (3) that the Board of Regents and the commissioner of natural  
20 resources jointly agree is in the best interests of the state and the university  
21 reconvey.

22 (l) After the effective date of this section and before the conveyance of a  
23 parcel of land to the Board of Regents in trust for the University of Alaska under this  
24 section, the commissioner of natural resources may not convey, without consent of the  
25 university, any irrevocable interest in a parcel that is required to be conveyed to the  
26 Board of Regents in trust for the University of Alaska under this section.

27 (m) The commissioner of natural resources may make minor adjustments to  
28 the maps or legal descriptions of the state land identified for conveyance to the  
29 university and described in the document titled "University of Alaska Land Grant List  
30 2005," dated January 12, 2005, to correct omissions or errors.

31 (n) Notwithstanding (a) of this section, the following state land described in

1 the document entitled "University of Alaska Land Grant List 2005," dated January 12,  
2 2005, may not be conveyed to the University of Alaska under this section:

- 3 (1) Parcel Number CS.DI.1001, Duke Island;
- 4 (2) Parcel Number MF.1002, Idaho Inlet;
- 5 (3) Parcel Number CS.KI.1001, Kelp Island;
- 6 (4) Parcel Number PA.1002 Mite Cove;
- 7 (5) Parcel Number KT.1004, Neets Creek;
- 8 (6) Parcel Number MA.KR.1001, Kodiak Rocket Range;
- 9 (7) Parcel Number ST.1002, Pelican;
- 10 (8) Parcel Number PA.1001, Port Alexander; and
- 11 (9) Parcel Number ST.1002, Warm Springs Bay.

12 (o) Notwithstanding (a) of this section, the state land identified in this  
13 subsection and described in the document entitled "University of Alaska Land Grant  
14 List 2005," dated January 12, 2005, may not be conveyed to the University of Alaska  
15 under this section if the land is included in a borough formed before July 1, 2009, that  
16 includes Wrangell or Petersburg. If such a borough is not formed before July 1, 2009,  
17 the following land shall be conveyed to the University of Alaska on July 1, 2009:

- 18 (1) Parcel Number SD.1001, Favor Peak;
- 19 (2) Parcel Number CS.OV.1001, Olive Cove;
- 20 (3) Parcel Number SD.1001, Read Island; and
- 21 (4) Parcel Number SD.1001, Whitney Island.

22 \* **Sec. 4.** AS 14.40.366 is repealed and reenacted to read:

23 **Sec. 14.40.366. Management requirements for university land.** (a) Before  
24 the conveyance or the disposal of an interest in the land to a third party, land conveyed  
25 to the Board of Regents in trust for the University of Alaska under AS 14.40.365 shall  
26 be managed in a manner that, to the extent practicable, permits reasonable activities of  
27 the public, including historic recent public uses, that do not interfere with the use or  
28 management of the land by the university.

29 (b) For land conveyed to the Board of Regents in trust for the University of  
30 Alaska under AS 14.40.365, the Board of Regents shall

- 31 (1) seek public comment on proposals for land development,

1 exchange, or sale; and

2 (2) adopt policies that require the preparation of land development  
3 plans and land disposal plans.

4 (c) Before the Board of Regents of the University of Alaska offers a parcel of  
5 land for sale under this section, the board

6 (1) shall offer first refusal to the closest municipality; and

7 (2) may offer second refusal to a nonprofit organization established  
8 under the laws of the state that is located in the same region as the land that is offered  
9 for sale and that has been established for the purposes of managing, developing,  
10 selling, or using land consistent with historic uses.

11 (d) The Board of Regents shall adopt policies requiring public notice before  
12 approval of land development plans and land disposal plans. The policies must  
13 require that the notice be provided not less than 30 days before the proposed action  
14 and that the notice be

15 (1) sent to local legislators, municipalities, and legislative information  
16 offices in the vicinity of the action and at other locations as the university may  
17 designate;

18 (2) published in newspapers of general circulation in the vicinity of the  
19 proposed action at least once each week for two consecutive weeks; and

20 (3) published on state and university public notice Internet websites.

21 (e) In this section, "development, exchange, or sale" does not include the grant  
22 of an easement or right of way or the development of a campus facility.

23 \* Sec. 5. AS 14.40.400(a) is amended to read:

24 (a) The Board of Regents shall establish a separate endowment trust fund in  
25 which shall be held in trust in perpetuity all

26 (1) net income derived from the sale or lease of the land granted under  
27 the Act of Congress approved January 21, 1929, as amended;

28 (2) net income derived from the sale, lease, or management of the land  
29 [SELECTED BY AND] conveyed to the Board of Regents in trust for the  
30 University of Alaska under AS 14.40.365; however, the amount deposited in the  
31 endowment trust fund under this paragraph resulting from mineral lease

1 royalties and royalty sales proceeds may not be less than 25 percent of all such  
2 mineral lease royalties and royalty sales proceeds received by the university; and

3 (3) monetary gifts, bequests, or endowments made to the University of  
4 Alaska for the purpose of the fund.

5 \* Sec. 6. AS 14.40.461 is repealed and reenacted to read:

6 **Sec. 14.40.461. University research forest.** (a) For the purpose of  
7 advancing research into forest practices, ecology, wildlife management, and  
8 recreation, a university research forest is established on land described as the  
9 "University Research Forest" and identified for conveyance to the Board of Regents in  
10 trust for the University of Alaska in the document titled "University of Alaska Land  
11 Grant List 2005," dated January 12, 2005.

12 (b) Before conveyance of university research forest land to the Board of  
13 Regents in trust for the University of Alaska under AS 14.40.365(b), the commissioner  
14 of natural resources shall manage the university research forest to accomplish the  
15 purposes of this section and in accordance with state land use plans adopted under  
16 AS 38.04.065, forest management plans adopted under AS 41.17.230, and other  
17 provisions of law applicable to state-owned land.

18 (c) Notwithstanding the limitations of AS 14.40.365(l), on or before the date a  
19 parcel is required to be conveyed to the Board of Regents of the University of Alaska  
20 under AS 14.40.365(b), the commissioner of natural resources may

21 (1) convey an irrevocable interest in land located in the research forest  
22 that terminates or returns to the state on or before the date the parcel is required to be  
23 conveyed under AS 14.40.365(b);

24 (2) sell timber rights and dispose of other renewable resources located  
25 in the research forest.

26 (d) After conveyance of university research forest land to the Board of  
27 Regents in trust for the university under AS 14.40.365(b), the Board of Regents may  
28 disestablish some or all of the university research forest established by this section,  
29 and dispose of, or develop, land within the former research forest, if the Board of  
30 Regents first

31 (1) provides to the public and the commissioner of natural resources

1 reasonable notice and an opportunity for comment on the board's proposed decision  
2 regarding disestablishment;

3 (2) considers comments received from the public and the  
4 commissioner of natural resources under (1) of this subsection;

5 (3) evaluates whether the objectives of advancing research into forest  
6 practices, ecology, wildlife management, and recreation can be accomplished without  
7 retaining some or all of the research forest;

8 (4) determines, following notice and any public comment by local  
9 timber industry representatives, that disposal of the land will not interfere with  
10 commercially viable timber harvest resource development; and

11 (5) concludes that it is in the best interest of the university to  
12 disestablish some or all of the research forest.

13 \* Sec. 7. AS 29.65.030 is amended by adding a new subsection to read:

14 (d) For the purpose of determining the general land grant entitlement under (a)  
15 of this section, the maximum total acreage of vacant, unappropriated, unreserved land  
16 within the boundaries of the municipality between the date of its incorporation and  
17 two years after that date shall be increased by the amount of land located within the  
18 boundaries of the municipality that is transferred to the University of Alaska under  
19 AS 14.40.365.

20 \* Sec. 8. AS 14.40.368 is repealed.

21 \* Sec. 9. This Act takes effect July 1, 2005.

N/D  
adopted 4/9/05

24-GH1034/L  
Bullock  
4/8/05

pg. 3  
needs  
amend

CS FOR HOUSE BILL NO. 130( )

IN THE LEGISLATURE OF THE STATE OF ALASKA  
TWENTY-FOURTH LEGISLATURE - FIRST SESSION

BY

Offered:  
Referred:

Sponsor(s): HOUSE RULES COMMITTEE BY REQUEST OF THE GOVERNOR

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the grant of certain state land to the University of Alaska; relating to  
2 the duties of the Board of Regents; establishing the university research forest; and  
3 providing for an effective date."

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

5 \* Section 1. AS 14.40.170(a) is amended to read:

6 (a) The Board of Regents shall

7 (1) appoint the president of the university by a majority vote of the  
8 whole board, and the president may attend meetings of the board;

9 (2) fix the compensation of the president of the university, all heads of  
10 departments, professors, teachers, instructors, and other officers;

11 (3) confer such appropriate degrees as it may determine and prescribe;

12 (4) have the care, control, and management of

13 (A) all the real and personal property of the university; and

14 (B) land

1 (i) conveyed to the Board of Regents by the  
2 commissioner of natural resources in the settlement of the claim of the  
3 University of Alaska to land granted to the state in accordance with the  
4 Act of March 4, 1915 (38 Stat. 1214), as amended, and in accordance  
5 with the Act of January 21, 1929 (45 Stat. 1091), as amended; and

6 (ii) [SELECTED BY THE UNIVERSITY OF  
7 ALASKA AND] conveyed to the Board of Regents in trust for the  
8 University of Alaska [IT] by the commissioner of natural resources  
9 under AS 14.40.365;

10 (5) keep a correct and easily understood record of the minutes of every  
11 meeting and all acts done by it in pursuance of its duties;

12 (6) under procedures to be established by the commissioner of  
13 administration, and in accordance with existing procedures for other state agencies,  
14 have the care, control, and management of all money of the university and keep a  
15 complete record of all money received and disbursed;

16 (7) adopt reasonable rules for the prudent trust management and the  
17 long-term financial benefit to the university of the land of the university;

18 (8) provide public notice of sales, leases, exchanges, and transfers of  
19 the land of the university or of interests in land of the university;

20 (9) administer, manage, market, and promote a postsecondary  
21 education savings program, including the Alaska Higher Education Savings Trust  
22 under AS 14.40.802 and the Alaska advance college tuition savings fund under  
23 AS 14.40.803 - 14.40.817;

24 (10) ensure that the University of Alaska's Cooperative Extension  
25 Service is adequately staffed to meet the needs of the public.

26 \* Sec. 2. AS 14.40.291(a) is amended to read:

27 (a) Notwithstanding any other provision of law, university-grant land, state  
28 replacement land that becomes university-grant land on conveyance to the university,  
29 land [SELECTED BY AND] conveyed to the Board of Regents in trust for the  
30 University of Alaska under AS 14.40.365, and any other land owned by the university  
31 [UNIVERSITY OF ALASKA] is not and may not be treated as state public domain

1 land. Land conveyed to the Board of Regents in trust for the University of Alaska  
2 under AS 14.40.365 shall be managed as nontaxable trust land under AS 14.40.365 -  
3 14.40.367 [AS 14.40.365 - 14.40.368] and policies of the Board of Regents [OF THE  
4 UNIVERSITY OF ALASKA].

