

SCOMM

#22:24

STATE OF ALASKA

THE LEGISLATURE

1978

Legislative  
Resolve No.

Source

CSSJR 41 am

16



Relating to the forthcoming action by the U.S. Congress regarding (d)(2) land withdrawals.

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

WHEREAS the Alaska Native Claims Settlement Act of 1971, Section 17(d)(2), specified that the Secretary of the Interior may withdraw up to, but not to exceed, 80 million acres of unreserved public land in the State of Alaska for possible addition to the national park, forest, wildlife refuge, and wild and scenic river systems; and

WHEREAS the U.S. Congress is addressing this issue during the current session; and

WHEREAS a careful inventory of the mineral potential of the land that may be included in a management category, which would foreclose mineral exploration and development, should be undertaken and completed before its designation into a management category; and

WHEREAS access for transportation, recreation, and utilities should be guaranteed in and to all preservation system designations in Alaska; and

WHEREAS, before there is a blanket designation of large areas of Alaska as wilderness, the traditional procedures of the Wilderness Act of 1964 and a careful environmental and economic impact study should be made on each wilderness proposal; and

WHEREAS the 22.5 million acres of commercial forest land in the Interior of Alaska should be considered for designation as national forest, thereby providing federal multiple-use areas within the four systems in the Interior of Alaska; and

WHEREAS large blocks of land with identifiable agricultural potential should be included in management systems which would allow for future agricultural development; and

WHEREAS any valid selections made by the state or Nation under the Statehood Act or the Alaska Native Claims Settlement Act should be considered before designation of that area under Section 17(d)(2); and

WHEREAS state management of resident game on federally owned land in Alaska should be guaranteed, as the state is in a better position to manage this game and such management was provided for under the Statehood Act; and

WHEREAS the state should be guaranteed the right to rehabilitate, maintain and enhance its fishery resource through fish hatchery and rehabilitation programs on all land and water in the state considered appropriate for such purposes by the state; and

WHEREAS cooperative federal-state procedures or institutions should be established, in accordance with the principles embodied in Section 307(c)(1) of P.L. 92-583, AS 46.40, AS 35.10.020 and AS 35.30, to make future recommendations or designations on policy, planning, and management of Alaska's federal and state land; and

WHEREAS, while it is recognized that there is an existing need for certain land in the State of Alaska to be classified in traditional preservation system categories, the areas under consideration are too large; and

WHEREAS municipalities in the state support the multiple-use concept, which provides a professionally thorough and unbiased analysis of land-use potential and compatibility of uses, giving appropriate weight to economic, social and environmental factors; and

WHEREAS municipalities in the state oppose any legislation that would create instant land-use classifications severely restricting land and resources without consideration for other land-use potential;

BE IT RESOLVED that the Alaska State Legislature formally opposes the provisions of H.R. 39 as originally submitted, the recommended changes proposed by Secretary Andrus, and the committee substitute proposed by Congressman Seiberling, which will designate vast Alaska acreage in single-purpose use systems, precluding the opportunity to further evaluate these areas to satisfy national needs or the opportunity for state selections; and be it

FURTHER RESOLVED that the passage of this bill without (1) a careful mineral inventory and guaranteed access provisions; (2) traditional environmental and economic impact studies; (3) provisions for future agricultural development; (4) creation of new national forests in the Interior of Alaska; (5) completion of the selection process of the state and Natives; (6) state game management as guaranteed under the Statehood Act; (7) a guarantee of the state's right to rehabilitate, maintain and enhance its fisheries resource through fish hatchery and rehabilitation programs on all land and water in the state con-

sidered appropriate for such purposes by the state; and (8) cooperative federal-state planning and development, would be against the best interests of the citizens of the state and nation alike; and be it

FURTHER RESOLVED that the Alaska State Legislature urges the United States Congress to adopt a version of the Alaska National Interest Lands Act which will incorporate the desires and needs of Alaskan citizens, as expressed in this resolution.

COPIES of this resolution shall be sent to the Honorable Jimmy Carter, President of the United States; the Honorable Henry M. Jackson, Chairman, Senate Energy and Natural Resources Committee, and all members of that committee; Representative Morris K. Udall, Chairman, House Interior and Insular Affairs Committee, and all members of that committee; and to the Honorable Ted Stevens and the Honorable Mike Gravel, U.S. Senators, and the Honorable Don Young, U.S. Representative, members of the Alaska delegation in Congress.

CS The question being: "Shall amendment No. 2 be adopted?"  
SJR The roll was called with the following result:

41	Yeas:	3	Ferguson, Hohman, Sackett
am	Nays:	15	Croft, Hackney, Huber, Kerttula, Meland, Orsini, Poland, Ray, Sumner, Willis, Ziegler, Bradley, Butrovich, Colletta, Rader
	Excused:	2	Rodey, Tillion

and so, amendment No. 2 was not adopted.

