

of any person or total property damage to an apparent extent of one hundred dollars or more shall, within two days after such accident, forward a written report of such accident to the department of state police and to the local

police department if the accident occurs within a municipality.

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

Approved March 31, 1960

## CHAPTER 70

### AN ACT

**Relating to the regulation of mining operations; authorizing the Commissioner of Natural Resources to promulgate regulations pertaining to mining operations; amending Sec. 47-3-141, ACLA 1949; amending Sec. 47-3-190, ACLA 1949; amending Sec. 47-3-206, ACLA 1949 as amended by Ch. 7, SLA 1953; amending Sec. 47-3-207, ACLA 1949; amending Sec. 47-3-228, ACLA 1949; and providing for an effective date.**

(S.B. 222)

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

**Section 1. Purpose, Construction and Interpretation.** This Act is intended to provide uniform safety standards for all mining operations conducted within the state; to afford maximum freedom of operation to mining operators while assuring proper working conditions for employees of such mining operations in regards to mining operations; to insure the protection of the public safety and public interest; and to provide for the conservation of natural resources in the public interest in relating to mining operations.

**Sec. 2. Rules and Regulations.** The Commissioner of Natural Resources is hereby granted the authority to promulgate rules, regulations and orders as he may deem necessary to effectuate and carry out the purpose of this Act, and such rules and regulations shall have the force and effect of law. Rules, regulations and orders authorized by this Act shall be consistent with the purpose of this Act and shall be promulgated to effectuate the proper administration and enforcement of this Act, including, but not limited to, rules, regulations and orders pertaining to and supplementing the subject matter contained in the provisions of Sec. 47-3-141, ACLA 1949, as amended herein; Secs. 47-3-142 through 47-3-189, ACLA 1949; Sec. 47-3-191, ACLA 1949; Secs. 47-3-201 through 47-3-205,

ACLA 1949; Sec. 47-3-206, ACLA 1949, as amended by Ch. 7, SLA 1953, and as further amended herein; Sec. 47-3-207, ACLA 1949, as amended herein; Secs. 47-3-208 through 47-3-218, ACLA 1949; and Secs. 47-3-220 through 47-3-227, ACLA 1949.

All rules, regulations and orders authorized by this Act shall be promulgated in accordance with the Administrative Procedure Act.

Sec. 3. Sec. 47-3-141, ACLA 1949, is amended to read as follows:

**Sec. 47-3-141. Application of Act.** In so far as they may be applicable, the provisions of this Act shall apply to all coal prospects, prospecting or exploration work, mines, tunnels, banks and open cut workings, in the State of Alaska, which employ one or more men, or on which one or more lessees are working.

Sec. 4. Sec. 47-3-190, ACLA 1949, is amended to read as follows:

**Sec. 47-3-190. Penalty for Violation of Act.** Any persons or corporations failing to comply with any of the provisions of this Act, or any rule, regulation, or order promulgated pursuant thereto, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined in a sum not more than One Thousand Dollars (\$1,000), or be imprisoned for a period

of not more than one (1) year, or punished by both such fine and imprisonment at the discretion of the Court.

Sec. 5. The first paragraph of Sec. 47-3-206, ACLA 1949, as amended by Ch. 7, SLA 1953, is further amended to read as follows:

Sec. 47-3-206. **Terms Defined.** The term "mine" when used in this Act, shall include any and all parts of any mine or mineral exploration project within Alaska, and any mining or treatment plant or equipment connected therewith underground or on the surface, which contributes, or may contribute, to the mining or treatment of ore, coal, or other metalliferous or non-metalliferous mineral product; the term shall also include any site of tunneling, shaft-sinking, quarrying or excavation of rock for other purposes, as for example, but not limited to, the construction of water or highway tunnels or drains or of underground sites for the housing of industrial plants or other facilities.

Sec. 6. Sec. 47-3-207, ACLA 1949, is amended to read as follows:

Sec. 47-3-207. **Jurisdiction of Commissioner of Natural Resources.** The jurisdiction of the Commissioner of Natural Resources shall cover all

branches of mining, prospecting, exploration, shaft-sinking, tunneling, quarrying, and dredging, and the machinery incident to the reduction of ores or the treatment of the material; provided, however, that such jurisdiction shall apply only to the safety of the workers engaged in such mining, shaft-sinking, tunneling, quarrying and dredging and around machinery incident to the reduction of ores and treatment of the material and to the regulation of the extraction of leasing act minerals for the conservation of these minerals in the public interest.

Sec. 7. Sec. 47-3-228, ACLA 1949, is amended to read as follows:

Sec. 47-3-228. **Penalty for Violations.** Any persons or corporations failing to comply with any of the provisions of this Act, or any rules, regulation, or order promulgated pursuant thereto, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined in a sum not more than One Thousand Dollars (\$1,000.00), or be imprisoned for a period of not more than one (1) year, or punished by both such fine and imprisonment, at the discretion of the Court.

Sec. 8. **Effective Date.** This Act takes effect on the day after its passage and approval or on the day it becomes law without such approval.

Approved March 31, 1960

## CHAPTER 71

### AN ACT

**Relating to the commitment of insane persons, amending Sec. 66-13-78, ACLA 1949; and providing for an effective date.**

(S.B. 254)

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

Section 1. Section 66-13-78, ACLA 1949 is amended to read as follows:

Sec. 66-13-78. **Statement as to Defense of Insanity: Commitment to Institution.** That if the defense be the insanity of the defendant the jury must be instructed, if they find him not guilty on that ground, to state that fact in their verdict, and the court must

thereupon, if it deems his being at large dangerous to the public peace or safety, order him to be committed to any institution authorized by the Commissioner of Health and Welfare to receive and keep such person until he becomes sane or be otherwise discharged therefrom by authority of law.

Sec. 2. This Act takes effect on the day after its passage and approval or on the day it becomes law without such approval.

Approved March 31, 1960