

June 5, 1972

RECESS

Senator Miller moved and asked unanimous consent that the Senate recess to a call of the Chair for purpose of party caucuses. Without objection, the Senate recessed.

AFTER RECESS

The Secretary certified as to the correctness of the journals for the one hundred forty-sixth and one hundred forty-seventh legislative days, June 3 and 4, 1972, in accordance with the rules. Senator Miller moved and asked unanimous consent that the journals be approved as submitted. Without objection, it was so ordered.

MESSAGES FROM THE GOVERNOR

"June 3, 1972

FCCS The Honorable Jay Hammond
HCS President of the Senate
SB Alaska State Legislature
168 Juneau, Alaska 99801

Dear Mr. President:

I have signed the following bill and am transmitting the enrolled and engrossed copies to the Lieutenant Governor's office for permanent filing:

FREE CONFERENCE COMMITTEE SUBSTITUTE FOR HOUSE
COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 168
(oil and gas properties production tax)
(CHAPTER 101, SLA 1972)

Sincerely,

s/William A. Egan
Governor"

"June 3, 1972

CSSB The Honorable Jay Hammond
2 President of the Senate
am Alaska State Legislature
Juneau, Alaska 99801

Dear Mr. President:

I have allowed the following bill to become law without my signature and am transmitting the enrolled and engrossed copy to the Lieutenant Governor's office for permanent filing:

COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 2 am
(CHAPTER 102, SLA 1972)

Sincerely,

s/William A. Egan
Governor"

June 5, 1972

MESSAGES FROM THE GOVERNOR cont'd

"June 3, 1972

CS
SB
2
am

The Honorable Jay Hammond
President of the Senate
Alaska State Legislature
Juneau, Alaska 99801

Dear Mr. President:

Committee Substitute for Senate Bill 2 am, is before me. The bill bears similarity to proposals vetoed by previous governors. But its provisions do avoid several difficult problems presented in earlier attempts to create a Bristol Bay reserve.

In contrast to earlier proposals, the boundaries of the reserve in this legislation do not include any presently leased tracts of State tidelands. Therefore, earlier constitutional problems that would likely have required substantial compensation payments to lessees within the reserve, have been eliminated.

The bill does not shut out tidelands oil and gas development within the reserve. Slant-drilling from onshore locations would not be affected, but a legislative resolution would be required in approving issuance of a direct surface entry permit for developing any proposed oil and gas leases within this reserve.

I would ordinarily be extremely reluctant to accept the sort of legislative usurpation of administrative function represented in the subject legislation.

However, the Bristol Bay red salmon runs are a massive and uniquely valuable renewable resource. The practical requirements of drift gill-net fishing which constitutes the most prevalent type of gear in the Bristol Bay area, could very well pose an almost impossible to overcome problem of incompatibility with major offshore structures, as offshore structures are presently constituted. The problem in the major Bristol Bay fishing area is quite different than it is in Cook Inlet. Many hundreds of small vessels drift with the wind and current, which in itself poses abnormal hazards for life and equipment. Fixed obstructions in areas where such a large number of small vessels and people are involved in pursuit of livelihood, could very well increase the percentage of fisherman fatality and injury. One simply must have had opportunity to witness the situation at the peak of the run in the Bristol Bay fishing area to fathom the hazards already involved under such conditions. Being personally familiar with the circumstances at the annual peak of the Bristol Bay red salmon fishing, I am hesitant to try and second guess the almost unanimous judgment of the membership in both houses of the Alaska Legislature. Therefore, I cannot find too unacceptable the notion of a limited fisheries reserve in Northern Bristol Bay.

June 5, 1972

MESSAGES FROM THE GOVERNOR cont'd

CS It might be pointed out that some of the experts in
 SB petroleum development do not feel that the State tide-
 2 lands involved in this bill rate too high as substantial
 am discovery prospects. The better prospects from a
 geological potential standpoint, apparently lie to the
 south of the limited reserve proposed in this bill.

I have concluded that no evidence has been made available
 to indicate that Committee Substitute for Senate Bill 2
 am, can possibly cause irrevocable harm to the best
 interests of Alaska's people.

In consideration of the above noted observations, I am
 permitting the legislation to become law without my
 signature.

Sincerely,

s/William A. Egan
 Governor"

MESSAGES FROM THE HOUSE

CS Message of June 3 was read stating the House has concurred
 HB in the Senate amendment to COMMITTEE SUBSTITUTE FOR HOUSE
 8 BILL NO. 8 (establishing a plant materials center), thus
 am adopting COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 8 am S,
 S and transmitting enrolled copy for signatures. This was
 signed by the President and Secretary and returned to the
 House.

CS Message of June 5 was read stating the House has passed
 SB COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 376 (Alaska Air
 376 Commerce Act) with the following amendments:

CS Page 1, line 16: (1) Add "from which he is" after
 SB the word "state" and add the phrase "to operate"
 376 after the word "authorized", and strike the comma
 am after "authorized" and place it after the words
 H "to operate".