Senator Colletta moved and asked unanimous consent that the Rules be suspended and COMMITTEE SUBSTITUTE FOR SENATE JOINT RESOLUTION NO. 41 amended be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

COMMITTEE SUBSTITUTE FOR SENATE JOINT RESOLUTION NO. 41 amended was read the third time.

The question being: "Shall COMMITTEE SUBSTITUTE FOR SENATE JOINT RESOLUTION NO. 41 amended (Forthcoming action by U. S. Congress regarding (d)(2) land withdrawals) pass the Senate?" The roll was called with the following result:

	Yeas:	16	Hackney, Hohman, Huber, Kerttula, Meland, Orsini, Poland, Ray, Sumner, Willis, Ziegler, Bradley, Butrovich, Colletta, Croft, Rader
	Nays:	2	Ferguson, Sackett
	Excused:	2	Rodey, Tillion

and so, COMMITTEE SUBSTITUTE FOR SENATE JOINT RESOLUTION NO. 41 amended passed the Senate and was referred to the Secretary for engrossment.

#### UNFINISHED BUSINESS

SS Senator Kerttula moved and asked unanimous consent that  
SB the referral on SPONSOR SUBSTITUTE FOR SENATE BILL NO. 107  
107 (North Slope Haul Road) to the State Affairs Committee, be waived. Without objection, SPONSOR SUBSTITUTE FOR SENATE BILL NO. 107 will be referred to the Finance Committee.

SCR SENATE CONCURRENT RESOLUTION NO. 90 (tenth annual Girls' State at Sitka) which had been referred to the Rules Committee for placement on the calendar (page 722 of the journal) was read the second time.

The question being: "Shall SCR 90 pass the House?"  
The roll was taken with the following result:

Yeas: 39 Akers, Anderson, Beirne, Bennett, Bradley, Brown, Buchholdt, Carpenter, Chatterton, Cotten, Cowper, Dankworth, Duncan, Eliason, Freeman, Gardiner, Gruening, Guy, Haugen, Hayes, Kelly, Lethin, Lovseth, McKinnon, Malone, Meekins, Miles, Miller, Nakak, Ose, Osterback, Parr, Phillips, Rhode, Rudd, Schaeffer, Snider, Swanson, Urion.

Nays: 0

Excused: 1 Smith.

And so, SCR 90 passed the House.

Mr. Kelly gave notice of reconsideration of his vote on SCR 90 on the next legislative day.

CS COMMITTEE SUBSTITUTE FOR SENATE JOINT RESOLUTION NO. 41 amended (forthcoming action by the U.S. Congress regarding (d)(2) land withdrawals) was read the second time with the Resources Committee report (page 710 of the journal).

Mr. Miller moved and asked unanimous consent that HOUSE COMMITTEE SUBSTITUTE FOR COMMITTEE SUBSTITUTE FOR SENATE JOINT RESOLUTION NO. 41 (same title) be adopted in lieu of CS SJR 41 am.

Mr. Urion objected.

The question being: "Shall HCS CS SJR 41 be adopted in lieu of CS SJR 41 am?" The roll was taken with the following result:

Yeas: 9 Akers, Anderson, Duncan, Malone, Meekins, Miller, Nakak, Osterback, Schaeffer.

Nays: 30 Beirne, Bennett, Bradley, Brown, Buchholdt, Carpenter, Chatterton, Cotten, Cowper, Dankworth, Eliason, Freeman, Gardiner, Gruening, Guy, Haugen, Hayes, Kelly, Lethin, Lovseth, McKinnon, Miles, Ose, Parr, Phillips, Rhode, Rudd, Snider, Swanson, Urion.

Excused: 1 Smith.

Mr. Guy changed his vote from yea to nay.

And so, the motion failed.

Amendment No. 1 by Snider:

Page 3, line 28: This Resolution should pass only after the Senate has passed all House bills.

Mr. Snider moved and asked unanimous consent that amendment No. 1 be withdrawn. There being no objection, it was so ordered.

Mr. Miller moved and asked unanimous consent that CS SJR 41 amended be considered engrossed, advanced to third reading and placed on final passage. There being no objection, it was so ordered.

CS SJR 41 am was read the third time

The question being: "Shall CS SJR 41 am pass the House?"  
The roll was taken with the following result:

Yeas: 28 Bennett, Bradley, Brown, Carpenter, Chatterton, Cotten, Cowper, Dankworth, Duncan, Eliason, Freeman, Gardiner, Gruening, Haugen, Hayes, Kelly, Lethin, Lovseth, McKinnon, Meekins, Miles, Ose, Parr, Phillips, Rhode, Rudd, Swanson, Urion.

Nays: 11 Akers, Anderson, Beirne, Buchholdt, Guy, Malone, Miller, Nakak, Osterback, Schaeffer, Snider.

