

SB

322

SFIN

FILE

SENATE FINANCE COMMITTEE REPORT

DATE: 2/23/94

FURTHER:

DATE TURNED INTO OFFICE: 2-28-94

The Finance Committee considered SENATE BILL NO. 322

"An Act repealing the limitation on delays imposed on oil and gas lease sales under the Alaska Land Act."

and recommends:

replace with _____ CS SB 322 (FINANCE)
 or adopt previous _____ CS _____
 attaches amendment(s)

same title
 new title
 technical title change (HB only)

adopts _____ Letter of Intent

further referral to the _____

do pass

do not pass

no recommendation

individual recommendations

NEW FISCAL NOTES

Department	Date	Zero	Fiscal

PREVIOUS FISCAL NOTES

Department	Date	Zero	Fiscal
<i>DNR</i>	<i>2-17-94</i>	<i>0</i>	

Appropriation No Fiscal Note

DO PASS:

Tom Kelly
Bob King
Gruttel

OTHER RECOMMENDATIONS:

1. *Do Pass*
 Co-Chair: Signature/Recommendation

2. *True Notice: 10/200*
 Co-Chair: Signature/Recommendation

FISCAL NOTE

STATE OF ALASKA

BILL NO. SB322

1994 LEGISLATIVE SESSION

Revision Date: Original Dept Affected: Natural Resources
 Title: "An Act repealing the limitation on delays imposed on oil and gas lease sales under the Alaska Land Act." BRU: Resource Development
 Component: Oil & Gas Development
 Sponsor: Senate Resources Committee
 Requestor: Senate Resources Committee Component Serial No. 439

Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY95	FY96	FY97	FY98	FY99	FY00
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
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CHANGE IN REVENUES ()	0.0	0.0	0.0	0.0	0.0	0.0
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FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY94) cost: \$ None

POSITIONS

FULL-TIME	0	0	0	0	0	0
PART-TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

ANALYSIS: (Attach a separate page if necessary)

This change will have no fiscal impact on the Department of Natural Resources.

Prepared by: Jerry Gallagher, Legislative Liaison Phone: 465-2400
 Division: Commissioner's Office Date: 17-Feb-94
 Approved by Commissioner: Harry A. Neah Date: 17-Feb-94
 Agency: Natural Resources

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE

FISCAL NOTE: DNR

Alaska State Legislature

SENATOR
MIKE MILLER
P.O. Box 55094
North Pole, Alaska 99705
(907) 488-0862

Senate District 0



Write in Juneau
State Capitol
Juneau, Alaska
99801-1182
(907) 465-4976

Senate

To: Senator Drue Pearce, Co-Chair
Senate Finance Committee

From: Senator Mike Miller, Chair
Senate Resources Committee

Re: effective date amendment; SB 322

Date: February 23, 1994

Today the Senate Resources Committee moved SB 322, "An Act repealing the limitation on delays imposed on oil and gas lease sales under the Alaska Land Act."

Senator Frank recommended adoption of an immediate effective date clause. The committee agreed this would be an appropriate amendment for adoption in the Senate Finance Committee. The amendment is attached.

SENATE FINANCE
COMMITTEE
Amendment Number: 1
Bill Number: SB 322
Sponsor: FRANK Date: 2/23/94
Logged In By: FRANK

*2/28/94
Add Amend #1
Immed. Effective
Date.*

CS SENATE BILL NO. 322 (*File*)

IN THE LEGISLATURE OF THE STATE OF ALASKA

EIGHTEENTH LEGISLATURE - SECOND SESSION

BY THE SENATE RESOURCES COMMITTEE

Introduced: 2/14/94
Referred: RES, FIN

A BILL

FOR AN ACT ENTITLED

1 "An Act repealing the limitation on delays imposed on oil and gas lease sales
2 under the Alaska Land Act."

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

4 * Section 1. AS 38.05.180(c) is amended to read:

5 (c) Except as provided in (d) and (w) of this section, an oil and gas lease sale
6 may not be held unless it was included in the proposed leasing programs submitted to
7 the legislature during the two calendar years preceding the year in which the sale is
8 held. [A LEASE SALE SHALL BE HELD DURING THE CALENDAR QUARTER
9 FOR WHICH IT IS SCHEDULED IN THE PROPOSED OIL AND GAS LEASING
10 PROGRAM BUT MAY BE DELAYED BY THE COMMISSIONER FOR NOT
11 MORE THAN 90 DAYS AFTER THE LAST DAY OF THE CALENDAR
12 QUARTER FOR WHICH IT WAS SCHEDULED IF THE COMMISSIONER
13 DETERMINES THAT A DELAY IS IN THE BEST INTEREST OF THE STATE.
14 A LEASE SALE WHICH IS NOT HELD DURING THE CALENDAR QUARTER

2-28-94

SF

1

8-LS1737/A

Adopted

SFC

Phone d Legal
10:30am

AMENDMENT

OFFERED IN THE
SENATE FINANCE COMMITTEE

BY _____

To SB 322 ("A" Version)

Page 2, Line 6:

Insert "This act takes effect immediately under AS 01.10.070(c)."

2/28/94
Add Amend #1
Immed. Effective
Date.

CS SENATE BILL NO. 322 (Fin)

IN THE LEGISLATURE OF THE STATE OF ALASKA

EIGHTEENTH LEGISLATURE - SECOND SESSION

BY THE SENATE RESOURCES COMMITTEE

Introduced: 2/14/94
Referred: RES, FIN

A BILL

FOR AN ACT ENTITLED

1 "An Act repealing the limitation on delays imposed on oil and gas lease sales
2 under the Alaska Land Act."

