

Introduced: 5/13/80
Referred: Resources

1 IN THE HOUSE

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

2 HOUSE CONCURRENT RESOLUTION NO. 71 am S

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - SECOND SESSION

5 Approving the sale of royalty gas to the
6 Municipality of Anchorage

7 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:

8 WHEREAS, the State of Alaska has the right under AS 38.05.180 and its
9 oil and gas leases to take its royalty of natural gas production removed
10 or sold from those leases either in value (money) or in kind (gas); and

11 WHEREAS, the legislature has, by enactment of AS 38.06 and AS 38.05.-
12 182, established a policy favoring taking that royalty in kind (referred to
13 as "royalty gas"); and

14 WHEREAS, under his statutory authority as set out in AS 38.05 and
15 AS 38.06, the commissioner of natural resources has negotiated with the
16 Municipality of Anchorage an agreement entitled "AGREEMENT FOR THE SALE AND
17 PURCHASE OF ROYALTY GAS" ("Agreement") for the sale of royalty gas to the
18 municipality; and

19 WHEREAS, under its duties and powers as set out in AS 38.06, the
20 Alaska Royalty Oil and Gas Development Advisory Board has considered and,
21 on May 5, 1980, approved the Agreement; and

22 WHEREAS, the commissioner of natural resources has fulfilled the
23 statutory prerequisites necessary to sell the royalty gas which is the
24 subject of the Agreement and has obtained approvals from the Alaska
25 Royalty Oil and Gas Development Advisory Board, to the extent required
26 under AS 38.05 and 38.06; and

27 WHEREAS, the Agreement contains a provision stating that it takes
28 effect on the date on which it has been approved in accordance with the
29 laws of the State of Alaska; and

1 WHEREAS, AS 38.06.055(a) provides that no sale of royalty gas may be
2 made by the commissioner of natural resources without the prior approval
3 of the legislature by a concurrent resolution concurred in by a majority
4 of the members of each house; and

5 WHEREAS, the commissioner of natural resources submitted the Agreement
6 to the legislature for consideration and approval; and

7 WHEREAS, the legislature has reviewed and evaluated the Agreement,
8 and has conducted public hearings and otherwise received background
9 information, expert advise, and expressions of public opinion sufficient
10 to make a reasoned determination with respect to the Agreement;

11 BE IT RESOLVED by the Alaska State Legisalture that the agreement
12 entitled "AGREEMENT FOR THE SALE AND PURCHASE OF ROYALTY GAS," between
13 the State of Alaska, acting through its commissioner of natural resources,
14 and the Municipality of Anchorage, is hereby approved.

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