

CHAPTER 25

AN ACT

Relating to the Alaska Business Corporations Act; amending Secs. 11, 106, and 108, Ch. 126, SLA 1957.

(H.B. 250)

Be it enacted by the Legislature of the State of Alaska:

Section 1. Sec. 11, Ch. 126, SLA 1957 is amended to read as follows:

Sec. 11. Registered Office and Registered Agent. (a) Each corporation shall have and continuously maintain in Alaska:

(1) A registered office which may be, but need not be, the same as its place of business.

(2) A registered agent, which agent may be either an individual resident in Alaska whose business office is identical with such registered office, or a domestic corporation, or a foreign corporation authorized to transact business in Alaska, having a business office identical with such registered office.

(b) The commissioner of revenue shall provide each clerk of the superior court with a current list of the names of all corporations, the address of their registered office and the name and address of their registered agent and with periodic supplements to the list indicating any additions, deletions and changes, to be issued at not more than six month intervals. Such lists shall be made available to the public by the commissioner of revenue for a fee prescribed by said commissioner.

Sec. 2. Sec. 106, Ch. 126, SLA 1957 is amended to read as follows:

Sec. 106. Registered Office and Registered Agent of Foreign Corporation. (a) Each foreign corporation authorized to transact business in Alaska shall have and continuously maintain in Alaska:

(1) A registered office which may be, but need not be, the same as its place of business in Alaska.

(2) A registered agent, which agent may be either an individual resident in Alaska whose business office is

identical with such registered office, or a domestic corporation, or a foreign corporation authorized to transact business in Alaska, having a business office identical with such registered office.

(b) The commissioner of revenue shall provide each clerk of the superior court with a current list of the names of all foreign corporations, the address of their registered office and the name and address of their registered agent and with periodic supplements to the list indicating any additions, deletions and changes, to be issued at not more than six month intervals. Such lists shall be made available to the public by the commissioner of revenue for a fee prescribed by the said commissioner.

Sec. 3. Sec. 108, Ch. 126, SLA 1957 is amended to read as follows:

Sec. 108. Service of Process on Foreign Corporation. The registered agent so appointed by a foreign corporation authorized to transact business in Alaska shall be an agent of such corporation upon whom any process, notice or demand required or permitted by law to be served upon the corporation may be served.

Whenever a foreign corporation authorized to transact business in Alaska, or not authorized to transact business in Alaska but doing so, shall fail to appoint or maintain a registered agent in Alaska, or whenever any such registered agent cannot with reasonable diligence be found at the registered office, or whenever the certificate of authority of a foreign corporation shall be suspended or revoked, then the Commissioner of Revenue shall be an agent of such corporation upon whom any such process, notice, or demand may be served. Service on the Commissioner of Revenue of any such process, notice, or demand shall be made by delivering to and leaving with him, or with his designee in the corporation department

of his office, duplicate copies of such process, notice or demand. In the event any such process, notice or demand is served on the Commissioner of Revenue, he shall immediately cause one of such copies thereof to be forwarded by registered or certified mail, addressed to the corporation at its principal office in the state or country under the laws of which it is incorporated. Any service so had on the Commissioner of Revenue shall be returnable in not less than thirty days.

The Commissioner of Revenue shall keep a record of all processes, notices or demands served upon him under this section, and shall record therein the time of such service and his action with reference thereto.

Nothing herein contained shall limit or affect the right to serve any process, notice or demand, required or permitted by law to be served upon a corporation in any other manner, now or hereafter permitted by law.

Approved March 5, 1960

CHAPTER 26

AN ACT

Relating to annual assessment work; amending Sec. 47-3-51 and Sec. 47-3-53, ACLA 1949; and providing for an effective date.

(C.S.S.B. 150)

Be it enacted by the Legislature of the State of Alaska:

Section 1. Sec. 47-3-51, ACLA 1949 is amended to read as follows:

Sec. 47-3-51. Requirement of Performance: Forfeiture for Noncompliance: Suspension of Requirement. During each year beginning at noon on the first (1st) day of September, and until patent has been issued therefor, annual labor shall be performed or improvements made on, or for the benefit or development of each mining claim in the State of Alaska to the extent required by the laws of the United States applicable to Alaska. Upon failure of the owner of any mining claim to perform the annual labor or make the improvements required by the laws of the United States such claim shall become forfeited and open to location by others as if no location of the same had ever been made; provided, that whenever the general laws of the United States requiring annual labor upon mining claims in Alaska are suspended, the laws of Alaska requiring annual labor upon mining claims shall likewise be suspended upon the same terms and conditions.

Sec. 2. Sec. 47-3-53, ACLA 1949 is amended to read as follows:

Sec. 47-3-53. Affidavit: Time for Filing: Contents. Within ninety (90) days after the first (1st) day of September of each year the owner of such mining claim, or some other person having knowledge of the facts, shall make and file for record with the Recorder for the District in which the claim is located, an affidavit showing the performance of such labor or the making of improvements. The affidavit shall contain:

(a) The name or number of the mining claim and where situated;

(b) The number of day's work done and the character and value of the improvements made;

(c) The date of the performance of such labor and of the making of improvements;

(d) At whose instance the work was done of the improvements made;

(e) The actual amount paid for such work and improvements, and by whom paid, when the work was not done by the owner or his lessee.

Sec. 3. This Act takes effect on the day after its passage and approval or on the day it becomes law without such approval.

Approved March 7, 1960