5 \* Sec. 3. AS 14.40.365 is repealed and reenacted to read:

6 Sec. 14.40.365. University land grant. (a) Except as provided in (b) of this  
7 section, before July 1, 2008, the commissioner of natural resources shall convey to the  
8 Board of Regents in trust for the University of Alaska, by quitclaim deed, the state  
9 land identified for conveyance to the university and described in the document titled  
10 "University of Alaska Land Grant List 2005," dated January 12, 2005.

11 (b) As soon as practicable after June 30, 2055, the commissioner of natural  
12 resources shall convey to the Board of Regents in trust for the University of Alaska,  
13 by quitclaim deed, the state land described as the "University Research Forest" and  
14 identified for conveyance to the university in the document titled "University of  
15 Alaska Land Grant List 2005," dated January 12, 2005.

16 (c) As soon as practicable after the receipt of patent from the United States,  
17 but not before the land is otherwise required to be conveyed under this section, the  
18 commissioner of natural resources shall convey to the Board of Regents in trust for the  
19 University of Alaska, by quitclaim deed, federal land that has been selected for  
20 conveyance to the state under the Alaska Statehood Act but is subject to a federal  
21 mining claim, and that is identified in the document titled "University of Alaska Land  
22 Grant List 2005," dated January 12, 2005, for conveyance to the university upon the  
23 state's acquisition of patent.

24 (d) Notwithstanding AS 38.05.125(a), and except as otherwise provided in this  
25 section, the transfer of ownership of land from the commissioner of natural resources  
26 to the Board of Regents in trust for the University of Alaska under this section  
27 includes the interest of the state in the coal, ores, minerals, fissionable materials,  
28 geothermal resources, and fossils, oil, and gas that may be in or on the land.

29 (e) Land conveyed under this section to the Board of Regents in trust for the  
30 University of Alaska is subject to any valid possessory interest or other valid existing  
31 right, including any lease, license, contract, prospecting site, claim, sale, permit, right-

1 of-way, or easement held by another person, including a federal, state, or municipal  
2 agency, on the effective date of this section.

3 (f) Before conveying land under this section, the commissioner of natural  
4 resources shall reserve access under AS 38.05.127, but other provisions of AS 38.04  
5 and AS 38.05 do not apply to the commissioner's preparation for conveyance of land  
6 to the Board of Regents in trust for the University of Alaska under this section. In  
7 addition to access under AS 38.05.127, the commissioner may reserve in the  
8 conveyance document existing offshore uses such as aquatic fish farm sites,  
9 anchorages for vessels, fish buying stations, trails, roads, and other access routes that  
10 provide public access to adjacent land and public waterways.

11 (g) In addition to rights or an interest held by a person under (e) of this  
12 section, land conveyed to the Board of Regents in trust for the University of Alaska  
13 under this section

14 (1) is subject to

15 (A) sec. 6(i) of the Alaska Statehood Act (P.L. 85-508, 72 Stat.  
16 339);

17 (B) AS 19.10.010;

18 (C) any easement, right-of-way, or other access under former  
19 43 U.S.C. 932 (sec. 8, Act of July 26, 1866, 14 Stat. 253);

20 (D) the provisions of any memorandum of agreement entered  
21 into between the University of Alaska and the commissioner of natural  
22 resources governing shared benefits or costs associated with land to be  
23 conveyed to the Board of Regents in trust for the University of Alaska;

24 (E) any interest transferred to the state by quitclaim deed dated  
25 June 30, 1959, under authority of the Alaska Omnibus Act (P.L. 86-70, 73  
26 Stat. 141); and

27 (2) excludes the mineral estate on land that is subject to a valid state  
28 mining claim.

29 (h) As soon as practicable after the extinguishment, release, or expiration of a  
30 valid state mining claim located on land to be conveyed under this section, but not  
31 before the land is otherwise required to be conveyed under this section, the

1 commissioner of natural resources shall convey the mineral estate excluded from  
2 conveyance under (g)(2) of this section.

3 (i) The responsibility for the management of land conveyed to the Board of  
4 Regents in trust for the University of Alaska under this section vests with the Board of  
5 Regents in trust for the University of Alaska on the date of recording of that  
6 conveyance.

7 (j) The Board of Regents of the University of Alaska is entitled to receive any  
8 income derived from land conveyed to the Board of Regents in trust for the University  
9 of Alaska under this section accruing after the date of conveyance, including any  
10 income accruing from an existing lease, license, contract, prospecting site sale, permit,  
11 right-of-way, easement, or trespass claim.

12 (k) Notwithstanding any other provision of this section, within 10 years after  
13 conveyance of land under this section, the Board of Regents may reconvey to the  
14 Department of Natural Resources land

15 (1) containing hazardous waste that was present on the land before  
16 conveyance under this section;

17 (2) on which is located a historic or archeological site that is subject to  
18 management under AS 41.35; or

19 (3) that the Board of Regents and the commissioner of natural  
20 resources jointly agree is in the best interests of the state and the university to  
21 reconvey.

22 (l) After the effective date of this section and before the conveyance of a  
23 parcel of land to the Board of Regents in trust for the University of Alaska under this  
24 section, the commissioner of natural resources may not convey, without consent of the  
25 university, any irrevocable interest in a parcel that is required to be conveyed to the  
26 Board of Regents in trust for the University of Alaska under this section.

27 (m) The commissioner of natural resources may make minor adjustments to  
28 the maps or legal descriptions of the state land identified for conveyance to the  
29 university and described in the document titled "University of Alaska Land Grant List  
30 2005," dated January 12, 2005, to correct omissions or errors.

31 (n) Notwithstanding (a) of this section, the following state land described in

1 the document entitled "University of Alaska Land Grant List 2005," dated January 12,  
2 2005, may not be conveyed to the University of Alaska under this section:

- 3 (1) Parcel Number CS.DI.1001, Duke Island;
- 4 (2) Parcel Number MF.1002, Idaho Inlet;
- 5 (3) Parcel Number CS.KI.1001, Kelp Island;
- 6 (4) Parcel Number PA.1002 Mite Cove;
- 7 (5) Parcel Number KT.1004, Neets Creek;
- 8 (6) Parcel Number MA.KR.1001, Kodiak Rocket Range;
- 9 (7) Parcel Number ST.1002, Pelican;
- 10 (8) Parcel Number PA.1001, Port Alexander; and
- 11 (9) Parcel Number ST.1002, Warm Springs Bay.

12 (o) Notwithstanding (a) of this section, each of the following parcels described  
13 in the document entitled "University of Alaska Land Grant List 2005," dated  
14 January 12, 2005, may not be conveyed to the University of Alaska under this section  
15 until all Native allotment applications applicable to that parcel have been denied and  
16 adjudicated to a final decision:

- 17 (1) Parcel Number PA.1002, Biorka Island;
- 18 (2) Parcel Number NS.NS.1001, Lisianski Peninsula.

19 (p) Notwithstanding (a) of this section, the state land identified in this  
20 subsection and described in the document entitled "University of Alaska Land Grant  
21 List 2005," dated January 12, 2005, may not be conveyed to the University of Alaska  
22 under this section if the land is included in a borough formed before July 1, 2009, that  
23 includes Wrangell or Petersburg. If such a borough is not formed before July 1, 2009,  
24 the following land shall be conveyed to the University of Alaska on July 1, 2009:

- 25 (1) Parcel Number SD.1001, Beecher Pass;
- 26 (2) Parcel Number CS.EW.1001, Earl West Cove;
- 27 (3) Parcel Number SD.1001, Favor Peak;
- 28 (4) Parcel Number CS.OV.1001, Olive Cove;
- 29 (5) Parcel Number SD.1001, Read Island; and
- 30 (6) Parcel Number SD.1001, Whitney Island.

31 \* Sec. 4. AS 14.40.366 is repealed and reenacted to read:

1           **Sec. 14.40.366. Management requirements for university land.** (a) Before  
2 the conveyance or the disposal of an interest in the land to a third party, land conveyed  
3 to the Board of Regents in trust for the University of Alaska under AS 14.40.365 shall  
4 be managed in a manner that, to the extent practicable, permits reasonable activities of  
5 the public, including historic recent public uses, that do not interfere with the use or  
6 management of the land by the university.

7           (b) For land conveyed to the Board of Regents in trust for the University of  
8 Alaska under AS 14.40.365, the Board of Regents shall

9                   (1) seek public comment on proposals for land development,  
10 exchange, or sale;

11                   (2) adopt policies that require the preparation of land development  
12 plans and land disposal plans; and

13                   (3) ensure that vacant agricultural extension agent positions are filled  
14 within 90 days after the date of the vacancy.

15           (c) Before the Board of Regents of the University of Alaska offers a parcel of  
16 land for sale under this section, the board shall

17                   (1) offer first refusal to the closest municipality; and

18                   (2) offer second refusal to a nonprofit organization established under  
19 the laws of the state that is located in the same region as the land that is offered for  
20 sale and that has been established for the purposes of managing, developing, selling,  
21 or using land consistent with historic uses.

22           (d) The Board of Regents shall adopt policies requiring public notice before  
23 approval of land development plans and land disposal plans. The policies must  
24 require that the notice be provided not less than 30 days before the proposed action  
25 and that the notice be

26                   (1) sent to local legislators, municipalities, and legislative information  
27 offices in the vicinity of the action and at other locations as the university may  
28 designate;

29                   (2) published in newspapers of general circulation in the vicinity of the  
30 proposed action at least once each week for two consecutive weeks; and

31                   (3) published on state and university public notice Internet websites.

1 (e) In this section, "development, exchange, or sale" does not include the grant  
2 of an easement or right of way or the development of a campus facility.

3 \* Sec. 5. AS 14.40.400(a) is amended to read:

4 (a) The Board of Regents shall establish a separate endowment trust fund in  
5 which shall be held in trust in perpetuity all

6 (1) net income derived from the sale or lease of the land granted under  
7 the Act of Congress approved January 21, 1929, as amended;

8 (2) net income derived from the sale, lease, or management of the land  
9 [SELECTED BY AND] conveyed to the Board of Regents in trust for the  
10 University of Alaska under AS 14.40.365; however, the amount deposited in the  
11 endowment trust fund under this paragraph resulting from mineral lease  
12 royalties and royalty sales proceeds may not be less than 25 percent of all such  
13 mineral lease royalties and royalty sales proceeds received by the university; and

14 (3) monetary gifts, bequests, or endowments made to the University of  
15 Alaska for the purpose of the fund.

