



LAWS OF ALASKA

1994

Source
CSHB 333(RES)

Chapter No.
47

AN ACT

Amending the Alaska Land Act to define the term "state selected land" for the purpose of recognizing mining locations, and giving retrospective effect to the amendment; and providing for an effective date.

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

THE ACT FOLLOWS ON PAGE 1

Approved by the Governor: May 23, 1994

Actual Effective Date: May 24, 1994; AS 38.05.275(b) and (c), added by sec. 1, are retroactive to April 14, 1966

AN ACT

1 Amending the Alaska Land Act to define the term "state selected land" for the purpose of
2 recognizing mining locations, and giving retrospective effect to the amendment; and providing
3 for an effective date.

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* Section 1. AS 38.05.275 is amended by adding new subsections to read:

6

(b) In this section, "state selected land"

7

(1) means land for which the state has filed a selection application with
8 the United States under Sec. 6 of the Alaska Statehood Act, as amended, regardless
9 of the validity or effect of the application, if the selection described in the application
10 has not been rejected or relinquished;

11

(2) does not include land described in (1) of this subsection for which
12 a regional corporation organized under 43 U.S.C. 1606(a), as amended, a village
13 corporation organized under 43 U.S.C. 1607(a), as amended, a Native group
14 corporation that qualifies for a land conveyance under 43 U.S.C. 1613(h)(2), as

Chapter 47

1 amended, or a Native urban corporation that qualifies for a land conveyance under 43
2 U.S.C. 1613(h)(3), as amended, has filed a valid selection application with the United
3 States under 43 U.S.C. 1601 - 1641, as amended, if the selection of the corporation or
4 group has not been rejected or relinquished.

5 (c) Subsection (b) of this section may not be construed to limit the director in
6 the exercise of authority granted by AS 38.05.035(a)(12).

7 * Sec. 2. APPLICABILITY TO MINING LOCATIONS ON STATE LAND ALSO
8 SELECTED UNDER PROVISIONS OF THE ALASKA NATIVE CLAIMS SETTLEMENT
9 ACT, AS AMENDED. Notwithstanding the exclusion of land from the definition of "state
10 selected land" by AS 38.05.275(b)(2), added by sec. 1 of this Act, a mining location that was
11 made on that land under AS 38.05.185 - 38.05.275 or in the manner described in AS 27.10
12 on or after April 14, 1966, and before the effective date of this Act retains its validity, if any,
13 if the selection of the land by all corporations or groups eligible to make a selection under 43
14 U.S.C. 1601 - 1641 is rejected or relinquished.

15 * Sec. 3. AS 38.05.275(b) and (c), added by sec. 1 of this Act, are retroactive to April 14,
16 1966, and apply to locations made under AS 38.05.185 - 38.05.275 or in the manner described
17 in AS 27.10 on and after that date.

18 * Sec. 4. This Act takes effect immediately under AS 01.10.070(c).