



Governor Mike Dunleavy  
STATE OF ALASKA

March 23, 2022

The Honorable Peter Micciche  
Senate President  
Alaska State Legislature  
State Capitol, Room 111  
Juneau, AK 99801-1182

Dear President Micciche:

Under the authority of Article III, Section 18, of the Alaska Constitution, I am transmitting a bill relating to approval and ratification of the sale of royalty oil by the State of Alaska to Petro Star Inc. (Petro Star).

The Commissioner of the Department of Natural Resources (DNR) has determined that it is in the best interest of the State to take royalty oil in-kind from leases on the North Slope. To this end, DNR has negotiated a proposed contract titled "Agreement for the Sale of Royalty Oil between and among the State of Alaska, Petro Star Inc., and Arctic Slope Regional Corporation" (Proposed Contract). The bill would approve and ratify the Proposed Contract.

The Proposed Contract obligates the State to deliver to Petro Star 12,500 barrels per day (bpd) between January 1, 2023, and December 31, 2024 (years one and two of the contract), and between 10,000 bpd and 12,500 bpd between January 1, 2025, and December 31, 2027 (years three to five of the contract). Based on monthly average forecasts, Petro Star's nominations under the Proposed Contract could represent 19 percent to 22 percent of the State's North Slope royalty oil. The State will receive a price for its royalty oil that will equal or exceed the price it would have received had it elected to keep its royalty in-value. In total, the Proposed Contract is expected to net the State roughly \$17 to \$19.8 million in revenue above what the State would receive by taking the royalty in-value.

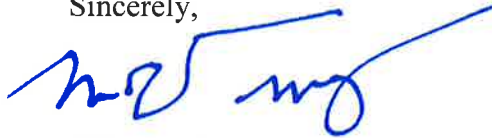
The State currently sells royalty oil to Petro Star under a one-year contract, which, due to its short duration, did not require legislative approval. The current contract terminates on December 31, 2022. The Proposed Contract would take effect on January 1, 2023 and terminate on December 31, 2027.

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This bill is the culmination of diligent analysis and public process that are imperative for responsible resource stewardship. The Department and the Alaska Royalty Oil and Gas Development Advisory Board (Board) considered the fiscal, economic, societal, and environmental impacts and benefits of the agreement. DNR issued a Final Best Interest Finding and Determination on the agreement that included analysis of the factors for the sale of royalty oil in AS 38.05.183. The Department did not receive any comments from the public on the sale during the public comment period that ended on March 2, 2022. Additionally, the Board held two public hearings on the sale. In accordance with AS 38.06.050, the Board voted to approve a written recommendation and report on March 9, 2022, recommending legislative approval of the agreement.

The bill would allow the State to obtain the maximum value for its royalty oil. I urge your prompt and favorable action on this measure.

Sincerely,

A handwritten signature in blue ink, appearing to read "Mike Dunleavy", with a long horizontal flourish extending to the right.

Mike Dunleavy  
Governor

Enclosure

**SENATE BILL NO.**

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-SECOND LEGISLATURE - SECOND SESSION

BY THE SENATE RULES COMMITTEE BY REQUEST OF THE GOVERNOR

Introduced:

Referred:

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act approving and ratifying the sale of royalty oil by the State of Alaska to Petro**  
2 **Star Inc.; and providing for an effective date."**

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

4 \* **Section 1.** The uncoded law of the State of Alaska is amended by adding a new section  
5 to read:

6 ROYALTY OIL SALE CONTRACT WITH PETRO STAR INC. APPROVED AND  
7 RATIFIED. In accordance with AS 38.06.055, the legislature approves and ratifies the  
8 "Agreement for the Sale of Royalty Oil between and among the State of Alaska, Petro Star  
9 Inc., and Arctic Slope Regional Corporation," attached as Exhibit 1 to the March 18, 2022  
10 "Final Best Interest Finding and Determination for the Sale of Alaska North Slope Royalty  
11 Oil to Petro Star Inc."

12 \* **Sec. 2.** This Act takes effect immediately under AS 01.10.070(c).

# Fiscal Note

State of Alaska  
2022 Legislative Session

Bill Version: GB 118  
Fiscal Note Number: \_\_\_\_\_  
( ) Publish Date: \_\_\_\_\_

Identifier: LL0121-DNR-DOG-3-20-22  
Title: Royalty In Kind Petro  
Sponsor: Rules by Request of the Governor  
Requester: Rules by Request of the Governor

Department: Department of Natural Resources  
Appropriation: Oil & Gas  
Allocation: Oil & Gas  
OMB Component Number: 439

## Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below.

(Thousands of Dollars)

	FY2023 Appropriation Requested	Included in Governor's FY2023 Request	Out-Year Cost Estimates				
OPERATING EXPENDITURES	FY 2023	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027	FY 2028
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous							
<b>Total Operating</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

## Fund Source (Operating Only)

None							
<b>Total</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

## Positions

Full-time							
Part-time							
Temporary							

## Change in Revenues

1004 Gen Fund (UGF)		1,458.8	2,942.3	2,658.8	2,354.3	2,354.3	1,186.5
1050 PFD Fund (Other)		486.3	980.8	886.3	784.8	784.8	395.5
<b>Total</b>	<b>0.0</b>	<b>1,945.1</b>	<b>3,923.1</b>	<b>3,545.1</b>	<b>3,139.1</b>	<b>3,139.1</b>	<b>1,582.0</b>

Estimated SUPPLEMENTAL (FY2022) cost: 0.0 (separate supplemental appropriation required)

Estimated CAPITAL (FY2023) cost: 0.0 (separate capital appropriation required)

Does the bill create or modify a new fund or account? No  
(Supplemental/Capital/New Fund - discuss reasons and fund source(s) in analysis section)

## ASSOCIATED REGULATIONS

Does the bill direct, or will the bill result in, regulation changes adopted by your agency? No  
If yes, by what date are the regulations to be adopted, amended or repealed?

## Why this fiscal note differs from previous version/comments:

Not applicable, initial version

Prepared By: Jhonny Meza, Commercial Section Manager  
Division: Oil and Gas  
Approved By: Theresa Cross, Administrative Services Director  
Agency: Department of Natural Resources

Phone: (907)269-8774  
Date: 03/20/2022 05:00 PM  
Date: 03/20/22

## FISCAL NOTE ANALYSIS

STATE OF ALASKA  
2022 LEGISLATIVE SESSION

BILL NO. LL 0121

### Analysis

This bill provides legislative approval of a contract negotiated between the State of Alaska and Petro Star, Inc. for the sale of the state's royalty oil for a term of five years. The agreement provides for the following barrels per day:

years 1 and 2: 12,500

years 3 through 5: 10,000

The number of barrels per day is multiplied by a negotiated Royalty In Kind differential per barrel to arrive at the expected revenue increase. There will be no fiscal impact to the operating expenditures. The proposed contract is expected to generate between \$17.4 million and \$19.7 million in revenues in addition to the amount that would have been collected if the royalty oil sold under this contract had been disposed of in value.