



LAWS OF ALASKA

1967

Source

FSS-SB 11

Chapter No.

4

AN ACT

Providing for grants of state land to persons and municipal corporations to replace land which is rendered unusable as a result of natural disaster; and providing for an effective date.

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

* Section 1. AS 38.05 is amended by adding a new section to read:

Sec. 38.05.348. GRANTS OF LAND AFTER NATURAL DISASTER. (a) The director of the division of lands may make grants of state land to persons and municipal corporations to replace land which is rendered unusable by a natural disaster for the purposes for which it was used before the natural disaster. The director shall designate state land which is available to replace land rendered unusable.

(b) A person is eligible for a grant of state land only if the land which was rendered unusable is owned by him and was used or leased before the natural disaster for private residential, business or commercial purposes. A person who incurred a binding obligation to purchase land before the natural disaster shall be considered the owner of the land for the purposes of this section.

(c) An application for a grant of state land shall be filed with the director, and shall contain

- (1) the name and address of the applicant;
- (2) a legal description of the land rendered unusable;
- (3) proof of ownership of the land; and
- (4) a statement of the purpose for which the

land was used before the natural disaster rendered it unusable.

(d) The director shall, within 30 days of receipt of the application, approve or disapprove the application. The director's determination of eligibility for a grant of state land is final. At the time he approves the application or as soon thereafter as possible, the director shall specify the land which shall be granted to an eligible applicant. In making his designation he shall consider the value, size and use of the land rendered unusable as a result of the natural disaster, and shall as nearly as possible grant land of equal size or value or of equal utility.

(e) The applicant shall pay costs, not to exceed the administrative cost of transferring the property and the cost of surveying the land. In addition, the state may require a quitclaim deed to the unusable land in exchange for the grant of state land.

(f) In this section "natural disaster" means a flood, drought, fire, storm, earthquake or other catastrophe which, in the determination of the governor, is or threatens to be of sufficient severity to warrant state assistance to persons and municipal corporations to alleviate damage, suffering and hardship caused by the catastrophe.

* Sec. 2. This Act takes effect on the day after its passage and approval or on the day it becomes law without approval.