

Introduced: 3/17/69
Referred: Resources and
Finance

1 IN THE HOUSE

BY KERTTULA BY REQUEST

2 HOUSE BILL NO. 303

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to limitations on acreage in coal
7 leases and prospecting permits; and providing for an
8 effective date."

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 * Section 1. AS 38.05.140(a) is amended to read:

11 (a) [EXCEPT AS PROVIDED IN THIS SECTION, NO] No person may take
12 or hold coal leases or permits during the life of coal leases on state
13 lands exceeding an aggregate of 46,080 [10,240] acres, except that a
14 person may apply for coal leases or permits for acreage in addition to
15 46,080 [10,240] acres, not exceeding a total of 5,120 additional acres
16 of state land. The additional area applied for shall be in multiples of
17 40 acres and the application shall contain a statement that the granting
18 of a lease for additional lands is necessary for the person to carry on
19 business economically and is in the public interest. On the filing of
20 the application, the coal deposits in the lands covered by the applica-
21 tion shall be temporarily set aside and withdrawn from all other forms
22 of disposal provided under secs. 135 - 180 of this chapter.

23 * Sec. 2. AS 38.05.150(a) is amended to read:

24 (a) The commissioner may, and upon the petition of a qualified
25 applicant, shall divide coal lands or the deposits of coal owned by the
26 state into leasing tracts of 40 acres each, or multiples of 40 acres,
27 and in the form which will permit the economical mining of the coal in
28 the tract. [HOWEVER, A LEASING TRACT MAY NOT EXCEED 2,560 ACRES.]

29 * Sec. 3. AS 38.05.150(c) is amended to read:

1 (c) Where prospecting or exploration work is necessary to determine
2 the existence or workability of coal deposits in an unclaimed and un-
3 developed area, the commissioner may issue to qualified applicants
4 prospecting permits for a term of two years, not exceeding 5,120 [2,560]
5 acres. If within the period of two years the permittee shows to the
6 commissioner that the land contains coal in commercial quantities and
7 submits a satisfactory mining plan for the coal's recovery, the
8 permittee shall be entitled to a lease for all or part of the land in
9 his permit. A coal prospecting permit may be extended by the commis-
10 sioner for a period of two years, if he finds that the permittee has
11 been unable, with the exercise of reasonable diligence, to determine
12 the existence or workability of coal deposits in the area covered by the
13 permit and desires to prosecute further prospecting or exploration, or
14 for other reasons in the opinion of the commissioner warranting
15 extension.

16 * Sec. 4. This Act takes effect on the day after its passage and approval
17 or on the day it becomes law without approval.
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