



LAWS OF ALASKA

1981

Source

SB 156

Chapter No.

95

AN ACT

Relating to the withdrawal of land for a utility corridor for extension of the Alaska Railroad and the preparation of a report evaluating the effect of construction of an extension of the Alaska Railroad; and providing for an effective date.

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

THE ACT FOLLOWS ON PAGE 1, LINE 12

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TO THE LAW AND BRACKETED MATERIAL IN CAPITAL LETTERS INDICATES DELETIONS FROM THE LAW; COMPLETELY NEW TEXT OR MATERIAL REPEALED AND RE-ENACTED IS IDENTIFIED IN THE INTRODUCTORY LINE OF EACH BILL SECTION.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 26, 1981
Actual Effective Date: July 27, 1981

AN ACT

Relating to the withdrawal of land for a utility corridor for extension of the Alaska Railroad and the preparation of a report evaluating the effect of construction of an extension of the Alaska Railroad; and providing for an effective date.

* Section 1. AS 19.05.122(a) is amended to read:

(a) Not later than April 1, 1982, the [THE] interior division of the department shall delineate a proposed utility corridor for the extension of the Alaska Railroad to the Canadian border. The proposed utility corridor shall include a complete legal description of the [A DELINEATION OF A] proposed railroad right-of-way.

* Sec. 2. AS 19.05.122(b) is amended to read:

(b) Within 90 days after receiving a report transmitting the work of the interior division of the department under (a) of this section, the [THE] commissioner shall, in conformity with the Administrative Procedure Act (AS 44.62), if necessary, adopt a regulation approving, modifying, or rejecting the proposed utility corridor and railroad right-of-way.

* Sec. 3. AS 19.05.122(c)(1) is amended to read:

(1) the Department of Natural Resources shall promptly classify, or reclassify, and reserve any state land within the utility corridor for use as a utility corridor and railroad right-of-way; and

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* Sec. 4. AS 19.05.122(c)(2) is amended to read:

(2) the department shall

(A) exercise its authority under AS 19.05.040 to acquire rights-of-way across land within the utility corridor which is subject to the state's power of condemnation;

(B) work with federal officials to secure reclassification and withdrawal of federal land in the utility corridor for reservations and rights-of-way across the federal land for use as a utility corridor and railroad right-of-way; and

(C) prepare a report evaluating the impact of construction of an extension of the Alaska Railroad across federal lands within the railroad right-of-way; the statement shall satisfy the requirements for an "environmental impact statement" under 42 U.S.C. 4332.

* Sec. 5. This Act takes effect immediately in accordance with AS 01.10.070(c).