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

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13 DETERMINES THAT A DELAY IS IN THE BEST INTEREST OF THE STATE.
14 A LEASE SALE WHICH IS NOT HELD DURING THE CALENDAR QUARTER

1 FOR WHICH IT WAS SCHEDULED IN THE OIL AND GAS LEASING
2 PROGRAM, OR IN THE FOLLOWING 90-DAY PERIOD AUTHORIZED BY THIS
3 SUBSECTION, MAY BE HELD ONLY IF RESCHEDULED AS PROVIDED IN (b)
4 OF THIS SECTION.] A lease sale may not be held before the date it is scheduled in
5 the proposed oil and gas leasing program.

2-28-94

JF

1

8-LS1737/A Adopted

JFC

Phone d Legal
10:30am

AMENDMENT

OFFERED IN THE
SENATE FINANCE COMMITTEE

BY _____

To SB 322 ("A" Version)

Page 2, Line 6:

Insert "This act takes effect immediately under AS 01.10.070(c)."

2/28/94

*Title change proposed
by Pam Finley*

*Billy said if
I did not hear to the
contrary by 5:00 pm,
to order LS1737E,
the bill is final.*

*(Title was incorrect when the
bill came to Finance. It listed
only one rather than both repealers.
She proposed new title language to fix
problem and incorporate our immediate eff. date)*

*Phoned legal
5:10 pm*

CS FOR SENATE BILL NO. 322(FIN)

IN THE LEGISLATURE OF THE STATE OF ALASKA

EIGHTEENTH LEGISLATURE - SECOND SESSION

BY THE SENATE FINANCE COMMITTEE

**Offered:
Referred:**

Sponsor(s): SENATE RESOURCES COMMITTEE

A BILL

FOR AN ACT ENTITLED

1 "An Act repealing the requirement that an oil or gas lease sale be held during
2 the calendar quarter for which scheduled under the leasing program and repealing
3 related allowable delays for certain oil and gas lease sales under the Alaska Land
4 Act; and providing for an effective date."

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

6 * **Section 1.** AS 38.05.180(c) is amended to read:

7 (c) Except as provided in (d) and (w) of this section, an oil and gas lease sale
8 may not be held unless it was included in the proposed leasing programs submitted to
9 the legislature during the two calendar years preceding the year in which the sale is
10 held. **IA LEASE SALE SHALL BE HELD DURING THE CALENDAR QUARTER**
11 **FOR WHICH IT IS SCHEDULED IN THE PROPOSED OIL AND GAS LEASING**
12 **PROGRAM BUT MAY BE DELAYED BY THE COMMISSIONER FOR NOT**
13 **MORE THAN 90 DAYS AFTER THE LAST DAY OF THE CALENDAR**
14 **QUARTER FOR WHICH IT WAS SCHEDULED IF THE COMMISSIONER**

1 DETERMINES THAT A DELAY IS IN THE BEST INTEREST OF THE STATE.
2 A LEASE SALE WHICH IS NOT HELD DURING THE CALENDAR QUARTER
3 FOR WHICH IT WAS SCHEDULED IN THE OIL AND GAS LEASING
4 PROGRAM, OR IN THE FOLLOWING 90-DAY PERIOD AUTHORIZED BY THIS
5 SUBSECTION, MAY BE HELD ONLY IF RESCHEDULED AS PROVIDED IN (b)
6 OF THIS SECTION.] A lease sale may not be held before the date it is scheduled in
7 the proposed oil and gas leasing program.

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

WALTER J. HICKEL, GOVERNOR

DEPARTMENT OF NATURAL RESOURCES

OFFICE OF THE COMMISSIONER

400 WILLOUGHBY AVENUE
JUNEAU, ALASKA 99801-1796
PHONE: (907) 465-2400
FAX: (907) 465-3886

February 18, 1994

The Honorable Mike Miller, Chairman
Senate Resources Committee
Alaska State Legislature
State Capitol, Room 423
Juneau, Alaska 99801-1182

Dear Senator Miller:

The Department of Natural Resources supports SB 322, an Act entitled "An Act Repealing the Limitation on Delays Imposed on Oil and Gas Lease Sales Under the Alaska Land Act." The purpose of this legislation is to amend AS 38.05.180(c), to remove the requirement that the department conduct a competitive oil and gas lease sale within 90 days of the quarter in which the sale is originally scheduled in the department's Five-Year Leasing Schedule.

We support this change because it will allow the department greater flexibility to delay sales, if there are valid reasons for doing so, without running the risk of having to reschedule the sale for a minimum of two full calendar years. This added flexibility should reduce the program's exposure to procedural appeals and allow greater time for public participation as the need arises.

Sincerely,



Harry A. Noah
Commissioner

HAN/sf

enc.

cc: James Eason, Director
Division of Oil & Gas

SENATE COMMITTEE REPORT
FIRST COMMITTEE OF REFERRAL

DATE: 2/14/94

FURTHER: Finance

Date of 5-Day Notice: 2.17.94
(in accordance with Uniform Rule 23)

DATE TURNED INTO OFFICE: 2.23.94

Resources Committee considered SB 322

"An Act repealing the limitation on delays imposed on oil and gas lease sales under the Alaska Land Act."

if reports it back as plus

and recommends:

replace with _____ CS _____ ()

- same title
- new title
- technical title change (HB only)

attaches amendment(s)

adopts _____ Letter of Intent

further referral to the _____

do pass

do not pass

no recommendation

individual recommendations

FIN

FISCAL NOTE INFORMATION

Department	Date	Zero	Fiscal
DNR		✓	

Department	Date	Zero	Fiscal

Appropriation No Fiscal Note

Governor's Bill with Previous Fiscal Notes (enter information above)

DO PASS:

OTHER RECOMMENDATIONS:

Donley
Frank
Frank

Donley (NO REC)