

Original sponsor: Rules Committee
by request of the
Legislative Council

Offered: 4/1/70
Referred: Rules

1 IN THE SENATE BY THE RESOURCES COMMITTEE

2 HOUSE CS FOR SENATE BILL NO. 450

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to mining claim assessment work."

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

8 * Section 1. AS 38.05.210 is amended to read:

9 Sec. 38.05.210. ANNUAL LABOR. Labor shall be performed or
10 improvements made annually on or for the benefit or development of each
11 mining claim on state land except that where adjacent claims are held
12 in common, the expenditure may be made on any one claim. The commis-
13 sioner shall [, UNIFORMLY FOR ALL CLAIMS, ESTABLISH THE MINIMUM VALUE
14 OF LABOR AND IMPROVEMENTS AND] establish the date of the commencement
15 of the year during which the labor or improvements [THEY] are to be
16 performed. Labor shall be performed at the annual rate of \$200 per
17 claim. Where more work is performed than is required by this section
18 to be performed in any one year, the excess work up to a value of \$800
19 may be applied against labor required to be done during the subsequent
20 year or years. Sections 240 and 280 of this chapter apply to this
21 section. During the year in which the performance of annual labor is
22 required or within 90 days after the close of that year, the owner of
23 the mining claim or some other person having knowledge of the facts
24 shall file for record with the recorder of the district in which the
25 claim is located a signed statement setting out the information, as may
26 be required by the commissioner, concerning the annual labor of the
27 preceding year and any labor in excess of that required for the pre-
28 ceding year [AS MAY BE REQUIRED BY THE COMMISSIONER]. The statement,
29 properly filed, is prima facie evidence of the performance of the

1 [ANNUAL] labor. The failure of any one of several owners to contribute
2 his portion of the expenditures required for annual labor shall be
3 treated in accordance with secs. 215 - 235 of this chapter.

4 * Sec. 2. AS 38.05.240 is amended to read:

5 Sec. 38.05.240. LABOR DEFINED FOR SECS. 210 - 235 OF THIS
6 CHAPTER. The term "labor" where used in secs. 210 - 235 of this chap-
7 ter includes, without being limited to, geological, geochemical, [AND]
8 geophysical, and airborne surveys conducted by qualified experts and
9 verified by a detailed report filed in the recording district office
10 in which the claim is located which sets out fully (1) the location of
11 the work performed in relation to the point of discovery and boundaries
12 of the claim, (2) the nature, extent, and cost thereof, and (3) [THE
13 BASIC FINDINGS THEREFROM, AND (4)] the name, address, and professional
14 background of the person or persons conducting the work. Basic survey
15 finds shall be filed in the Central Recording Office of the Department
16 of Natural Resources, but kept confidential and released only if the
17 claim or prospecting site lapses. The commissioner, by regulation,
18 shall define the nature of acceptable survey work and the qualifications
19 of a person competent to perform this work. The airborne surveys,
20 however, may not be applied as labor for more than two consecutive years
21 or for more than a total of five years on any one mining claim, and
22 each of those surveys shall be nonrepetitive of any previous survey on
23 the same claim.

24 * Sec. 3. AS 38.05.280 is amended by adding a new paragraph to read:

25 (5) "airborne survey" means a survey from the air for
26 mineral deposits by the proper application of magnetometers, electro-
27 magnetic input systems, infrared detectors, side-looking radar,
28 vertical and panoramic cameras and other devices as they relate to the
29 search for and discovery of mineral deposits.