16 \* Sec. 6. AS 14.40.461 is repealed and reenacted to read:

17 Sec. 14.40.461. University research forest. (a) For the purpose of  
18 advancing research into forest practices, ecology, wildlife management, and  
19 recreation, a university research forest is established on land described as the  
20 "University Research Forest" and identified for conveyance to the Board of Regents in  
21 trust for the University of Alaska in the document titled "University of Alaska Land  
22 Grant List 2005," dated January 12, 2005.

23 (b) Before conveyance of university research forest land to the Board of  
24 Regents in trust for the University of Alaska under AS 14.40.365(b), the commissioner  
25 of natural resources shall manage the university research forest to accomplish the  
26 purposes of this section and in accordance with state land use plans adopted under  
27 AS 38.04.065, forest management plans adopted under AS 41.17.230, and other  
28 provisions of law applicable to state-owned land.

29 (c) Notwithstanding the limitations of AS 14.40.365(j), on or before the date a  
30 parcel is required to be conveyed to the Board of Regents of the University of Alaska  
31 under AS 14.40.365(b), the commissioner of natural resources may

1 (1) convey an irrevocable interest in land located in the research forest  
2 that terminates or returns to the state on or before the date the parcel is required to be  
3 conveyed under AS 14.40.365(b);

4 (2) sell timber rights and dispose of other renewable resources located  
5 in the research forest.

6 (d) After conveyance of university research forest land to the Board of  
7 Regents in trust for the university under AS 14.40.365(b), the Board of Regents may  
8 disestablish some or all of the university research forest established by this section,  
9 and dispose of, or develop, land within the former research forest, if the Board of  
10 Regents first

11 (1) provides to the public and the commissioner of natural resources  
12 reasonable notice and an opportunity for comment on the board's proposed decision  
13 regarding disestablishment;

14 (2) considers comments received from the public and the  
15 commissioner of natural resources under (1) of this subsection;

16 (3) evaluates whether the objectives of advancing research into forest  
17 practices, ecology, wildlife management, and recreation can be accomplished without  
18 retaining some or all of the research forest;

19 (4) determines, following notice and any public comment by local  
20 timber industry representatives, that disposal of the land will not interfere with  
21 commercially viable timber harvest resource development; and

22 (5) concludes that it is in the best interest of the university to  
23 disestablish some or all of the research forest.

24 \* Sec. 7. AS 29.65.030 is amended by adding a new subsection to read:

25 (d) For the purpose of determining the general land grant entitlement under (a)  
26 of this section, the maximum total acreage of vacant, unappropriated, unreserved land  
27 within the boundaries of the municipality between the date of its incorporation and  
28 two years after that date shall be increased by the amount of land located within the  
29 boundaries of the municipality that is transferred to the University of Alaska under  
30 AS 14.40.365.

31 \* Sec. 8. AS 14.40.368 is repealed.

1

\* Sec. 9. This Act takes effect July 1, 2005.

# FISCAL NOTE

STATE OF ALASKA  
2005 LEGISLATIVE SESSION

Fiscal Note Number: 1  
Bill Version: HB 130  
(H) Publish Date: 2/7/05

Revision Date/Time (Note if correction): \_\_\_\_\_ Dept. Affected: Fish and Game  
Title: Draft University Lands Bill RDU \_\_\_\_\_  
Sponsor: Rules Committee Component \_\_\_\_\_  
Requester: Governor Component No. \_\_\_\_\_

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

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

OPERATING EXPENDITURES	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010	FY 2011
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

<b>CAPITAL EXPENDITURES</b>						
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<b>CHANGE IN REVENUES ( )</b>						
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**FUND SOURCE (Thousands of Dollars)**

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

Estimate of any current year (FY2005) cost: 0.0

Mark this box (X) if funding for this bill is included in the Governor's FY 2006 budget proposal:

**POSITIONS**

Full-time						
Part-time						
Temporary						

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

Passage of this legislation would have no fiscal impact.

Prepared by: Sarah Gilbertson  
Division: Legislative Liaison  
Approved by: Acting Commissioner Wayne Regelin  
Agency: Alaska Department of Fish & Game

Phone: 465-6137  
Date/Time: 1/25/05 4:55 PM  
Date: 1/25/2005

# FISCAL NOTE

STATE OF ALASKA  
2005 LEGISLATIVE SESSION

Fiscal Note Number: 2  
Bill Version: HB 130  
(H) Publish Date: 2/7/05

Revision Date/Time (Note if correction): \_\_\_\_\_ Dept. Affected: LAW  
Title "An Act granting certain state lands to the RDU CIVIL  
University of Alaska..." Component Natural Resources  
Sponsor Possible Governor \_\_\_\_\_ Component No. \_\_\_\_\_  
Requester \_\_\_\_\_

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

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

OPERATING EXPENDITURES	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010	FY 2011
Personal Services	18.6					
Travel	0.1					
Contractual	2.1					
Supplies	0.4					
Equipment	0.4					
Land & Structures						
Grants & Claims						
Miscellaneous						
<b>TOTAL OPERATING</b>	<b>21.6</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

<b>CAPITAL EXPENDITURES</b>						
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<b>CHANGE IN REVENUES ( )</b>						
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**FUND SOURCE** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	21.6					
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type--Do not abbreviate)						
<b>TOTAL</b>	<b>21.6</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY2005) cost: 0.0  
Mark this box (X) if funding for this bill is included in the Governor's FY 2006 budget proposal:

**POSITIONS**

Full-time						
Part-time						
Temporary						

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

This bill is intended to expedite the conveyance of state land to the University of Alaska initiated under prior legislation, ch. 136, SLA 2000. The Department of Law does not anticipate a significant long-term fiscal impact from passage of this legislation; however, it is clear that court tests on the land agreement may be expected. It is estimated that approximately 100 attorney hours might be required in defending such challenges.

Prepared by: Kathryn Daughhete, Director Phone 465-5427  
Division Administrative Services Date/Time 1/11/05 11:28 AM  
Approved by: Kathryn Daughhete for Gregg D. Renkes, Attorney General Date 1/11/2005  
Agency Department of Law

# FISCAL NOTE

STATE OF ALASKA  
2005 LEGISLATIVE SESSION

Fiscal Note Number: 3  
Bill Version: HB 130  
(H) Publish Date: 2/7/05

Revision Date/Time (Note if correction): \_\_\_\_\_ Dept. Affected: Natural Resources  
Title Grant of Lands to the University of Alaska RDU Resource Development  
Component Title Acquisition and Defense  
Sponsor Rules  
Requester Governor Component No. 2459

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

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

OPERATING EXPENDITURES	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010	FY 2011
Personal Services	72.0	72.0	72.0	0.0	0.0	0.0
Travel	2.5	2.5	0.0	0.0	0.0	0.0
Contractual	300.5	236.7	5.5	0.0	0.0	0.0
Supplies	5.0	5.0	5.0	0.0	0.0	0.0
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
<b>TOTAL OPERATING</b>	<b>380.0</b>	<b>316.2</b>	<b>82.5</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

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

FUND SOURCE	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010	FY 2011
1002 Federal Receipts						
1003 GF Match						
1004 GF	380.0	316.2	82.5	0.0	0.0	0.0
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type--Do not abbreviate)						
<b>TOTAL</b>	<b>380.0</b>	<b>316.2</b>	<b>82.5</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY2005) cost: 0.0  
Mark this box (X) if funding for this bill is included in the Governor's FY 2006 budget proposal:

**POSITIONS**

Full-time	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010	FY 2011
Full-time	1	1	1	0	0	0
Part-time						
Temporary						

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

This bill requires DNR to convey title to 260,000 acres of specifically identified parcels to the University of Alaska by June 30, 2007. Conveying the title (including title search, reserving easements, reserving navigable waters, and resolving any title problems) requires staff time to prepare legal descriptions, determine condition of title and resolve problems that are discovered, prepare conveyance documents and update the state's computerized records system. Because of these requirements, and due to a shortage of existing trained staff, contractual monies have been requested to outsource the title work to private contractors. It is anticipated that one full-time staff position will be necessary:

- One (1) Natural Resource Manager I for 3 years (FY06, FY07 and FY08) at a cost of \$72,000/year, to coordinate, issue title contract and oversee the work of the contractors, to serve as the point of

Prepared by: Bob Loeffler Phone 269-8625  
Division Mining, Land and Water Date/Time 1/12/2005  
Approved by: Tom Irwin, commissioner Date 1/12/2005  
Agency Natural Resources

(Analysis cont.)

contact for the project, coordinating with University staff, and reviewing the title research. This position will also be responsible for resolving any clouds on title issues.

Other costs include occasional travel to perform title research or survey inspection work. Contractual also includes office space rental (\$6,200 per person/year), phones, photo-copying, postage, etc. Supplies include basic office supplies and computer/software purchases.

This bill is intended to expedite the conveyance of state lands, including the mineral estate, to the University of Alaska by conveying to the Board of Regents by quitclaim deed those state lands identified for conveyance to the University in a document entitled "University of Alaska Land Grant List 2005." This "Land Grant List" includes lands that make up part of the Nenana oil and gas basin.

\*\*\*Based on the subsurface information currently available, the Nenana basin is thought to be gas-prone. DNR believes that the gas potential of this basin ranges from moderate to good. The basin is also in close proximity to markets in Fairbanks. Andex Resources currently has an oil and gas exploration license for part of the Nenana Basin. It is impossible without further exploration to predict the exact fiscal impacts. However, the conveyance of part of the Nenana oil and gas basin to the University of Alaska could result in a significant new source of revenue and /or energy for the University with a corresponding decrease in general and permanent fund revenues.

There is a similar but lesser impact from transferring the surface and subsurface from other lands that DNR would otherwise sell or lease. That is, the Department anticipates an unspecified decrease in future revenues from the loss of these lands.

