

AMENDMENT # 1

OFFERED IN THE SENATE

BY SENATOR WIELECHOWSKI

TO: SCS CSHJR 12(RES)

1 Page 1, lines 6 - 7:

2 Delete "and urging the Alaska delegation in Congress to uphold sec. 20001 of the  
3 Tax Cuts and Jobs Act of 2017"

4 Insert "urging the Alaska delegation in Congress to work to repeal sec.  
5 20001(b)(5) of the Tax Cuts and Jobs Act of 2017 to honor the Alaska Statehood Act  
6 with respect to the state's share of bonuses, royalties, and rentals from exploration and  
7 development in the coastal plain of the Arctic National Wildlife Refuge; and requesting  
8 that the Alaska delegation in Congress defeat any effort to alter or repeal other  
9 provisions of sec. 20001 of the Tax Cuts and Jobs Act of 2017 if the result would  
10 adversely affect oil and gas development efforts in the Arctic National Wildlife Refuge"

11

12 Page 5, line 11, following "state;":

13 Insert "and

14 **WHEREAS**, in sec. 28 of the Alaska Statehood Act of 1958 (P.L. 85-508), the United  
15 States Congress established the right of the state to receive 90 percent of the income derived  
16 from mineral leasing collected from the development of federal land in the state; and

17 **WHEREAS** the Mineral Leasing Act of 1920 (30 U.S.C. 191), as amended, which is  
18 referenced in sec. 28 of the Alaska Statehood Act of 1958 (P.L. 85-508), provides that "[a]ll  
19 money received from the sales, bonuses, royalties . . . and rentals of [certain federal] public  
20 lands . . . shall be paid into the Treasury of the United States; and . . . 90 per centum thereof  
21 shall be paid to the State of Alaska for disposition by the legislature thereof," which is  
22 consistent with the provisions of the Alaska Statehood Act with respect to the share of profits  
23 obtained from leasing, exploration, and development of federal land within the state's borders

1 to which the State of Alaska is entitled; and

2           **WHEREAS** sec. 20001(b)(5) of the Tax Cuts and Jobs Act of 2017 (P.L. 115-97)  
3 provides for the state to receive a 50 percent share of the adjusted bonus, rental, and royalty  
4 receipts derived from leasing, exploration, and development of federal land in the state, in  
5 contravention of the percentage shares required under the Alaska Statehood Act; and

6           **WHEREAS** the Congressional Budget Office has estimated that gross receipts from  
7 the Arctic National Wildlife Refuge lease bonus bids alone could generate proceeds of up to  
8 \$2,200,000,000 over a decade;"

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10 Page 6, following line 11:

11           Insert new material to read:

12           **"FURTHER RESOLVED** that the Alaska State Legislature urges the Alaska  
13 delegation in Congress to work to repeal sec. 20001(b)(5) of the Tax Cuts and Jobs Act of  
14 2017 (P.L. 115-97) to honor the Alaska Statehood Act, which provides that the State of  
15 Alaska receive a 90 percent share of all bonuses, royalties, and rentals under leases received  
16 by the federal government for exploration and development in the coastal plain of the Arctic  
17 National Wildlife Refuge; and be it"

18

19 Page 6, line 13, following "repeal":

20           Insert "other provisions of"