

Introduced: 5/9/85
Referred: Resources and
Finance

1 IN THE HOUSE

BY MARROU

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HOUSE BILL NO. 431

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IN THE LEGISLATURE OF THE STATE OF ALASKA

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FOURTEENTH LEGISLATURE - FIRST SESSION

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A BILL

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For an Act entitled: "An Act relating to the reservation of mineral rights

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to the state."

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

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* Section 1. AS 38.05.125(a) is repealed and reenacted to read:

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(a) A contract for the sale, lease or grant of state land, and a

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deed to state land, properties or interest in state land, made under

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AS 38.05.045, 38.05.120, 38.05.321, 38.05.810 - 38.05.821; AS 38.08;

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or AS 38.50, except as provided in AS 38.50.050, is subject to and

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shall contain a reservation to the State of Alaska, its lessees,

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successors, and assignees, of all minerals that may be in, upon, or

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part of the land, together with the right to

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(1) explore the land for minerals; and

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(2) enter and remain upon the land to open, develop, drill,

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and work a mine or a well in order to take and remove the miner-

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als.

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* Sec. 2. AS 38.05.125 is amended by adding new subsections to read:

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(d) A right reserved to the state to enter land subject to a

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reservation under (a) of this section may not be exercised without the

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consent of the landowner or until 30 days after written notice to

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enter the land is received by the owner of the land.

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(e) If the state is liable for a violation under (d) of this

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section the owner of the land is entitled to compensation for damages

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within 90 days.

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(f) In this section, "minerals" includes oil, gas, coal, ore,

1 fissionable materials, geothermal resources, and fossils.