

functions do not increase the expense of commission operations which would otherwise be entailed under the appropriations made by the legislature.

"(b) The functions of the commission may include, but are not limited to—

"(1) determination, if authorized by federal law, of the aboriginal use and occupancy of Alaska lands by native groups, the geographical extent thereof, and the boundaries of occupancy attaching to villages and regions;

"(2) determination of the number and location of the groups to be recognized officially by the commission;

"(3) preparation of an official roster of groups of natives eligible to receive the benefits granted by this chapter and by the laws of Alaska;

"(4) investigation of all matters which are the proper subjects of its action, with the power to call upon any of the departments of the state government for information it considers necessary to perform its duties and functions;

"(5) the exercise of any power necessary to carry out the purposes of this chapter; and

"(6) the exercise of any other powers which may be provided by state or federal law.

"(c) The commission shall give reasonable notice to the interested parties before it and an opportunity to be heard before making a final determination on any disputed matter.

"SEC. 38.30.110. TESTIMONY OF WITNESSES. A member or employee of the commission, designated in writing by the chairman for that purpose, may administer oaths and examine witnesses. The chairman of the commission, or in his absence, the vice chairman, may in the same manner as a party to litigation, but without costs, apply to the superior court for issuance of subpoenas requiring (1) the attendance and testimony of witnesses and the production of all necessary books, papers, documents, correspondence, and any other evidence from any place in the state at any designated place of hearing within Alaska, or (2) the taking of depositions before a designated individual who is authorized to administer oaths under the laws of Alaska or any other state. In taking testimony, opportunity is to be given for attendance and examination of the witness by any party who might be adversely affected by the commission's actions.

"SEC. 38.30.102. FINAL DETERMINATIONS. The final determinations of the commission in any matter which is disputed before it and in any matter which will be irrevocably binding upon the persons affected, shall be in writing, filed with the commission, and shall set forth the operative facts upon which its determination is based, the reasons in support of its determination, and a definite statement of the determination that is made by the commission.

SEC. 38.30.130. JUDICIAL REVIEW. (a) The actions and final determinations of the commission may be reviewed at the instance of a person adversely affected by commission actions or determinations, by a petition for review filed in the superior court. In considering a petition for review the court shall be limited to considering and deciding only the following questions:

"(1) whether any specific provision of this chapter, the Constitution of the United States, or the Constitution of the State of Alaska has been violated;

"(2) whether the commission acted capriciously or arbitrarily;

"(3) whether there is information, published or written material, evidence, or other data within the record to sustain the findings, recommendations, decisions, or actions of the commission as being reasonable;

"(4) whether the commission acted within the powers granted it under this chapter.

"(b) The court may remand the matter reviewed for further proceedings as are required under this chapter and may grant other appropriate judicial relief.

"ARTICLE 2. ROYALTY

"SEC. 38.30.140. RIGHT TO PROCEEDS. (a) If they present land freeze imposed by the United States Department of the Interior is unconditionally removed and terminated on or before October 10, 1968, the natives of Alaska are hereby granted the right to a royalty and share equal to five percent of the proceeds made subject to this chapter under sec. 160 hereof, until the amount received from the state in accordance with sec. 180 of this chapter totals \$50,000,000.

"(b) In the event the land freeze is removed in accordance with (a) of this section but is subsequently reimposed, the Alaska natives' right to proceeds under (a) of this section shall terminate.