

Calendar No. 185

105TH CONGRESS
1ST Session

S. 1158

[Report No. 105-93]

A BILL

To amend the Alaska Native Claims Settlement Act, regarding the Huna Totem Corporation public interest land exchange, and for other purposes.

SEPTEMBER 30, 1997

Reported with an amendment

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To amend the Alaska Native Claims Settlement Act, regarding the Huna Totem Corporation public interest land exchange, and for other purposes.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 10, 1997

Mr. MURKOWSKI introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

SEPTEMBER 30, 1997

Reported by Mr. MURKOWSKI, with an amendment

[Strike out all after the enacting clause and insert the part printed in italic]

A BILL

To amend the Alaska Native Claims Settlement Act, regarding the Huna Totem Corporation public interest land exchange, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Huna Totem Corpora-
5 tion Land Exchange Act”.

1 **SEC. 2. AMENDMENT OF SETTLEMENT ACT.**

2 The Alaska Native Claims Settlement Act (Public
3 Law 92–203, December 18, 1971, 85 Stat. 688, 43 U.S.C.
4 1601, et seq.), as amended, is further amended by adding
5 a new section to read:

6 **“SEC. . HUNA TOTEM CORPORATION LAND EXCHANGE.**

7 “(a) GENERAL.—To acknowledge Huna Totem Cor-
8 poration’s required selection of 14(b) lands within the core
9 township of the City of Hoonah, Alaska, which consist of
10 watershed and other lands not suitable for development,
11 to acknowledge the corporation’s return to public owner-
12 ship of approximately 1,999 acres of land needed as a mu-
13 nicipal watershed area and a municipal greenbelt buffer
14 from timber harvesting activities, and to promote the pub-
15 lic interest, the Secretary of Agriculture referred to as
16 (“Secretary”) in this section in accordance with the provi-
17 sions of section 22(f) shall, subject to valid existing rights
18 and easements, convey to the corporation the surface es-
19 tate to the Federal lands described in subsection (b)(2)
20 of this section and convey to Sealaska Corporation title
21 to the subsurface estate in such lands.

22 “(b) DESCRIPTION AND DEADLINES.—The land to be
23 exchanged is located in the Copper River Meridian and
24 is further described as follows:

25 (1) the land to be conveyed by Huna Totem
26 Corporation to the United States, no later than

1 poration sell, trade, exchange, substitute, or otherwise
 2 convey such timber to any person for the purpose of ex-
 3 porting that timber from the State of Alaska.

4 “(e) **RELATION TO OTHER REQUIREMENTS.**—The
 5 land conveyed to Huna Totem Corporation and Sealaska
 6 Corporation under this section is, for all purposes, consid-
 7 ered land conveyed under the Alaska Native Claims Settle-
 8 ment Act.

9 “(f) **MAPS.**—The maps referred to in this section
 10 shall be maintained on file in the Office of the Chief, Unit-
 11 ed States Forest Service, and in the office of the Secretary
 12 of the Interior, Washington, DC. The acreage cited in this
 13 section is approximate, and if a discrepancy arises between
 14 cited acreage and the land depicted on the specified maps,
 15 the maps shall control. The maps do not constitute an at-
 16 tempt by the United States to convey State or private
 17 land.”

18 **SECTION 1. SHORT TITLE.**

19 *This Act may be cited as the “Huna Totem Corpora-*
 20 *tion Land Exchange Act”.*

21 **SEC. 2. AMENDMENT OF SETTLEMENT ACT.**

22 *The Alaska Native Claims Settlement Act (Public Law*
 23 *92–203, December 18, 1971, 85 Stat. 688, 43 U.S.C. 1601,*
 24 *et seq.), as amended, is further amended by adding a new*
 25 *section to read:*

1 **“SEC. ____ . HUNA TOTEM CORPORATION LAND EXCHANGE.**

2 “(a) *GENERAL.—The Secretary of Agriculture referred*
 3 *to as (“Secretary”) in this section in accordance with the*
 4 *equal value provisions of section 22(f) shall, subject to valid*
 5 *existing rights and easements, convey to the Huna Totem*
 6 *Corporation the surface estate to the Federal lands described*
 7 *in subsection (b)(2) of this section and convey to Sealaska*
 8 *Corporation title to the subsurface estate in such lands.*

9 “(b) *DESCRIPTION AND DEADLINES.—The land to be*
 10 *exchanged is located in the Copper River Meridian and is*
 11 *further described as follows:*

12 “(1) *The surface and subsurface estates to the*
 13 *land to be conveyed by Huna Totem Corporation and*
 14 *Sealaska to the United States, no later than ninety*
 15 *(90) days after the effective date of this section, is de-*
 16 *scribed on the map dated September 1, 1997, and la-*
 17 *beled attachment A, and is described as follows:*

MUNICIPAL WATERSHED AND GREENBELT BUFFER

T43S, R61E, C.R.M.

Portion of Section	Approximate Acres
16	2
21	610
22	227
23	35
26	447
27	400
33	202
34	76
<i>Approximate total</i>	<i>1,999</i>

18 “(2) *The surface and subsurface estates to the*
 19 *land to be conveyed to Huna Totem Corporation and*

1 *Sealaska by the Secretary of Agriculture shall be*
2 *lands readily accessible to Hoonah and, where pos-*
3 *sible, located on the road system to Hoonah, and shall*
4 *be conveyed within one hundred eighty (180) days*
5 *after the conveyance of lands in subsection (b)(1); and*
6 *are to be selected from the lands depicted on the map*
7 *dated September 1, 1997, and labeled Attachment B.*

8 “(c) *TIMBER MANUFACTURING; EXPORT RESTRIC-*
9 *TION.—Notwithstanding any other provision of law, timber*
10 *harvested from land conveyed to Huna Totem Corporation*
11 *under this section is not available for export as unprocessed*
12 *logs from Alaska, nor may Huna Totem Corporation sell,*
13 *trade, exchange, substitute, or otherwise convey such timber*
14 *to any person for the purpose of exporting that timber from*
15 *the State of Alaska.*

16 “(d) *RELATION TO OTHER REQUIREMENTS.—The land*
17 *conveyed to Huna Totem Corporation and Sealaska Cor-*
18 *poration under this section is, for all purposes, considered*
19 *land conveyed under the Alaska Native Claims Settlement*
20 *Act.*

21 “(e) *MAPS.—The maps referred to in this section shall*
22 *be maintained on file in the Office of the Chief, United*
23 *States Forest Service, and in the office of the Secretary of*
24 *the Interior, Washington, DC. The acreage cited in this sec-*
25 *tion is approximate, and if a discrepancy arises between*

1 *cited acreage and the land depicted on the specified maps,*
2 *the maps shall control. The maps do not constitute an at-*
3 *tempt by the United States to convey State or private*
4 *land.”*