# FISCAL NOTE

STATE OF ALASKA  
2005 LEGISLATIVE SESSION

Fiscal Note Number: 4  
Bill Version: HB 130  
(H) Publish Date: 2/7/05

Revision Date/Time (Note if correction): \_\_\_\_\_ Dept. Affected: University of Alaska  
Title: University Lands RDU: Statewide Programs & Services  
Component: Statewide Services  
Sponsor: House Rules Committee  
Requester: Governor Murkowski Component No.: 730

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

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

OPERATING EXPENDITURES	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010	FY 2011
Personal Services						
Travel						
Contractual	500.0	250.0	250.0	250.0	250.0	250.0
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
<b>TOTAL OPERATING</b>	<b>500.0</b>	<b>250.0</b>	<b>250.0</b>	<b>250.0</b>	<b>250.0</b>	<b>250.0</b>

<b>CAPITAL EXPENDITURES</b>						
-----------------------------	--	--	--	--	--	--

<b>CHANGE IN REVENUES ( )</b>						
-------------------------------	--	--	--	--	--	--

**FUND SOURCE** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type- Do not abbreviate)	500.0	250.0	250.0	250.0	250.0	250.0
<b>TOTAL</b>	<b>500.0</b>	<b>250.0</b>	<b>250.0</b>	<b>250.0</b>	<b>250.0</b>	<b>250.0</b>

Estimate of any current year (FY2005) cost: 0.0  
Mark this box (X) if funding for this bill is included in the Governor's FY 2006 budget proposal:

**POSITIONS**

Full-time						
Part-time						
Temporary						

**ANALYSIS:** (Attach a separate page if necessary)  
In the short term (6 years) this bill would provide very little operating revenue, due to the fact that the funding resulting from this bill is deposited into UA's Land Grant Trust Fund (LGTF, an endowment that has a payout policy similar to the POMV principles i.e., 5% of the prior five year endowment average), however in the long term, after substantial additions to the LGTF endowment UA can see modest operating revenue i.e., in approximately 20 years UA anticipates annual investment earnings on new land sales to reach 1% of state general fund support or \$^6M.  
UA Land Management will add minimal staff to accomplish management of the new lands as this land transfer would roughly replace land inventory available for sale. Land Management operating costs are already considered in the net revenue projections.

Prepared by: Pat Pitney, Associate Vice President Phone: \_\_\_\_\_  
Division: Planning and Budget Development Date/Time: 2/4/05 2:18 PM  
Approved by: Pat Pitney, Associate Vice President Date: 2/4/2005  
Agency: Planning and Budget Development

**Annual Land Sales Investment Endowment**  
 (All Figures x\$1,000)

<u>Fiscal Year</u>	<u>UA LGTF Endowment Annual Additional Principle</u>	<u>UA LGTF Endowment Cumulative Increment</u>	<u>UA Annual Operating Revenue (Based on UA LGTF endowment using POMV principles 5% of prior 5 year endowment average)</u>
FY2006	2,000.0	2,000.0	0.0
FY2007	3,000.0	5,000.0	0.0
FY2008	4,000.0	9,000.0	30.0
FY2009	5,000.0	14,000.0	100.0
FY2010	5,000.0	19,000.0	220.0
FY2011	5,000.0	24,000.0	390.0
FY2012	5,000.0	29,000.0	610.0
FY2013	5,000.0	34,000.0	850.0
FY2014	5,000.0	39,000.0	1,100.0
FY2015	5,000.0	44,000.0	1,350.0
FY2016	5,000.0	49,000.0	1,600.0
FY2017	5,000.0	54,000.0	1,850.0
FY2018	5,000.0	59,000.0	2,100.0
FY2019	5,000.0	64,000.0	2,350.0
FY2020	5,000.0	69,000.0	2,600.0

Erich Deland

---

From: Mike Rieves [jmrdds@aptalaska.net]  
 Sent: Monday, April 11, 2005 11:23 AM  
 To: Rep. Mike Chenault; Rep. Kevin Meyer; Rep. Bill Stoltze; Rep. Carl Moses; Rep. Richard Foster;  
 Rep. Eric Croft; Rep. Reggie Joulak; Sen. Tom Wagoner; Sen. Ralph Seekins; Sen. Ben Stevens;  
 Sen. Fred Dyson; Sen. Bert Stedman; Sen. Kim Elton; Sen. Gretchen Guess  
 Cc: Bob\_Loeffler@dnr.state.ak.us  
 Subject: CS for HB130(RES) and SB96

Dear Representatives and Senators;

Comments regarding Hollis Selections (MAP PW.HO.1001)

During the course of prior hearings and testimony ( (H) RES ) and communications with Bob Loeffler, I identified part of one of the two selections in Hollis as being inconsistent with the Prince of Wales Island Area Plan (POWIAP). The subject area is designated Water Resources with management provisions stipulating no development. The matter was verbally acknowledged by Mr. Loeffler and in testimony as needing a correction. The 'fix' was intimated to be an excision of the area from the Grant list. In CS for HB130(RES), Sec. 5, par. (m), the Commissioner is given authority to make necessary corrections to omissions or errors. Sec. 5, par. (n) lists exemptions from transfer, and Hollis is not included. While such a correction may well have already been effected, a presumption of such inclusion is not a desirable substitute for specificity in bill text. Perhaps you folks can make the exemption for this important area visible in your respective companion bills.

There are more problems with the two Hollis selections which have not made it to the 'surface' :

----- A major water line which supplies the Hollis school, the Hollis library, a Forest Service complex, and a Promech Air office runs through the same selection which includes the water resource discussed above; but it is in an area designated Settlement (S) and Public Facilities (P).

----- The second and larger selection includes part of a subdivision (Harris River), and a component designated (mutually exclusively) both Settlement (S) and Public Recreation - Undeveloped (Ru). This S/Ru area has a boundary tangent to a section of the Harris River - a very popular and important anadromous fish stream. The uplands are used extensively for deer hunting. At a minimum, the selection boundary should be redrawn to exclude the S/Ru and subdivision areas.

Had the U/A Land Grant process followed a considerably more generous time line which provided adequate public notice and had included selection maps definitive enough that communities' residents could easily discern usage conflicts, the effect would certainly have more resembled a genuine democratic process.

The very low financial returns to the university system from acquiring the proposed State lands ( reportedly varying around 2 to 5 % of the annual State appropriations ) strongly suggest that there are alternative avenues of university funding which would have considerably less adverse impact on many communities -- as public testimony has heretofore evinced.

Thank you for your considerations. Mike Rieves, Hollis, Prince of Wales Island  
 PO BOX 298  
 Klawock, Alaska 99925  
 907-530-7071

April 9, 2005

Dear Members of the House Finance Committee;

I am opposed to House Bill 130, which seeks to transfer state lands to the University for eventual sale.

I am concerned that the lands to be transferred will not be developed according to the Southeast Area Land Management Plan produced by the DNR. The years of research and expense that went into developing the Area Plans would be ignored. Once the University takes possession of the land, the land designations would no longer be binding. The Area Plans recognized that there were lands in Southeast that had significance importance to the public and that these were to be held in trust for all Alaskans. Some of these lands have been used for hunting, subsistence and recreation for generations. These are not just spaces on a map.

These Public lands are also important to outfitter guides like myself. Many of the charter boat and small ship cruises boats use these areas as part of our tours. Private ownership of some of these parcels would preclude public use.

If House Bill 130 goes through, that is exactly what could happen to places like Read Island in Nauyasut Bay, Sumdum up in Endicott Arm, Mite Cove, and also Whitney Island at Cape Fanshaw

According to Bob Loeffler of the DNR, 2088 acres of lands designated for undeveloped recreation are included in House Bill 130. I would like to see these lands removed from the bill. Taking these lands out of the public domain and giving them to private hands is wrong, particularly with no public hearings on specific lands to be transferred. As I said, once the land is sold into private hands then the public is very likely going to be locked out and traditional uses of the land will be stopped.

I have heard about what a "good Neighbor" the University is. When these lands are sold, as they must be to the highest bidder, who will our neighbor be then? There is no control over what will happen to these lands once they pass into private hands.

Joe Beedle of the University has said that if all the properties in House Bill 130 were sold, then only about 1% of the University's annual budget would be met or about \$5 million dollars after about 20 years. That is an insignificant amount to the University but it will cause a significant problem for Southeast residents who would lose access to public lands.

Another consideration I have not heard discussed by proponents of House Bill 130 is how much it will cost to manage these properties. I am concerned that the bulk of the profits would go to the administrative costs instead of for education.

Litigation is inevitable as people in Southeast communities protest the loss of their right to use these public lands. That will make the sale of the lands less profitable as lawsuits drag on.

I believe that there are other ways to raise money for the University. I am in favor of the Governor's idea of raising taxes on oil. I am also in favor of an income tax. I do not believe in selling off our public lands to fund the University.

I ask that you do not pass House Bill 130, or that it be altered to remove the lands designated for Undeveloped Recreation (Ru) by the Southeast Area Plans out of consideration.

Thank you.

Julie Hursey

Petersburg, Alaska

Dear Members of the House FINANCE Committee;

I am concerned that House Bill 130 is going to hurt my business. By taking 2088 acres of land that was designated by the Southeast Alaska Area Management Plans for undeveloped recreation and tourism and selling it into private hands, I am going to lose the opportunity to take people ashore at places I have been using for years.

I am an outfitter guide here in Southeast, and I have watched the charter boat and small ship tourism business expand rapidly in the last 15 years. It has been a good boost to the economy of small towns like Petersburg. Locally owned tourism businesses provide much-needed dollars and jobs to Southeast Towns. Small ship tourism and charter boats often use the so-called "Ru" lands in the course of their trips.

The Forest Service has started to limit where outfitter/guides and small ship tour boat visitors can go on Federal lands. They are starting to tell us that there are limits to the number of places we can go to the land, and how many people can go there. The State lands are an important alternative for us. I personally use the lands at Whitney Island at Cape Fanshaw and Sumdum up in Endicott and Read Island in Farragut Bay at least once a week. I see other outfitter guides and tour boats there too. These are the prime anchorages in the area.

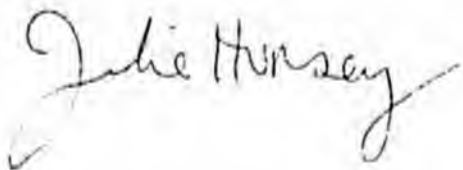
Selling these places to private interests are going to preclude our use of these places. Where are we going to go? This bill will devalue our business. We depend on repeat customers and referrals. People will not pay top dollar to come up here if we cannot assure them a unique experience. If Frederick Sound starts to look like Puget Sound with development taking over prime recreation spots, then this will hurt local tourism businesses.

Undeveloped recreation lands are not empty places on a map. These are lands that have been used for hunting and subsistence and recreation for generations. Now they are also used by tourism businesses as well. Selling these lands into private ownership would lock out public use. This could do long-term harm to locally owned tourism businesses of Southeast. How can you justify the damage this bill could do to locally owned tourism businesses when the University will receive only an insignificant amount of money for these lands? According to Joe Beedle, the sale of the lands in House Bill 130 will only amount to 1% of the University budget.

There are better ways to raise money for the University. I think the Governor is on the right track by trying to get more money for Alaska oil from the Oil companies. With the price of oil as high as it is, I think there are lots of other ways we can figure out how to fund the University. I would even back an income tax or a school tax.

There are only 2,088 acres of Ru designated lands in Southeast. They provide an important resource that the growing tourism businesses depend on. I ask that you remove these from consideration from House Bill 130. Thank you for considering my concerns.

