



LAWS OF ALASKA

1984

Source

HCS CSSB 461 (Loans)

Chapter No.

131

AN ACT

Relating to the management and use of water in mining; and providing for an effective date.

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

THE ACT FOLLOWS ON PAGE 1, LINE 9

Approved by the Governor: June 22, 1984
Actual Effective Date: July 1, 1984

AN ACT

Relating to the management and use of water in mining;
and providing for an effective date.

* Section 1. AS 46 is amended by adding a new chapter to read:

CHAPTER 16. MANAGEMENT AND USE OF WATER IN MINING.

Sec. 46.16.010. MINING WATER USE REVIEW COMMITTEE ESTABLISHED.

The mining water use review committee is established. The review committee is responsible for reviewing and making recommendations on applications for grants under this chapter.

Sec. 46.16.020. MEMBERSHIP OF THE REVIEW COMMITTEE. (a) The review committee consists of the commissioner of natural resources, the commissioner of environmental conservation, the dean of the school of mineral industry at the University of Alaska, two individuals appointed by the governor who have placer mining experience, and one public member appointed by the governor.

(b) An individual described in (a) of this section who serves ex officio may designate an alternate to serve on the review committee.

(c) An individual appointed by the governor serves for a three-year term.

Sec. 46.16.030. RESPONSIBILITY OF THE REVIEW COMMITTEE. (a) The review committee shall select a presiding officer and establish procedures necessary to implement its responsibilities.

(b) The review committee shall review each application for a grant filed under this chapter and make a recommendation to the

Chapter 131

1 commissioner of natural resources or to the commissioner of environ-
2 mental conservation for action on the application.

3 (c) In making its recommendation, the committee shall consider
4 the economic benefits to the placer mining industry, the environmental
5 benefits to the public, and other benefits that each grant may offer.

6 Sec. 46.16.040. RESPONSIBILITY OF COMMISSIONER OF NATURAL RE-
7 SOURCES. The commissioner of natural resources shall administer the
8 innovative gold recovery demonstration grant program established under
9 AS 46.16.070.

10 Sec. 46.16.050. RESPONSIBILITY OF COMMISSIONER OF ENVIRONMENTAL
11 CONSERVATION. The commissioner of environmental conservation shall
12 administer the innovative pollution control demonstration grant
13 program established under AS 46.16.080.

14 Sec. 46.16.060. UNIFORM REGULATIONS. The commissioner of
15 natural resources and the commissioner of environmental conservation
16 shall adopt uniform regulations and administrative procedures to
17 implement the grant program established by this chapter.

18 Sec. 46.16.070. INNOVATIVE GOLD RECOVERY DEMONSTRATION GRANT.

19 (a) The innovative gold recovery demonstration grant program is
20 established as a direct grant program to give a person engaged in
21 placer mining the opportunity to study and test new methods of gold
22 recovery and water use reduction.

23 (b) The commissioner of natural resources may make a grant under
24 this section to a person that has

25 (1) a proven history of successful placer mining in the
26 state;

27 (2) the capability to produce verifiable results; and

28 (3) the capability to study and test new methods of gold
29 recovery and water use reduction under actual operating conditions.

1 (c) The commissioner of natural resources may not make a grant
2 under this section to a person in excess of \$100,000.

3 (d) The commissioner of natural resources shall monitor and
4 evaluate the results of grants made under this section.

5 Sec. 46.16.080. INNOVATIVE POLLUTION CONTROL DEMONSTRATION
6 PROGRAM. (a) The innovative pollution control demonstration grant
7 program is established as a direct grant program to give a person
8 engaged in placer mining the opportunity to study and test innovative
9 and economically viable mining techniques for waste disposal and
10 pollution control in placer mining.

11 (b) The commissioner of environmental conservation may make
12 grants under this section to a person that has

13 (1) a proven history of successful placer mining in the
14 state;

15 (2) the capability to produce verifiable results; and

16 (3) the capability to study and test innovative and econom-
17 ically viable techniques for waste disposal and pollution control in
18 placer mining.

19 (c) The commissioner of environmental conservation may not make
20 a grant under this section to a person in excess of \$100,000.

21 (d) The commissioner of environmental conservation shall monitor
22 and evaluate the results of grants made under this section.

23 Sec. 46.16.090. ACCESS TO INFORMATION. (a) All information
24 generated as a result of grants made under this chapter is public
25 information. The commissioner of natural resources and the commis-
26 sioner of environmental conservation shall compile, analyze, and
27 distribute the information for the benefit of the placer mining indus-
28 try and the state and federal governments.

29 (b) The contents of an application for a grant are available to

Chapter 131

1 the extent permitted under AS 09.25.110 and 09.25.120.

2 Sec. 46.16.100. PATENTS. A person who applies for a grant under
3 this chapter shall assign to the state the right to patent any
4 patentable process developed as a result of a grant under this chap-
5 ter. The department making the grant shall seek to patent any patent-
6 able process developed as a result of a grant under this chapter. The
7 state shall license without cost to a person engaged in placer mining
8 in the state the right to use in the state a patented process that was
9 developed as a result of a grant under this chapter.

10 * Sec. 2. This Act takes effect July 1, 1984.