Page 1, line 27: After the word "by" delete "the
 carrier" and add "two or more scheduled carriers".

Page 8, between lines 22 and 23, add:

* Sec. 11. AS 02.05.250 (6) is amended to read:

(6) "type of aircraft" means

(A) the classification of aircraft as being
 either fixed-wing aircraft or rotary-wing
 aircraft, and [.]

MESSAGES FROM THE HOUSE cont'd

(B) as to fixed-wing aircraft in excess of CS
 12,500 pounds gross certificated takeoff weight, SB
 a specific make and basic model of aircraft, in- 376
 cluding modifications thereto that do not change
 its handling characteristics. CS

Page 9, line 13: Delete subparagraph (B) through SB
 line 15. 376
 H

and transmitting COMMITTEE SUBSTITUTE FOR SENATE BILL NO.
 376 amended by the House for consideration.

Senator Young requested that a motion for concurrence with
 the House amendment be held one legislative day. There
 being no objection, consideration of the House message was
 held one legislative day.

STANDING COMMITTEE REPORTS

The Commerce Committee has had COMMITTEE SUBSTITUTE FOR CS
 SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 239 (Jud) am SSHB
 (architecture, engineering and land surveying) under con- 239
 sideration and the committee recommends it do pass with (Jud)
 the following amendments: am

Page 1, line 21: Change "three" to read "two".
 Delete "of whom is knowledgeable".

Page 1, line 22: Delete "in land surveying" and
 insert in its place "land surveyor".

Page 3, lines 6 and 7: Delete ", and the following
 services shall be performed," and insert in its
 place "by the Department of Commerce".

Page 3, lines 18 - 29: Delete all material and insert
 the following in its place:

"(10) other information which may be considered
 necessary by the board."

Page 5, lines 17 and 18: Delete "Upon failure or
 refusal of a person to comply with an order of
 the board, the" and insert in its place "The".

The report was signed by Senator Rettig, Chairman, and
 concurred in by Senators Young, Meland, Christiansen and
 Groh.

COMMITTEE SUBSTITUTE FOR SPONSOR SUBSTITUTE FOR HOUSE BILL
 NO. 239 (Jud) am, was referred to the Rules Committee for
 placement on the calendar.

1 IN THE SENATE

BY HAMMOND

2 SENATE BILL NO. 2

3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 SEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to limitations upon oil and gas
7 leases in certain areas."

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

9 * Section 1. AS 38.05.140 is amended by adding a new subsection to read:

10 (e) The submerged and shore lands lying north of 56°, 23 minutes
11 north latitude and east of 159°, 49 minutes west longitude within the
12 Bristol Bay drainage are designated as the Bristol Bay Fisheries
13 Reserve. Within the Bristol Bay Fisheries Reserve no oil, gas or
14 mineral leases or permits may be issued on state owned or controlled
15 lands.
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Original sponsor: Hammond

Offered: 2/2/71
Referred: Rules

1 IN THE SENATE

BY THE RESOURCES COMMITTEE

2 CS FOR SENATE BILL NO. 2

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - FIRST SESSION

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

9 * Section 1. AS 38.05.140 is amended by adding a new subsection to read:

10 (f) The submerged and shorelands lying north of 57°, 30 minutes
11 north latitude and east of 159°, 49 minutes west longitude within the
12 Bristol Bay drainage are designated as the Bristol Bay Fisheries
13 Reserve. Within the Bristol Bay Fisheries Reserve no surface entry
14 permit to develop an oil or gas lease may be issued on state owned or
15 controlled lands.

Original sponsor: Hammond

Offered: 2/2/71
Referred: Rules

1 IN THE SENATE

BY THE RESOURCES COMMITTEE

2 CS FOR SENATE BILL NO. 2

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13 Reserve. Within the Bristol Bay Fisheries Reserve no surface entry
14 permit to develop an oil or gas lease may be issued on state owned or
15 controlled lands until the legislature by appropriate resolution shall
16 specifically find that such entry shall not constitute danger to the
17 fishery.

Original sponsor: Hammond

Offered: 5/10/71
Referred: Rules

1 IN THE SENATE

BY THE FINANCE COMMITTEE

2 HOUSE CS FOR CS FOR SENATE BILL NO. 2

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - FIRST SESSION

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12 Bristol Bay drainage are designated as the Bristol Bay Fisheries
13 Reserve. Within the Bristol Bay Fisheries Reserve no surface entry
14 permit to develop an oil or gas lease may be issued on state owned or
15 controlled lands before March 1, 1974.

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BY HAMMOND

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Original sponsor: Hammond

Offered: 2/2/71
Referred: Rules

1 IN THE SENATE

BY THE RESOURCES COMMITTEE

2

CS FOR SENATE BILL NO. 2

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

SEVENTH LEGISLATURE - FIRST SESSION

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