Julie Hursey  
Alaska Passages Adventure Cruises



APRIL 9, 2005

WRANGELL - THOMAS PLACE

PETITION

IN OPPOSITION

TO:

HB 130

SB 96

37 SIGNED PETITIONS

COPY

As a landowner/resident of Thom's Place -Wrangell,

I, Peter Brausen

wish to protest the joint bills HB130 and SB96, which attempt to privatize and open for development a very significant chunk of our neighborhood.

This bill is especially galling in that it goes completely over the heads of our community and takes away the potential for self-determination. The University would not have to answer to any local concerns and could act as they choose to, with profit as the only motive.

This bill is a back door method of privatizing public lands. Proof of that is the total lack of public input and the shameful fast tracking that has accompanied its introduction.

Please remove our lands from this bill and find some other way of funding our Universities. It is inappropriate to place the University of Alaska in such a compromising position.

Sincerely,

P. Brausen

Date: 4/3/05

Address: PO Box 125 - Wrangell AK 99929

*Residential  
house at  
Thom's  
Place*

ADDITIONAL COMMENTS:

We lived at Thom's Place for over 20  
years and don't like the governor giving  
away our backyard without at least a  
hearing in our community. Give the university  
the money they need! don't force them  
(ing timber) into the logging business - especially,  
with today's timber prices.

Thanks, Peter Brausen

As a landowner/resident of Thom's Place -Wrangell,  
I, William and Heather Rosborough,  
wish to protest the joint bills HB130 and SB96, which  
attempt to privatize and open for development a very  
significant chunk of our neighborhood.

This bill is especially galling in that it goes completely over  
the heads of our community and takes away the potential for  
self-determination. The University would not have to answer  
to any local concerns and could act as they choose to, with  
profit as the only motive.

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Proof of that is the total lack of public input and the  
shameful fast tracking that has accompanied its introduction.

Please remove our lands from this bill and find some other  
way of funding our Universities. It is inappropriate to place  
the University of Alaska in such a compromising position.

Sincerely,

William and Heather Rosborough

Date: 2/2/05

Address: Lot 6 Block 2 Thom's Place Unalaska Island Alaska 99927

ADDITIONAL COMMENTS: These lands if returned  
to the public should be managed in the  
same way as other lands owned through a  
Homeless process in Alaska Registry.

As a landowner/resident of Thom's Place -Wrangell,  
I, WE WAYNE & CARLEEN DE LONG,  
wish to protest the joint bills HB130 and SB96, which attempt to  
privatize and open for development a very significant chunk of  
our neighborhood.

This bill is especially galling in that it goes completely over the  
heads of our community and takes away the potential for self-  
determination. The University would not have to answer to any  
local concerns and could act as they choose to, with profit as the  
only motive.

This bill is a back door method of privatizing public lands. Proof  
of that is the total lack of public input and the shameful fast  
tracking that has accompanied its introduction.

Please remove our lands from this bill and find some other way of  
funding our Universities. It is inappropriate to place the  
University of Alaska in such a compromising position.

Sincerely,

Wayne & Carleen De Long

Date: 4/16/05

Address: PO Box 428 (Unit 3 Box 2 Lot 12 - Thom's Place) Wrangell AK  
99929

ADDITIONAL COMMENTS:

We are greatly concerned - not only  
with our neighbors at Thom's Place & Ullac  
Peak. We value the beautiful & natural  
land of the land that surrounds us & do  
not wish to see it disturbed at the expense  
of progress.

As a landowner/resident of Thom's Place -Wrangell,  
I, J. Keith Appleman,  
wish to protest the joint bills HB130 and SB96, which attempt to  
privatize and open for development a very significant chunk of  
our neighborhood.

This bill is especially galling in that it goes completely over the  
heads of our community and takes away the potential for self-  
determination. The University would not have to answer to any  
local concerns and could act as they choose to, with profit as the  
only motive.

This bill is a back door method of privatizing public lands. Proof  
of that is the total lack of public input and the shameful fast  
tracking that has accompanied its introduction.

Please remove our lands from this bill and find some other way of  
funding our Universities. It is inappropriate to place the  
University of Alaska in such a compromising position.

Sincerely,

J. Keith Appleman

Date: 4/2/05

Address: P.O. Box 1817 Wrangell, AK 99929

ADDITIONAL COMMENTS:

The lack of public process on this  
land disposal is most upsetting  
to me. I cannot get any information  
on these bills from my local  
representative, Rep. Wilson. This is an  
extremely poor method to secure adequate  
funding for education in this state.

JK

As a landowner/resident of ~~Thom's Place~~ - Wrangell,  
I, Lucille Merrill

wish to protest the joint bills HB130 and SB96, which attempt to privatize and open for development a very significant chunk of our neighborhood.

This bill is especially galling in that it goes completely over the heads of our community and takes away the potential for self-determination. The University would not have to answer to any local concerns and could act as they choose to, with profit as the only motive.

This bill is a back door method of privatizing public lands. Proof of that is the total lack of public input and the shameful fast tracking that has accompanied its introduction.

Please remove our lands from this bill and find some other way of funding our Universities. It is inappropriate to place the University of Alaska in such a compromising position.

Sincerely,

Lucille Merrill

Date: Apr. 4 - 2005

Address: P.O. Box 702 WRANGELL AK. 99929

ADDITIONAL COMMENTS: Impairment of the tourist  
industry. Tourists do not want to see clear cuts.  
These areas are on the route to ANAN CREEK  
where my family takes tourists to to view the  
Beard - Logging at Earl waste line at Thom's  
Place would be devastating to the visitor's  
total experience.

As a landowner/resident of ~~Thom's Place~~ Wrangell,  
I, Sylvia A Geraughty

wish to protest the joint bills HB130 and SB96, which attempt to privatize and open for development a very significant chunk of our neighborhood.

This bill is especially galling in that it goes completely over the heads of our community and takes away the potential for self-determination. The University would not have to answer to any local concerns and could act as they choose to, with profit as the only motive.

This bill is a back door method of privatizing public lands. Proof of that is the total lack of public input and the shameful fast tracking that has accompanied its introduction.

Please remove our lands from this bill and find some other way of funding our Universities. It is inappropriate to place the University of Alaska in such a compromising position.

Sincerely,

Sylvia A. Geraughty

Date: 4/5/05

Address: Box 1851, Wrangell AK 99929

ADDITIONAL COMMENTS: are you deliberately  
trying to hurt and offend as many  
RESIDENTS OF ALASKA as possible?

There are many less painful ways  
of making money. Why not solicit  
ideas - OPENLY?

As a landowner/resident of Thom's Place -Wrangell,

I, DANIEL S. TRAIL

wish to protest the joint bills HB130 and SB96, which attempt to privatize and open for development a very significant chunk of our neighborhood.

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This bill is a back door method of privatizing public lands. Proof of that is the total lack of public input and the shameful fast tracking that has accompanied its introduction.

Please remove our lands from this bill and find some other way of funding our Universities. It is inappropriate to place the University of Alaska in such a compromising position.

Sincerely,

Daniel S. Trail

Date: 04/09/05

Address: Block #2, Lot #7, THOM'S PLACE SUBD.

WRANGELL  
ISLAND

ADDITIONAL COMMENTS:

Although we're limiting our comments to our localities, really the entire bill is full of troubling selections and we understand the feelings of our fellow Alaskans all across the State. This bill makes a mockery of democracy and the public process. The free reign and lack of accountability that is simply given to the University is unacceptable. It is a twisted way of doing business, and any representative who votes for this bill over the

As a landowner/resident of Thom's Place -Wrangell,

I, \_\_\_\_\_,  
wish to protest the joint bills HB130 and SB96, which attempt to privatize and open for development a very significant chunk of our neighborhood.

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This bill is a back door method of privatizing public lands. Proof of that is the total lack of public input and the shameful fast tracking that has accompanied its introduction.

Please remove our lands from this bill and find some other way of funding our Universities. It is inappropriate to place the University of Alaska in such a compromising position.

Sincerely,

Steph Holgersen

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

Address: \_\_\_\_\_

ADDITIONAL COMMENTS: I do not want a large clear cut near my property at Thom's place. I am now forced to live in the middle of one created by the Governor's & involvement in the Mental Health Trust logging in Wrangell. Please do not shove another one down our throats !!!

As a landowner/resident of Thom's Place - Wrangell,

I, Robert W. Paul Davis,

wish to protest the joint bills HB130 and SB96, which attempt to privatize and open for development a very significant chunk of our neighborhood.

This bill is especially galling in that it goes completely over the heads of our community and takes away the potential for self-determination. The University would not have to answer to any local concerns and could act as they choose to, with profit as the only motive.

This bill is a back door method of privatizing public lands. Proof of that is the total lack of public input and the shameful fast tracking that has accompanied its introduction.

Please remove our lands from this bill and find some other way of funding our Universities. It is inappropriate to place the University of Alaska in such a compromising position.

Sincerely,

R. W. Paul Davis

Date: 4-04-05

Address: P.O. box 2042, Keegan, HI 96749

ADDITIONAL COMMENTS: There has been an understanding with our community & local, state, and federal agencies that we want to keep our neighborhood free from "Resource Development". And that we expect to be informed & involved in any & all matters pertaining to such !!

As a landowner/resident of Thom's Place -Wrangell,  
I, Brian Castle

wish to protest the joint bills HB130 and SB96, which attempt to privatize and open for development a very significant chunk of our neighborhood.

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This bill is a back door method of privatizing public lands. Proof of that is the total lack of public input and the shameful fast tracking that has accompanied its introduction.

Please remove our lands from this bill and find some other way of funding our Universities. It is inappropriate to place the University of Alaska in such a compromising position.

Sincerely,

Brian Castle

Date: March 3, 05

Address: Box 243 Craig, Ak. 99921

ADDITIONAL COMMENTS: \_\_\_\_\_

I do not wish to see more private land opened up in this area. I got the land over 20 years ago so it would be secluded. If people want land in that area there is plenty for sale already.

As a landowner/resident of Thom's Place - Wrangell,  
I, Janet A Wallin

wish to protest the joint bills HB130 and SB96, which attempt to privatize and open for development a very significant chunk of our neighborhood.

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This bill is a back door method of privatizing public lands. Proof of that is the total lack of public input and the shameful fast tracking that has accompanied its introduction.

Please remove our lands from this bill and find some other way of funding our Universities. It is inappropriate to place the University of Alaska in such a compromising position.

Sincerely,

Janet A Wallin

Date: 4-5-05

Address: c/o Byford PO Box 132 Wrangell AK  
99929

ADDITIONAL COMMENTS:

I own the northern most parcel of Thom's  
Place Community so I am tremendously  
impacted by these bills. I'm getting ready to  
retire - more than full time. The paradise of 25 years  
of my dreams. I hope that area would  
survive it. Destroying the beauty, animal  
habitat, ecosystems of rare old growth  
forests, water quality + on + on. Considering  
the resource value of these Ancient Forests + Historic  
monument I'm surprised logging it could be legal.

