



LAWS OF ALASKA

1981

Source

FCCSSB 83

Chapter No.

78

AN ACT

Restricting the authority of the Department of Natural Resources to regulate certain activities in the Chena River State Recreation Area; and providing for an effective date.

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

THE ACT FOLLOWS ON PAGE 1, LINE 11

UNDERLINED MATERIAL INDICATES TEXT THAT IS BEING ADDED TO THE LAW AND BRACKETED MATERIAL IN CAPITAL LETTERS INDICATES DELETIONS FROM THE LAW; COMPLETELY NEW TEXT OR MATERIAL REPEALED AND RE-ENACTED IS IDENTIFIED IN THE INTRODUCTORY LINE OF EACH BILL SECTION.

Approved by the Governor: July 14, 1981
Actual Effective Date: July 15, 1981

AN ACT

Restricting the authority of the Department of Natural Resources to regulate certain activities in the Chena River State Recreation Area; and providing for an effective date.

* Section 1. AS 41.20.020(6) is amended to read:

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

* Sec. 2. AS 41.20.020 is amended by adding a new paragraph to read:

(12) adopt, in accordance with the Administrative Procedure Act (AS 44.62), regulations governing the use of the Chena River State Recreation Area and designating incompatible uses within the boundaries of the Chena River State Recreation Area except that regulations may not be adopted that prohibit

(A) work on valid mineral leases or mining claims;

(B) the legal taking of fur-bearing animals;

(C) the traditional use of roads and trails by any

means of transportation, including a vehicle propelled by machinery, if the use occurred regularly in the area of a state recreation area before the effective date of the Act establishing the state recreation area;

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(D) the cutting of dead and down or burnt timber.

* Sec. 3. AS 41.20.505 is amended to read:

Sec. 41.20.505. INCOMPATIBLE USES PROHIBITED. The commissioner of natural resources shall designate by regulation incompatible uses within the boundaries of the Chena River Recreation Area in accordance with the requirements of AS 41.20.020(12) and 41.20.497, and those incompatible uses designated shall be prohibited or restricted, as provided by regulation.

* Sec. 4. This Act takes effect immediately in accordance with AS 01.10.070(c).