

**NOTICE OF PROPOSED REGULATION CHANGES
IN THE REGULATIONS OF THE
DEPARTMENT OF NATURAL RESOURCES**

BRIEF DESCRIPTION

The Department of Natural Resources (DNR) proposes to amend its Special Use Land regulations, its Fee regulations and its Miscellaneous Land Use regulations to allow for the competitive award of a limited number of commercial land use authorizations when DNR determines that conditions require limiting the number of authorizations.

The Department of Natural Resources proposes to adopt regulation changes in Title 11 of the Alaska Administrative Code, dealing with Fees, the Glacier/Winner Creek Special Use Area, and applications for miscellaneous land use authorizations. Specifically, the Department of Natural Resources is proposing to amend 11 AAC 05.270(a) dealing with higher fees for applications, services and use of state land, 11 AAC 96.014(b)(16) dealing with commercial recreational land use authorizations within the Glacier/Winner Creek Special Use Area, and 11 AAC 96.030 dealing with applications, process, and qualifications for allocating commercial land use of state land.

You may comment on the proposed regulation changes, including the potential costs to private persons of complying with the proposed changes, by submitting written comments to the Division of Mining, Land and Water, 550 W. 7th Avenue, Suite 1070, Anchorage, AK 99501-3579 or by e-mail to dnr.permitting.regulation@alaska.gov or by fax to 907-269-8904. The comments must be received by the department no later than **5:00 p.m. on Friday, on June 14, 2019.**

You may submit written questions relevant to the proposed action to: Kris Hess, Division of Mining, Land and Water, 550 W 7th Ave., Suite 1070, Anchorage, Alaska 99501-3579, Fax: (907) 269-8904, E-Mail: dnr.permitting.regulation@alaska.gov. Questions must be received at least 10 days before the end of the public comment period (**June 4, 2019**). The Department of Natural Resources will aggregate its response to substantially similar questions and make the questions and responses available on the Alaska Online Public Notice System <https://aws.state.ak.us/OnlinePublicNotices/Login.aspx> and agency website at <http://www.dnr.state.ak.us/mlw/hottopics>.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Kris Hess at 269-8501 no later than June 4, 2019, to ensure that any necessary accommodations can be provided.

A copy of the proposed regulation changes is available on the Alaska Online Public Notice System at the following websites: <http://www.dnr.state.ak.us/mlw/hottopics> or by contacting contact the Director's Office, Division of Mining, Land and Water, Department of Natural Resources, Attention Kris Hess, 550 W. 7th Avenue, Suite 1070, Anchorage, Alaska 99501-3579; or call 907-269-8501.

After the public comment period ends, the Department of Natural Resources will either adopt these or other provisions dealing with the same subject, without further notice, or decide to take no action on them. The language of the final regulations may be different from that of the proposed regulations. YOU SHOULD COMMENT DURING THE TIME ALLOWED IF YOUR INTERESTS COULD BE AFFECTED.

Statutory Authority: AS 38.05.020, AS 38.05.035, AS 38.05.850.

Statutes Being Implemented, Interpreted, or Made Specific: AS 38.05.020, AS 38.05.035, AS 38.05.850.

Fiscal information: The proposed regulation changes are not expected to require an increased appropriation.

The proposed regulations provide for user fees for certain elective services or elective uses of state-owned land, but do not establish mandatory permitting or compliance requirements that impose costs on a private person, other state agencies, or municipalities.



Marty Parsons,

Director, Division of Mining, Land and Water, Department of Natural Resources

Date: May 11, 2019

ADDITIONAL REGULATIONS NOTICE INFORMATION
(AS 44.62.190(d))

1. Adopting agency: Department of Natural Resources
2. General subject of regulation: Generally Allowed Uses of State Land
3. Citation of regulation (may be grouped): 11 AAC 05.270, 11 AAC 96.014(b)(16), 11 AAC 96.030
4. Department of law file number (if any) _____
5. Reason for the proposed action:
 compliance with federal law or action (identify) _____
 compliance with new or changed state statute _____
 development of program standards _____
 other: (identify) Department Initiated

6. Appropriation/Allocation: NONE

7. Estimated annual cost to comply with the proposed action to:

A private person: \$0.00 The proposed regulations provide for user fees for certain elective services or elective uses of state-owned land, but do not establish mandatory permitting or compliance requirements that impose costs on a private person. Therefore, these regulations are not expected generate any annual cost to comply with the proposed action.

Another state agency: \$0.00 The proposed regulations provide for user fees for certain elective services or elective uses of state-owned land, but do not establish mandatory permitting or compliance requirements that impose costs on any state agencies. Therefore, these regulations are not expected generate any annual cost to comply with the proposed action.

A municipality: \$0.00 The proposed regulations provide for user fees for certain elective services or elective uses of state-owned land, but do not establish mandatory permitting or compliance requirements that impose costs on a municipality. Therefore, these regulations are not expected generate any annual cost to comply with the proposed action.

8. Cost of implementation to the state agency and available funding (in thousands of dollars):

	Initial Year	Subsequent
	FY <u>20</u>	Years
Operating Cost	\$ <u>0.0</u>	\$0.0
Capital Cost	\$ <u>0.0</u>	\$0.0
Federal receipts	\$ <u>0.0</u>	\$0.0
General fund match	\$ <u>0.0</u>	\$0.0

General fund \$__0.0.___ \$0.0
General fund/
program receipts \$__0.0__ \$0.0
General fund/
mental health \$__0.0__ \$0.0
Other funds (specify) \$__0.0__ \$0.0

9. The name of the contact person for the regulations:

Name Joseph Joyner
Title Natural Resource Manager
Address DNR, DMLW, 550 W. 7th Avenue, Suite 1070
Anchorage, AK 99501-3579
Telephone 907-269-8511
E-mail address: joe.joyner@alaska.gov

10. The origin of the proposed action:

Staff of state agency
 Federal government
 General public
 Petition for regulation change
 Other (identify): _____

11. Date: May 11, 2019

Prepared by:



Name (typed) Joseph Joyner
Title (typed) Natural Resource Manager
Telephone 269-8511