(the outskirts of old town)  
↑  
monument

As a landowner/resident of Thom's Place -Wrangell,  
I, Virginia Helgeson,  
wish to protest the joint bills HB130 and SB96, which  
attempt to privatize and open for development a very  
significant chunk of our neighborhood.

This bill is especially galling in that it goes completely over  
the heads of our community and takes away the potential for  
self-determination. The University would not have to answer  
to any local concerns and could act as they choose to, with  
profit as the only motive.

This bill is a back door method of privatizing public lands.  
Proof of that is the total lack of public input and the  
shameful fast tracking that has accompanied its introduction.

Please remove our lands from this bill and find some other  
way of funding our Universities. It is inappropriate to place  
the University of Alaska in such a compromising position.

Sincerely,

Virginia Helgeson

Date: 4-8-05

(9 mile Zimovia Highway)

Address: P.O. Box 588 Wrangell, AK 99929

**ADDITIONAL COMMENTS:** We own 2 recreational  
lots at Thom's Place and do not wish  
to see any development in the area. We  
have it for the wilderness aspect and  
fear that this joint bill will allow severe  
logging to take place. I hope this is not  
a "done deal" like the mental health land

that is now being clear cut from 6-9 mile  
in Wrangell. Since it was "private land" they  
did not have to go through any public process  
which upset a large number of land owners,  
the line at 9 mile. Don't let this happen

As a landowner/resident of Thom's Place -Wrangell,  
I, KURT + SUZANNE WELSER

wish to protest the joint bills HB130 and SB96, which attempt to privatize and open for development a very significant chunk of our neighborhood.

This bill is especially galling in that it goes completely over the heads of our community and takes away the potential for self-determination. The University would not have to answer to any local concerns and could act as they choose to, with profit as the only motive.

This Proc shar Plea way the  
Don - Thanks for including us!  
we have been thru from the hands  
around our home in Thom's Place -  
we have property with never before -  
to be lost - don't want it to  
be bought - we will  
be happy that it will not be  
bought - don't

Date: 03/31/05

Address: Box 19136, Thom's Place, AK 99919

ADDITIONAL COMMENTS: We have watched  
our Neighboring Lands and our Grants follow  
IN Thom's Place Turn to Closed University  
ON STATE UNIVERSITY and MINOR HEALTH LANDS FOR  
"quick profit" Do NOT let this happen again in  
Thom's Place or other areas.

As a landowner with a current interest in Thoms Place, Wrangell property I, Chuck Chism wish to protest the joint bills HB130 and SB96 which attempt to privatize and open for development a very significant chunk of our neighborhood without adequate public input.

My property was purchased from the University so I appreciate the possibilities of privatization but I feel the covert method being used this time is unfair and unjust.

Please remove the Wrangell Island lands from this bill and find some other equitable way of funding our Universities. It is inappropriate to place the University of Alaska in such a compromising position.

Sincerely,  
Chuck Chism

As a landowner/resident of Thom's Place -Wrangell,

I, Edsel Forten Geyer,

wish to protest the joint bills HB130 and SB96, which attempt to privatize and open for development a very significant chunk of our neighborhood.

This bill is especially galling in that it goes completely over the heads of our community and takes away the potential for self-determination. The University would not have to answer to any local concerns and could act as they choose to, with profit as the only motive.

This bill is a back door method of privatizing public lands. Proof of that is the total lack of public input and the shameful fast tracking that has accompanied its introduction.

Please remove our lands from this bill and find some other way of funding our Universities. It is inappropriate to place the University of Alaska in such a compromising position.

Sincerely,

Edsel Forten Geyer

Date: March 27, 2005

Address: POB 1530 - WRANGELL, AK. 99929

ADDITIONAL COMMENTS: \_\_\_\_\_

See attached \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

I have three grandchildren approaching the age to take advantage of the wonderful opportunities offered by the University of Alaska. So I have a personal interest in hoping that the University gets all the funding it needs to continue on in it's quest to educate Alaska's young adults. But forcing the University to become a real estate broker in order to do this is certainly a classic example of passing the buck.

The governor's call to convey 260,000 acres to the University to dispose of for cash, without any discussion with the citizens of Alaska, has managed to offend almost everyone in the state.

260,000 acres of land is just too much property to slip under the radar of the general populace. If the governor had called for some forestry land to be given to the University for study within three years, probably the response to that call would have been minimal. Some conservationists may have groused that it wasn't enough, some timber companies would have seen lost profits, but most of us would have gone on without noticing what was happening.

Now even that land slated for University study is suspect. In the governor's letter he states, "while the research forest land is under department management, the department would be able to dispose of certain natural resources located on that land, so long as the disposal is consistent with the purposes of the research forest and complies with other applicable law."

"Dispose of certain natural resources located on that land?" Hmm. Does make one pause and reflect on how the land will be changed by the time the University gets its hands on it. This land would not come under the jurisdiction of the University until 2055. This is 2005. 50 years later and the University gets the property? All the people responsible for that land today will probably be planted under the ground by the time any blame gets shared for what is no longer there.

Closer to home, I would like to respond to the selling of the 2360 acres at Thom's Place on Wrangell Island.

My husband and I live there. We are one of two families that are year around residents. So I understand the draw of the place and why the land is so appealing and so valuable.

Most of the people that spend a goodly amount of time here don't want roads, or utilities or lots of neighbors. That's why we're here.

I don't want to sound like "Pull up the ladder, Jack, I'm all right." If we can live here, other people should be allowed to do so as well. But not 2360 acres worth. And not without a lot more careful planning than the first go around.

Living out here comes with inconveniences, that's all part of being here. But lugging generators, and power tools and building supplies to the New Town of Thom's Place should not be such an ordeal for those buying property on the interior of the land sale.

What I am saying is that some thought should go into the lot splits. Make the lots large enough so that people can feel like they are in the bush. Not

crunched up against a neighbor whose land they have to cross to get to their own. Why move out here if it's just like town?

Taking such a huge mass of property and dividing it up into lots without proper planning, is criminal and a terrible waste of what is an incredible legacy.

And how can we expect the University to take all of this into consideration? All they want is money to keep their doors open. Can't we just give them money? Do we have to make them have Bake Sales?

*Emendat*

As a landowner/resident of Thom's-Place -Wrangell,  
I, *Connie Kellen*,

wish to protest the joint bills HB130 and SB96, which attempt to privatize and open for development a very significant chunk of our neighborhood.

This bill is especially galling in that it goes completely over the heads of our community and takes away the potential for self-determination. The University would not have to answer to any local concerns and could act as they choose to, with profit as the only motive.

This bill is a back door method of privatizing public lands. Proof of that is the total lack of public input and the shameful fast tracking that has accompanied its introduction.

Please remove our lands from this bill and find some other way of funding our Universities. It is inappropriate to place the University of Alaska in such a compromising position.

Sincerely,

*Connie Kellen*

Date: *11-21-85*

Address: *Box 543 Wrangell AK 99919*

ADDITIONAL COMMENTS:

*Please provide our water shed*  
*hosting - lands - farming*  
*to do this*

As a landowner/resident of Thom's Place -Wrangell,  
I, Randy Rupp & Mike Rupp,  
wish to protest the joint bills HB130 and SB96, which  
attempt to privatize and open for development a very  
significant chunk of our neighborhood.

This bill is especially galling in that it goes completely over  
the heads of our community and takes away the potential for  
self-determination. The University would not have to answer  
to any local concerns and could act as they choose to, with  
profit as the only motive.

This bill is a back door method of privatizing public lands.  
Proof of that is the total lack of public input and the  
shameful fast tracking that has accompanied its introduction.

Please remove our lands from this bill and find some other  
way of funding our Universities. It is inappropriate to place  
the University of Alaska in such a compromising position.

Sincerely,

Randy Rupp & Mike Rupp

Date: 3/29/15

Address: PO Box 1626 Wrangell, AK 99957

ADDITIONAL COMMENTS: \_\_\_\_\_

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danieltrail@hotmail.com

Printed: Friday, April 8, 2005 10:49 AM

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**From :** Dan & Teresa McIntyre <threebearscove@starband.net>  
**Sent :** Wednesday, April 6, 2005 2:39 PM  
**To :** <danieltrail@hotmail.com>  
**Subject :** oppose Univ. land trade

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Hello Dan

This is to inform you that Frank and Connie Heller have our permission to proxy sign on our behalf the petition in opposition of the University land trade on Wrangell Island.

Thanks

Dan & Terri McIntyre  
Back Channel  
Wrangell AK 99929

*Paul White*

As a landowner/resident of Thom's Place - Wrangell,  
I, *Jerry - McJannet*

wish to protest the joint bills HB130 and SB96, which attempt to privatize and open for development a very significant chunk of our neighborhood.

This bill is especially galling in that it goes completely over the heads of our community and takes away the potential for self-determination. The University would not have to answer to any local concerns and could act as they choose to, with profit as the only motive.

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Please remove our lands from this bill and find some other way of funding our Universities. It is inappropriate to place the University of Alaska in such a compromising position.

Sincerely,

*Jerry McJannet*

Date: *04-14-05*

Address: *PO 257 Wrangell AK 99929*

ADDITIONAL COMMENTS: \_\_\_\_\_  
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As a landowner/resident of Thom's Place -Wrangell,  
I, Daniel McInnis

wish to protest the joint bills HB130 and SB96, which attempt to privatize and open for development a very significant chunk of our neighborhood.

This bill is especially galling in that it goes completely over the heads of our community and takes away the potential for self-determination. The University would not have to answer to any local concerns and could act as they choose to, with profit as the only motive.

This bill is a back door method of privatizing public lands. Proof of that is the total lack of public input and the shameful fast tracking that has accompanied its introduction.

Please remove our lands from this bill and find some other way of funding our Universities. It is inappropriate to place the University of Alaska in such a compromising position.

Sincerely,

Daniel McInnis

Date: 4-4-05

Address: PO Box 287 Wrangell, AK 99929

ADDITIONAL COMMENTS: \_\_\_\_\_

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As a landowner/resident of Thom's Place -Wrangell,

I, Joan W. Emde,

wish to protest the joint bills HB130 and SB96, which attempt to privatize and open for development a very significant chunk of our neighborhood.

This bill is especially galling in that it goes completely over the heads of our community and takes away the potential for self-determination. The University would not have to answer to any local concerns and could act as they choose to, with profit as the only motive.

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Please remove our lands from this bill and find some other way of funding our Universities. It is inappropriate to place the University of Alaska in such a compromising position.

Sincerely,

Joan W. Emde

Date: Apr. 6, 2005

Address: P.O. Box 767, Wrangell, Ak. 99929

ADDITIONAL COMMENTS: \_\_\_\_\_

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As a landowner/resident of Thom's Place -Wrangell,

I, JESSE K FRANK,

wish to protest the joint bills HB130 and SB96, which attempt to privatize and open for development a very significant chunk of our neighborhood.