Excused: 1 Smith.

And so, CS SJR 41 am passed the House.

Mr. Schaeffer gave notice of reconsideration of his vote on CS SJR 41 am on the next legislative day.

#### UNFINISHED BUSINESS

HOUSE BILL NO. 645 (supplemental appropriations to the Department of Natural Resources; effective date) and the Senate amendment, namely, SENATE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 645 (Finance) (supplemental appropriations to the Department of Natural Resources and Office of the Governor; effective date) (page 745 of the journal)

Senator Colletta moved and asked unanimous consent that the roll call on the passage of SENATE BILL NO. 460 be considered the roll call on the effective date clause. Without objection, it was so ordered.

SB  
460

SENATE BILL NO. 460 was referred to the Secretary for engrossment.

SECOND READING OF SENATE RESOLUTIONS

SENATE JOINT RESOLUTION NO. 41 (Forthcoming action by U.S. Congress regarding (d)(2) land withdrawals) was read the second time.

SJR  
41

Senator Poland moved and asked unanimous consent for the adoption of the Resources Committee Substitute offered on page 301. Without objection, the Committee Substitute was adopted.

CS  
SJR  
41

COMMITTEE SUBSTITUTE FOR SENATE JOINT RESOLUTION NO. 41 was read the second time.

Senator Orsini offered the following amendment No. 1:

Page 2, line 15: after "established" insert

" , in accordance with the principles embodied in Sec. 307(c)(1) of PL 92-583, AS 46.40, AS 35.10.020, and AS 35.30."

Senator Orsini moved for the adoption of amendment No. 1. Senator Ray objected.

The question being: "Shall amendment No. 1 be adopted?" On a voice vote, the Chair was in doubt and the roll was taken with the following result:

Yeas:	11	Bradley, Colletta, Hackney, Hohman, Meland, Orsini, Poland, Rader, Sumner, Willis, Ziegler
Nays:	5	Ferguson, Huber, Ray, Rodey, Sackett
Absent:	2	Croft, Kerttula
Excused:	2	Butrovich, Tillion

and so, amendment No. 1 was adopted.

CS  
SJR  
41  
am

CE Senator Colletta moved and asked unanimous consent that the Rules be suspended and COMMITTEE SUBSTITUTE FOR SENATE JOINT RESOLUTION NO. 41 amended be considered engrossed, advanced to third reading and placed on final passage. Senator Ferguson objected. Senator Colletta withdrew his motion.

and so, SENATE JOINT RESOLUTION NO. 41 was referred to the Committee on Finance and General Taxation.

Senator Ferguson offered the following amendment No. 2:

Page 2, lines 7, 8 and 9: Delete

Senator Ferguson moved for the adoption of amendment No. 2. Senator Orsini objected.

Senator Colletta moved the Citation - Cong. Record - The 1978 Championships by Rep. [Name] approved. On unanimous consent, the Citation was approved and referred to the House.

Senator Kerttula called the Senate, then withdrew the call.

The President stated that without objection, COMMITTEE SUBSTITUTE FOR SENATE JOINT RESOLUTION NO. 41 amended and pending amendment No. 2 would be held until February 23. Senator Orsini objected, then withdrew his objection. There being no further objection, COMMITTEE SUBSTITUTE FOR SENATE JOINT RESOLUTION NO. 41 amended will appear on the February 23 calendar in second reading.

Senator Colletta moved the Citation - The 1978 Championships by Rep. [Name] approved. On unanimous consent, the Citation was approved and referred to the House.

SJE SENATE JOINT RESOLUTION NO. 45 (Proposed Internal Revenue Service regulations relating to state deferred compensation plans and supporting H.R. 10746) was read the second time.

UNI  
The President stated indefinitely as special order.

Senator Colletta moved and asked unanimous consent that the Rules be suspended and SENATE JOINT RESOLUTION NO. 45 be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

Special Committee

- Senator Hohman
- Senator Roderick
- Senator Rader
- Senator Sack
- Senator Summer

SENATE JOINT RESOLUTION NO. 45 was read the third time.

Special Committee Opportunities

- Senator Summer
- Senator Ferguson
- Senator Poland
- Senator Sack
- Senator Ziegler

The question being: "Shall SENATE JOINT RESOLUTION NO. 45 Proposed Internal Revenue Service regulations relating to state deferred compensation plans and supporting H.R. 10746) pass the Senate?" The roll was taken with the following result:

Special Committee

- Senator Ray
- Senator Kerttula
- Senator Colletta

Yeas: 17 Bradley, Colletta, Ferguson, Hackney, Hohman, Huber, Kerttula, Meland, Orsini, Poland, Rader, Ray, Rodey, Sackett, Summer, Willis, Ziegler  
Nays: 0  
Absent: 1 Croft  
Excused: 2 Butrovich, Tillion