

Calendar No. 68

106TH CONGRESS
1ST SESSION

S. 426

[Report No. 106-30]

To amend the Alaska Native Claims Settlement Act, to provide for a land exchange between the Secretary of Agriculture and the Huna Totem Corporation, and for other purposes.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 12, 1999

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

MARCH 22, 1999

Reported by Mr. MURKOWSKI, with amendments

[Omit the part struck through and insert the part printed in *italie*]

A BILL

To amend the Alaska Native Claims Settlement Act, to provide for a land exchange between the Secretary of Agriculture and the Huna Totem Corporation, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Huna Totem Corpora-
3 tion ~~Public Interest~~ Land Exchange Act”.

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

5 The Alaska Native Claims Settlement Act (Public
6 Law 92–203, December 18, 1971, 85 Stat. 688, 43 U.S.C.
7 1601, et seq.), as amended, is further amended by adding
8 a new section to read:

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

10 “(a) GENERAL.—In exchange for lands and interests
11 therein described in subsection (b), the Secretary of Agri-
12 culture shall, subject to valid existing rights, convey to the
13 Huna Totem Corporation the surface estate and to
14 Sealaska Corporation the subsurface estate of the Federal
15 lands identified by Huna Totem Corporation pursuant to
16 subsection (c): ~~Lands exchanged pursuant to this section~~
17 ~~shall be on the basis of equal value.~~ *The values of the lands*
18 *and interests therein exchanged pursuant to this section*
19 *shall be equal.*

20 “(b) The surface estate to be conveyed by Huna
21 Totem Corporation and the subsurface estate to be con-
22 veyed by Sealaska Corporation to the Secretary of Agri-
23 culture are the municipal watershed lands as shown on
24 the map dated September 1, 1997, and labeled attachment
25 A, and are further described as follows:

1 “MUNICIPAL WATERSHED AND GREENBELT
 2 BUFFER
 3 “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
Approximate total	1,999.

4 “(c) Within ninety (90) days of the receipt by the
 5 United States of the conveyances of the surface estate and
 6 subsurface estate described in subsection (b), Huna Totem
 7 Corporation shall be entitled to identify lands readily ac-
 8 cessible to the Village of Hoonah and, where possible, lo-
 9 cated on the road system to the Village of Hoonah, as
 10 depicted on the map dated September 1, 1997, and labeled
 11 Attachment B. Huna Totem Corporation shall notify the
 12 Secretary of Agriculture in writing which lands Huna
 13 Totem Corporation has identified.

14 “(d) TIMING OF CONVEYANCE AND VALUATION.—
 15 The conveyance mandated by subsection (a) by the Sec-
 16 retary of Agriculture shall occur within ninety (90) days
 17 after the list of identified lands is submitted by Huna
 18 Totem Corporation pursuant to subsection (c).

19 “(e) TIMBER MANUFACTURING; EXPORT RESTRIC-
 20 TION.—Notwithstanding any other provision of law, tim-

1 ber harvested from land conveyed to Huna Totem Cor-
2 poration under this section shall not be exported as un-
3 processed logs from Alaska, nor may Huna Totem Cor-
4 poration sell, trade, exchange, substitute, or otherwise
5 convey that timber to any person for the purpose of ex-
6 porting that timber from the State of Alaska.

7 “(f) RELATION TO OTHER REQUIREMENTS.—The
8 land conveyed to Huna Totem Corporation and Sealaska
9 Corporation under this section shall be considered, for all
10 purposes, land conveyed under the Alaska Native Claims
11 Settlement Act.

12 “(g) MAPS.—The maps referred to in this section
13 shall be maintained on file in the Office of the Chief,
14 United States Forest Service, and in the Office of the Sec-
15 retary of the Interior, Washington, D.C. The acreage cited
16 in this section is approximate, and if there is any discrep-
17 ancy between cited acreage and the land depicted on the
18 specified maps, the maps shall control. The maps do not
19 constitute an attempt by the United States to convey State
20 or private land.”.

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