This bill is especially galling in that it goes completely over the heads of our community and takes away the potential for self-determination. The University would not have to answer to any local concerns and could act as they choose to, with profit as the only motive.

This bill is a back door method of privatizing public lands. Proof of that is the total lack of public input and the shameful fast tracking that has accompanied its introduction.

Please remove our lands from this bill and find some other way of funding our Universities. It is inappropriate to place the University of Alaska in such a compromising position.

Sincerely,

Jesse K Frank

Date: April 6, 2005

Address: P. Box 1119 Wrangell Alaska 99929

ADDITIONAL COMMENTS: \_\_\_\_\_

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As a landowner/resident of Thom's Place -Wrangell,

I, WELLEN T. FRANK,

wish to protest the joint bills HB130 and SB96, which attempt to privatize and open for development a very significant chunk of our neighborhood.

This bill is especially galling in that it goes completely over the heads of our community and takes away the potential for self-determination. The University would not have to answer to any local concerns and could act as they choose to, with profit as the only motive.

This bill is a back door method of privatizing public lands. Proof of that is the total lack of public input and the shameful fast tracking that has accompanied its introduction.

Please remove our lands from this bill and find some other way of funding our Universities. It is inappropriate to place the University of Alaska in such a compromising position.

Sincerely,

Wellen T. Frank

Date: 10/24/05

Address: 25 P.O. Box 1107 Wrangell Alaska 99929

ADDITIONAL COMMENTS: \_\_\_\_\_

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As a landowner/resident of Thom's Place - Wrangell,  
I, LONNIE DELONIC

wish to protest the joint bills HB130 and SB96, which attempt to privatize and open for development a very significant chunk of our neighborhood.

This bill is especially galling in that it goes completely over the heads of our community and takes away the potential for self-determination. The University would not have to answer to any local concerns and could act as they choose to, with profit as the only motive.

This bill is a back door method of privatizing public lands. Proof of that is the total lack of public input and the shameful fast tracking that has accompanied its introduction.

Please remove our lands from this bill and find some other way of funding our Universities. It is inappropriate to place the University of Alaska in such a compromising position.

Sincerely,

Lonnie Delonic

Date: 04/04/05

Address: PO BOX 2152, WRANGELL

ADDITIONAL COMMENTS: \_\_\_\_\_

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As a landowner/resident of Thom's Place -Wrangell,

I, Kim Fisher

wish to protest the joint bills HB130 and SB96, which attempt to privatize and open for development a very significant chunk of our neighborhood.

This bill is especially galling in that it goes completely over the heads of our community and takes away the potential for self-determination. The University would not have to answer to any local concerns and could act as they choose to, with profit as the only motive.

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Please remove our lands from this bill and find some other way of funding our Universities. It is inappropriate to place the University of Alaska in such a compromising position.

Sincerely,

Kim Fisher

Date: 4-5-5

Address: Box 1928 Wrangell, AK 99929

ADDITIONAL COMMENTS: \_\_\_\_\_

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As a landowner/resident of Thom's Place Wrangell  
I, Jean Petticrew

wish to protest the joint bills HB130 and SB96, which attempt to privatize and open for development a very significant chunk of our neighborhood.

This bill is especially galling in that it goes completely over the heads of our community and takes away the potential for self-determination. The University would not have to answer to any local concerns and could act as they choose to, with profit as the only motive.

This bill is a back door method of privatizing public lands. Proof of that is the total lack of public input and the shameful fast tracking that has accompanied its introduction.

Please remove our lands from this bill and find some other way of funding our Universities. It is inappropriate to place the University of Alaska in such a compromising position.

Sincerely,

Jean Petticrew

Date: 4-5-05

Address: P.O. Box 971

ADDITIONAL COMMENTS: \_\_\_\_\_

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As a ~~landowner~~/resident of ~~Thom's Place~~ -Wrangell,

I, TERRES L PINO,

wish to protest the joint bills HB130 and SB96, which attempt to privatize and open for development a very significant chunk of our neighborhood.

This bill is especially galling in that it goes completely over the heads of our community and takes away the potential for self-determination. The University would not have to answer to any local concerns and could act as they choose to, with profit as the only motive.

This bill is a back door method of privatizing public lands. Proof of that is the total lack of public input and the shameful fast tracking that has accompanied its introduction.

Please remove our lands from this bill and find some other way of funding our Universities. It is inappropriate to place the University of Alaska in such a compromising position.

Sincerely,

Terres L Pino

Date: 4-5-05

Address: 117 FORT ST. WRANGELL AK 99929

ADDITIONAL COMMENTS: \_\_\_\_\_

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As a landowner/resident of Thom's Place -Wrangell,

I, Andrea L. Fizzian

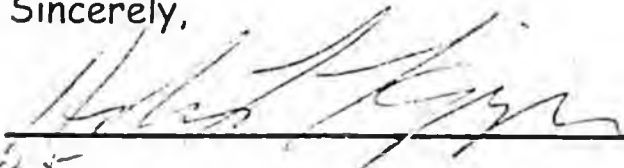
wish to protest the joint bills HB130 and SB96, which attempt to privatize and open for development a very significant chunk of our neighborhood.

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This bill is a back door method of privatizing public lands. Proof of that is the total lack of public input and the shameful fast tracking that has accompanied its introduction.

Please remove our lands from this bill and find some other way of funding our Universities. It is inappropriate to place the University of Alaska in such a compromising position.

Sincerely,



Date: 4-5-05

Address: 125 North Commercial Hwy (PO Box 929)

ADDITIONAL COMMENTS: \_\_\_\_\_  
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As a landowner/resident of Thom's Place -Wrangell,  
I, DONALD LEE ROBERTS,

wish to protest the joint bills HB130 and SB96, which attempt to privatize and open for development a very significant chunk of our neighborhood.

This bill is especially galling in that it goes completely over the heads of our community and takes away the potential for self-determination. The University would not have to answer to any local concerns and could act as they choose to, with profit as the only motive.

This bill is a back door method of privatizing public lands. Proof of that is the total lack of public input and the shameful fast tracking that has accompanied its introduction.

Please remove our lands from this bill and find some other way of funding our Universities. It is inappropriate to place the University of Alaska in such a compromising position.

Sincerely,

  
Donald Lee Roberts

Date: 4/1/03

Address: PO-Box 423 Wrangell Alaska 99929

ADDITIONAL COMMENTS: \_\_\_\_\_  
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As a landowner/resident of Thom's Place -Wrangell,

I, Ted Harris,

wish to protest the joint bills HB130 and SB96, which attempt to privatize and open for development a very significant chunk of our neighborhood.

This bill is especially galling in that it goes completely over the heads of our community and takes away the potential for self-determination. The University would not have to answer to any local concerns and could act as they choose to, with profit as the only motive.

This bill is a back door method of privatizing public lands. Proof of that is the total lack of public input and the shameful fast tracking that has accompanied its introduction.

Please remove our lands from this bill and find some other way of funding our Universities. It is inappropriate to place the University of Alaska in such a compromising position.

Sincerely,

Ted Harris

Date: 4/1/05

Address: P.O. Box 2153 Wrangell AK 99929

ADDITIONAL COMMENTS: \_\_\_\_\_

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as a former landowner of property in Thoms Place -  
Wrangell I, Shaline Chism wish to protest the  
joint bills HB 130 and SB 96 which attempt to  
privatize and open for development a very significant  
chunk of our neighborhood!

This bill is especially galling in that it goes  
completely over the heads of our community and  
takes away the potential for self-determination.  
The University would not have to answer to any  
local concerns and could act as they choose to  
with profit as the only motive.

This bill is a back door method of privatizing  
public lands. Proof of that is the total lack  
of public input and the shameful fast tracking  
that has accompanied its introduction.

Please remove our lands from this bill  
and find some other way of funding our  
universities! It is inappropriate to place  
the University of Alaska in such a compromising  
position.

Sincerely,

Shaline Chism

As a landowner/resident of Thom's Place -Wrangell,  
I, JOSEPH D'ARLENZO

wish to protest the joint bills HB130 and SB96, which attempt to privatize and open for development a very significant hunk of our neighborhood.

This bill is especially galling in that it goes completely over the heads of our community and takes away the potential for self-determination. The University would not have to answer to any local concerns and could act as they choose to, with profit as the only motive.

This bill is a back door method of privatizing public lands. Proof of that is the total lack of public input and the shameful fast tracking that has accompanied its introduction.

Please remove our lands from this bill and find some other way of funding our Universities. It is inappropriate to place the University of Alaska in such a compromising position.

Sincerely,

Joseph D'Arlenzo

Date: March 31, 05

Address: 2214 S.W.C. Street Anch

ADDITIONAL COMMENTS: \_\_\_\_\_

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As a landowner/resident of ~~Thom's Place~~ - Wrangell,  
I, David Rak,

wish to protest the joint bills HB130 and SB96, which attempt to privatize and open for development a very significant chunk of our neighborhood.

This bill is especially galling in that it goes completely over the heads of our community and takes away the potential for self-determination. The University would not have to answer to any local concerns and could act as they choose to, with profit as the only motive.

This bill is a back door method of privatizing public lands. Proof of that is the total lack of public input and the shameful fast tracking that has accompanied its introduction.

Please remove our lands from this bill and find some other way of funding our Universities. It is inappropriate to place the University of Alaska in such a compromising position.

Sincerely,

David Rak

Date: 4/2/05

Address: P.O. Box 1852 Wrangell AK 99529

ADDITIONAL COMMENTS: \_\_\_\_\_

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As a landowner/resident of Thom's Place -Wrangell,

I, Alan Deming  
wish to protest the joint bills HB130 and SB96, which attempt to privatize and open for development a very significant chunk of our neighborhood.

This bill is especially galling in that it goes completely over the heads of our community and takes away the potential for self-determination. The University would not have to answer to any local concerns and could act as they choose to, with profit as the only motive.

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Please remove our lands from this bill and find some other way of funding our Universities. It is inappropriate to place the University of Alaska in such a compromising position.

Sincerely,

Alan Deming

Date: 4/3/03

Address: Rt 1762

ADDITIONAL COMMENTS: \_\_\_\_\_

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As a landowner/resident of Thom's Place -Wrangell,

I, Joanne J. Roberts,

wish to protest the joint bills HB130 and SE 96, which attempt to privatize and open for development a very significant chunk of our neighborhood.

This bill is especially galling in that it goes completely over the heads of our community and takes away the potential for self-determination. The University would not have to answer to any local concerns and could act as they choose to, with profit as the only motive.

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Please remove our lands from this bill and find some other way of funding our Universities. It is inappropriate to place the University of Alaska in such a compromising position.

