

# LAWS, ORDINANCES, AND REGULATIONS

## Federal Laws, Rules, Regulations and Executive Orders

Search Engine: National Archives and  
Records Administration (NARA)  
<http://www.archives.gov/welcome/index.html>

5. PL-89-665 National Historic Preservation Act of 1996 (NHPA), Amended 1992

### **Water Quality**

1. DR 9500-7, USDA Nonpoint Source Water Quality Policy, 12/5/86
2. 30 Stat. 1121 Rivers and Harbors Act of 1899
3. DR 9500-8, USDA Policy for Ground Water Quality, 11/9/87
4. Federal Water Pollution Control Act (Clean Water Act) of 1972
5. PL-101-508 Coastal Zone Management Act
6. 11990 Executive Order on Protection of Wetlands
7. 33 USC. 1251 et seq. Federal Water Pollution Control Act, 1948
8. PL-100-4 Water Quality Act of 1987
  - a. 303 (c ) Water Quality Standards
  - b. 305 (b) Water Quality Assessment
  - c. 314 Clean Lakes Program
  - d. 319 Nonpoint Source Program
  - e. 320 National Estuary Program
  - f. 401 Permits Licenses
  - g. 402 Confined Animal Feeding Operations
  - h. 404 Permits for Dredged or Fill Material

### **Cultural Resources**

1. PL-59-209 Antiquities Act of 1906
2. PL-96-95 Archaeological Resources Protection Act of 1979
3. PL-74-292 Historic Site Act of 1935
4. PL-93-291 Historical and Archaeological Data Preservation Act of 1974

### **Freedom of Information**

1. PL-93-502 Privacy Act of 1974
2. PL-89-487 Freedom of Information Act of 1966
  - a. PL-99-570 Freedom of Information Reform Act of 1986
  - b. PL-104-231 Electronic Freedom of Information Act Amendments of 1996
  - c. Section 2002 Farm Security and Rural Investment Act of 2002

### **Fish and Wildlife Legislation**

1. PL-093-205 Endangered Species Act of 1973
2. PL-85-624 Fish and Wildlife Coordination Act of 1958
3. PL-95-265 Magnuson-Stevens Fishery Conservation and Management Act
4. (16 USC 703-712; Chapter 128; July 13, 1918; 40 Stat. 755) Migratory Bird Treaty Act of 1918 as amended by:
  - a. Chapter 634; June 20, 1936; 49 Stat. 1556
  - b. PL 86-732; September 8, 1960; 74 Stat. 866
  - c. PL 90-578; October 17, 1968; 82 Stat. 1118
  - d. PL 91-135; December 5, 1969; 83 Stat. 282
  - e. PL 93-300; June 1, 1974; 88 Stat. 190
  - f. PL 95-616; November 8, 1978; 92 Stat. 3111
  - g. PL 99-645; November 10, 1986; 100 Stat. 3590

### **Agricultural Legislation**

1. PL-97-98 Farmland Protection Policy Act of 1991 (FPPA)
2. PL-104-127 Federal Agriculture Improvement and Reform Act of 1996
3. PL- 107-171 Farm Security and Reinvestment Act of 2002
4. PL-101-624 Food, Agriculture, Conservation, and Trade Act of 1990 (FACTA)
5. PL-99-198 Food Security Act of 1985 (FSA)

### **Other Conservation and Environmental Related Laws, Regulations and Orders**

1. PL-95-192 Soil and Water Resources Conservation Act of 1977
2. PL-90-542 Wild and Scenic Rivers Act of 1968
3. 11988 Executive Order on Floodplain Management, May 1977
4. 11747 Executive Order on Principles and Guidelines
5. PL-91-190 National Environmental Policy Act of 1969
6. PL-83-566 Watershed Protection and Flood Prevent Act
7. Soil and Water Resources Conservation Act, 1977
8. 13112 Executive Order on Invasive Species, February 1999

### **Equal Opportunity and Civil Rights**

1. 42 USC 2000d Title VI Civil Rights Act of 1964
2. 29 USC 794 amended, Rehabilitation Act of 1973 (program discrimination against qualified persons) , 7 CFR 15e
3. American with Disabilities Act of 1990
4. 12898 Executive Order on Environmental Justice (prevents discrimination based on low income)
5. DR 5600-02 Environmental Justice 12-15-1997
6. 13160 Executive Order on Nondiscrimination on the Basis of Race, Sex, Color, National Origin, Disability, Religion, Age, Sexual Orientation and Status as a parent in Federally Conducted Education and Training Programs.
7. DR 4330-3, Nondiscrimination in USDA Conducted Programs
8. 13125 Executive Order, Increasing Participation of Asian American and Pacific Islanders in Federal Programs
9. 13166 Executive Order, Improving Access to Services for Persons with Limited English Proficiency