Sincerely,

Joanne J. Roberts

Date: 4-4-05

Address: Box 483, Wrangell, AK 99929

ADDITIONAL COMMENTS: \_\_\_\_\_

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As a landowner/resident of Thom's Place -Wrangell,  
I, Joseph Wade Whitmore,

wish to protest the joint bills HB130 and SB96, which attempt to privatize and open for development a very significant chunk of our neighborhood.

This bill is especially galling in that it goes completely over the heads of our community and takes away the potential for self-determination. The University would not have to answer to any local concerns and could act as they choose to, with profit as the only motive.

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Please remove our lands from this bill and find some other way of funding our Universities. It is inappropriate to place the University of Alaska in such a compromising position.

Sincerely,

Joe Whitmore

Date: April 04 05

Address: 2200 Cornwall, Wrangell AK 99979

ADDITIONAL COMMENTS: \_\_\_\_\_

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Back Channel

As a landowner/resident of ~~Thom's Place~~ -Wrangell,  
I, Frank J Heiler

wish to protest the joint bills HB130 and SB96, which attempt to privatize and open for development a very significant chunk of our neighborhood.

This bill is especially galling in that it goes completely over the heads of our community and takes away the potential for self-determination. The University would not have to answer to any local concerns and could act as they choose to, with profit as the only motive.

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Please remove our lands from this bill and find some other way of funding our Universities. It is inappropriate to place the University of Alaska in such a compromising position.

Sincerely,

Frank Heiler

Date: 4-5-05

Address: PO Box 543 Wrangell AK

ADDITIONAL COMMENTS: \_\_\_\_\_

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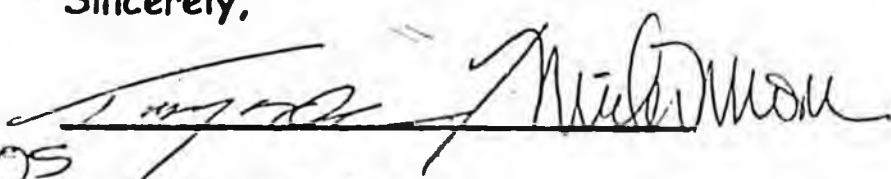
As a landowner/resident of Thom's Place -Wrangell,  
I, Toby Wonder and Michelle Wonder  
wish to protest the joint bills HB130 and SB96, which  
attempt to privatize and open for development a very  
significant chunk of our neighborhood.

This bill is especially galling in that it goes completely over  
the heads of our community and takes away the potential for  
self-determination. The University would not have to answer  
to any local concerns and could act as they choose to, with  
profit as the only motive.

This bill is a back door method of privatizing public lands.  
Proof of that is the total lack of public input and the  
shameful fast tracking that has accompanied its introduction.

Please remove our lands from this bill and find some other  
way of funding our Universities. It is inappropriate to place  
the University of Alaska in such a compromising position.

Sincerely,

  
Date: 4/4/05  
Address: 63 EDWYIA ST #B SEATTLE WA 9810  
ADDITIONAL COMMENTS: \_\_\_\_\_

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7/2/11 11:55

To: HOUSE Finance Committee Members  
Regarding: HOUSE Bill 130

My specific comments relate to parcel SD,  
1001- Thomas Place. The following are several  
reasons why I encourage you to consider  
dropping this parcel from HB130, University  
Land Grant proposal:

This parcel of land is currently classified  
as "settlement area" by the State's Central/Southern  
Southwest Area Plan that was adopted in  
November of 2000. This classification, which  
allows for planned development of portions  
of this parcel (Unit W-18 in the Area Plan),  
would be consistent w/ adjoining land (Thomas  
Place Land programs & Mannis Park). This  
land designation was done through extensive  
public planning processes in the adjacent  
communities by DNR.

Based on recent management of lands transferred

2

to the University of Alaska in the Wrangell and Ketchikan area, it can only be presumed by their most recent management of these lands that they will be harvested for timber to the maximum extent possible, and only then be sold as stump real estate to the private sector. I do not feel this is the appropriate management of these valuable lands. There are cultural resources in the immediate area (nearly Old Town or Kotsletan, were the village sites of the Tlingits, immediately prior to their relocation to what is now known, as Wrangell). That need protection for both current & future generations of local residents and Tlingit natives.

3

Zimovoi Straits is also a primary travel route for local residents as well as commercial and independent boaters traveling through Southeast Alaska on their way to and from the Wrangell area. The visual impacts of large-scale commercial clear-cut timber harvest will not meet the scenery objectives of locals as well as visitors that live and travel through the area. Again, based on their recent management of their lands, it is presumed that this land will be managed primarily for timber harvest. In addition, this south facing parcel of land, particularly the beach fringe, is prime deer winter range. Even though the State plans to manage this for "settlement,"

4

only a portion of the property will be sold to private citizens, similar to the Grouse Pass subdivision parcels. This will still allow for more dispersed recreation to still occur in the area & provide for better deer winter range habitat than if it is managed for extensive timber harvest, as this bill will likely result in.

In general, I understand & realize the need for additional reliable funds to support education in the State of Alaska. I have 2 children (one in the state public school system and one recently graduated from high school) so I know first-hand the lack of education funding. However,

5

I feel this bill is a poor means to meet this objective. As representative of the people of this State, I urge you to listen to the City of Wrangell, the Wrangell Cooperative Association, and the many individual citizens of Wrangell who have shown their opposition to this proposal submitted as submitted by Governor Murkowski.

You need to instead consider supporting proposals such as Senator Ben Stevens to use a portion of the Permanent Fund to help supply a steady long-term commitment to education in the State of Alaska.

Thank-you for the opportunity to comment.

J. Keith Appleman  
P.O. Box 1817  
Wrangell, Ak.

RESIDENTS OF THE WRANGELLS  
PO Box MXY- #63B McCarthy  
Glennallen, Alaska 99588  
907 - 259 - 3265

April 3, 2005

To: House Finance Committee Members

The University Land Grant Bill HB 130 is a matter of grave concern to our organization and to many landowners in the greater McCarthy community. Approximately 12,500 acres of Department of Natural Resources (DNR) land in the area are being considered for transfer to the University of Alaska.

This state land bordering the Nizina River has been a traditional source of firewood, house logs, game, seasonal gathering, and gravel for the local community for decades. Current DNR planning policies designate land use for wildlife habitat and public recreation. The proposed transfer would allow the University to sell the parcels and develop them for any purposes. This acreage serves as a much needed buffer between the community of McCarthy and the restricted federal lands of Wrangell-St. Elias National Park. Transfer of this land would have a severe impact on the growing community's subsistence needs.

We formally request that parcel MAMC.1001 be removed from legislative consideration in HB130 / SB96 and remain under DNR jurisdiction.

We understand and agree with the noble purposes of granting ownership of lands to the University to provide funding and stability for the future. However, crippling the resources of a community surrounded by federal land should not be a repercussion of the legislation.  
Sincerely,

Susan Smith  
Chairman, Residents of the Wrangells

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Jason Esler- Cultural Anthropologist

For the past two summers I have been conducting anthropological research in the remote community of McCarthy, Alaska. The focus of my study looks at the relationship between the federal administration of the National Park Service and the rural frontier communities that shape the Alaskan lifestyle protected under ANILCA. My analysis includes observations regarding a lack of cultural relativity among administrative decisions and the shortcomings of cultural resource management in rural Alaska today.

The land that is being proposed for transfer in the McCarthy-Nizina region has great implications for the Alaskan community and lifestyles that subsist within the area. These lands are some of the most important in the area for wood collection and hunting purposes. As the federal regulation of resources has strengthened over the past twenty years, community members have learned to adapt and locate resources that are viable for wood collection and other subsistence activities. These communal resources on state land allow the people of the area to continue their lifestyle, while at the same time, allowing the National Park Service to uphold their goals of preservation. The state land is an active example of a "buffer zone". These buffer zones are crucial in finding the common ground between the needs and desires of the subsistence lifestyles and the environmentalist deals that shape current frontier politics. In McCarthy, the buffer zones are limited and often further from the community than would be desired. Since heat and food supplies are not easily found in the McCarthy area due to the amount of federal land that the National Park Service currently operates, these buffer zones act as a very important compromise between Alaska residents and NPS officials. Again, this allows the federal management to maintain the integrity of their property, while also supplying the locals with much needed wood and game.

Without these state lands, the community of McCarthy would be cut from such areas. Where should they turn for resources if the land they now use is sold either as private parcels or to the National Park Service? This frontier culture depends specifically on the 12,500 acre area that is being proposed for transfer. Allowing this section to remain on HB 130 would inevitably leave the residents of McCarthy with no neutral areas to collect wood and hunt from. This is a problem that has continually devastated communities across the last frontiers of America. Without these resources, there is little room to continue on with a subsistence lifestyle. More important for the future is the precedent that this land transfer sets for rural Alaska. If the McCarthy-Nizina region remains of HB 130 it will go on to shape future decisions,

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eventually leaving the communities of rural Alaska with no land and no resources to legally subsist with.

As an anthropologist, I would also like to note the structural ramifications that this will have on the people of McCarthy in regards to their positions and attitudes toward land protection and state trust. During my research I continually noticed the respect and compassion that the McCarthy residents have for their state representatives and governor. Recent years of environmental protection have driven a gap between the federal government and rural Alaskans, leaving many people feeling like they do not belong in the area. These communities depend on the state to uphold their desires and help them continue their lifestyle of subsistence practices. Confidence and reassurance are found in state decisions that affect rural communities and I fear that if this land transfer includes the McCarthy area, they may lose some of that trust and honor that they have for state representation. As the environmentalist movement continues to limit the lifestyle of these communities, it is crucial that the state act with resident concerns in mind. Without the state protecting the land resources of the people, rural Alaska will surely diminish over the next several years.

While I understand that ANILCA is a federal mandate, it is important to note that these federal representations have recently dwindled in WSENP. It was the intention of Alaskan legislation to support these rural community desires when land issues are decided upon. This has not happened with HB 130.

More importantly than the land itself, is what this transfer says about current frontier politics as cultural resource management moves into the twenty first century. This land transfer under HB 130 was given no community input. There were no public hearings, and most of the people in the McCarthy area were not even aware that their local resources were about to change ownership until about two weeks ago.

Any rural Alaskan will tell you that if you plan on making changes or developing parts of land surrounding yours, an Environmental Impact Statement (EIS) is required. This is used to judge the amount of change that will occur in any ecosystem surrounding the project. For years the people of rural Alaska have respected this law and complied with the necessary assessments. My research supports the concept of a Cultural Impact Statement (CIS), one that assesses the changes which a community will face if a specific land transfer is approved. It seems only fair that the communities of rural Alaska would be given the same respect for their ecosystem as they have shown for the state and federal government when they conduct change in an area. Without detailing the impact on this community, the state is showing the Alaskan people that their decisions are made with out any consideration to the community.