## State Laws, Ordinances and Regulations

Search Engine: Alaska State Statutes

<http://old-www.legis.state.ak.us/cgi-bin/folioisa.dll/stattx01?>

1. Alaska Forest Resources and Practices Act, February 2000(AS 41.17)
2. Alaska Forest Resources and Practices Regulations, January 2000 (11 AAC 95)
3. Alaska Coastal Management Program (AS 46.40)
4. Alaska Department of Environmental Conservation, Pesticide Control Regulations, 2002 (18 AAC 90)
5. Alaska, Natural Resources, Plant Health Quarantine, Seed Regulations, 1987 (11 AAC 34)
6. Alaska Department of Environmental Conservation, Water Quality Standards, 1995 (18 AAC 70)  
<http://www.state.ak.us/local/akpages/ENV.CONSERV/title18/70wqs.pdf>
7. Alaska Department of Environmental Conservation, Alaska's Nonpoint Source Pollution Strategy, DEC, Division of Air & Water Quality, Sept 2000  
<http://www.state.ak.us/local/akpages/ENV.CONSERV/dawq/images/awqbanner.gif>
8. Alaska Department of Environmental Conservation, Guidelines for Water Quality Management on Dairy Farms in Alaska, , August 1987
9. AS 3804.005 Balance management and use of State land for public and private uses
10. AS 38.05.010 Public interest in making land available for private use. (does not include grazing)
11. AS 38.04.030 Land availability programs – programs available to make state's land surface available –includes leasing without any further definition.
12. AS 38.04.045 Survey and Subdivision - Before issuance of a long term lease under AS 38.05.070...., an official cadastral survey shall be completed unless a comparable approved survey exists. For those area where the state may wish to convey surface estate outside an official rectangular grid, the commissioner may waive monumentation of individual section positions and substitute and official control survey (short term leases are exempt)
13. AS. 38.04.050 Accesses to private use areas. Wherever state land is surveyed for purposed of private use, legal rights of way and easements shall be reserved
14. AS 38.05.055 Access through private use areas. The commissioner shall reserve, on lands made available for private use, access to water bodies, public and private land and traditional/historic recreation, transportation and outdoor activities
15. AS 38.04.065 Land use Planning and classification
16. As 38.05.020 Powers and duties of the commissioner... Enter in to agreements, establish regulations, classify land, approve fees for the use of state land
17. AS 38.05.035 Powers and duties of the Director.... Written finding
18. As 38.05.045 General All land owned in fee by the state may become entitle for sale, except... grazing land (AG's opinion)
19. Alaska's Nonpoint Source Pollution Strategy, DEC, Division of Air & Water Quality, Sept 2000  
<http://www.state.ak.us/local/akpages/ENV.CONSERV/dawq/images/awqbanner.gif>
20. 18AAC 70 Water Quality Standards, 5/27/99  
<http://www.state.ak.us/local/akpages/ENV.CONSERV/title18/70wqs.pdf>
21. Guidelines for Water Quality Management on Dairy Farms in Alaska, ADEC, August 1987
22. ASS 16.05.840 (Fishway Act) requires that an individual or governmental agency notify and obtain authorization from the Alaska Department of Fish and Game (ADF&G) for activities within or across a stream used by fish.
23. AS 16.05.870 (Anadromous Fish Act) requires that an individual or governmental agency provide prior notification and obtain approval from the ADF&G "to construct a hydraulic project or use, divert, obstruct, pollute, or change the natural flow or bed" of a specified anadromous waterbody or

Federal, State/Local Laws, Ordinances and Regulations

"to use wheeled, tracked, or excavating equipment or log-dragging equipment in the bed" of a specified anadromous waterbody.

<http://www.state.ak.us/adfg/habitat/geninfo/permitforms/permitforms.htm>

24. AS 42.30, Section 1, Article 6 Before beginning an excavation, an excavator shall give notice of the proposed excavation to each underground facility operator who has an underground facility in location of its underground facility. If your conservation plan involves excavation ANYWHERE there may be utilities, the landowner needs to call (800) 478-3121  
<http://www.akonecall.com/>
25. AS 48 Section 1 Creates the Board of Architects, Engineers, and Land Surveyors under the Division of Occupational Licensing. This board regulates the practice of engineering in Alaska.  
<http://www.dced.state.ak.us/occ/pael.htm>
26. AS 46.17 and 11 AAC 93, Article 3, Dam Safety, May 1987. This law applies to any dam which meets one or more of the following criteria: Impounds 50 acre-feet or more and is 10 feet high; Is 20 feet high; or Would threaten lives and property if it failed.  
<http://www.dnr.state.ak.us/mlw/water/dams/dams.htm>
27. AS 46.15 Alaska Water Use Act, governs water rights. A water right allows a specific amount of water from a specific water source to be diverted, impounded, or withdrawn for a specific use.  
<http://www.dnr.state.ak.us/mlw/water/mgmt/wrfact.htm>

## Local Laws, Ordinances and Regulations