

CONFIRM:

AOGCC,

COMMERCIAL

FISHERIES

ENTRY COMM.,

ROYALTY OIL

& GAS BRD.,

3/8/04

Alaska State Legislature

Senate Resources Committee

Senator Scott Ogan, Chair

Senator Fred Dyson
Senator Kim Elton
Senator Georgianna Lincoln
Senator Ralph Seekins
Senator Ben Stevens
Senator Tom Wagoner



State Capitol, Room 103
Juneau, AK. 99801-1182
Phone: (907) 465-4907
Fax: (907) 465-3265

REPORT ON CONFIRMATION OF APPOINTMENTS

March 19, 2004

The Honorable Gene Therriault
President of the Senate
State Capitol
Juneau, Alaska 99801-1182

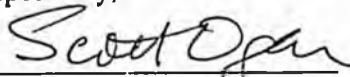
Dear President Therriault:

In accordance with AS 39.05.080, the Senate Resources Committee reviewed the following and recommends the appointment be forwarded to a joint session for consideration


Alaska Commercial Fisheries Entry Commission: Frank M. Homan

This does not reflect an intent by any of the members to vote for or against the individual(s) during any further sessions.

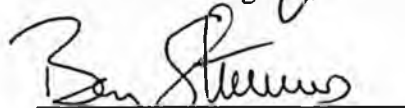
Respectfully,



Senator Scott Ogan, Chair



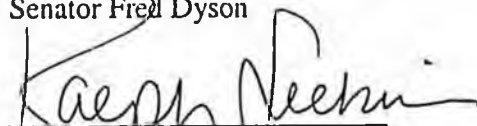
Senator Tom Wagoner, Vice Chair



Senator Ben Stevens

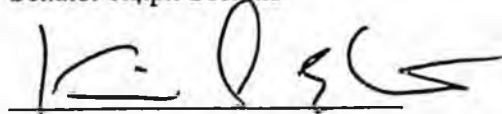


Senator Fred Dyson



Senator Ralph Seekins

Senator Georgianna Lincoln



Senator Kim Elton

Alaska State Legislature

Senate Resources Committee

Senator Scott Ogan, Chair

Senator Fred Dyson
Senator Kim Elton
Senator Georgianna Lincoln
Senator Ralph Seekins
Senator Ben Stevens
Senator Tom Wagoner



State Capitol, Room 103
Juneau, AK. 99801-1182
Phone: (907) 465-4907
Fax: (907) 465-3265

REPORT ON CONFIRMATION OF APPOINTMENTS

March 19, 2004

The Honorable Gene Therriault
President of the Senate
State Capitol
Juneau, Alaska 99801-1182

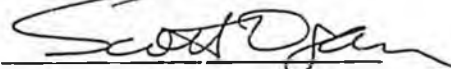
Dear President Therriault:

In accordance with AS 39.05.080, the Senate Resources Committee reviewed the following and recommends the appointment be forwarded to a joint session for consideration

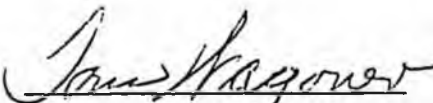
Alaska Royalty Oil & Gas Development Advisory Board: Charles E. Cole

This does not reflect an intent by any of the members to vote for or against the individual(s) during any further sessions.

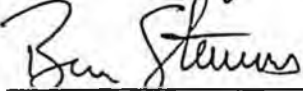
Respectfully,



Senator Scott Ogan, Chair

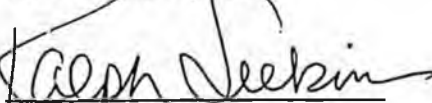


Senator Tom Wagoner, Vice Chair



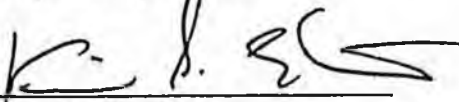
Senator Ben Stevens

Senator Fred Dyson



Senator Ralph Seekins

Senator Georgianna Lincoln



Senator Kim Elton

Alaska State Legislature

Senate Resources Committee

Senator Scott Ogan, Chair

Senator Fred Dyson
Senator Kim Elton
Senator Georgianna Lincoln
Senator Ralph Seekins
Senator Ben Stevens
Senator Tom Wagoner



State Capitol, Room 103
Juneau, AK. 99801-1182
Phone: (907) 465-4907
Fax: (907) 465-3265

REPORT ON CONFIRMATION OF APPOINTMENTS

March 19, 2004

The Honorable Gene Therriault
President of the Senate
State Capitol
Juneau, Alaska 99801-1182

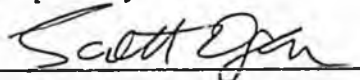
Dear President Therriault:

In accordance with AS 39.05.080, the Senate Resources Committee reviewed the following and recommends the appointment be forwarded to a joint session for consideration

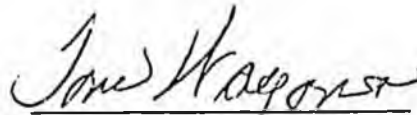
Alaska Royalty Oil & Gas Development Advisory Board: Kenneth O. Stout

This does not reflect an intent by any of the members to vote for or against the individual(s) during any further sessions.

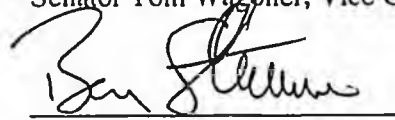
Respectfully,



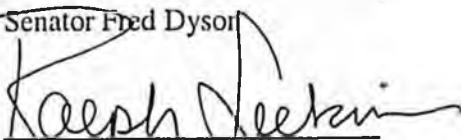
Senator Scott Ogan, Chair



Senator Tom Wagoner, Vice Chair

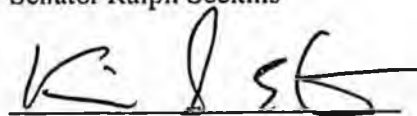


Senator Ben Stevens



Senator Ralph Seekins

Senator Georgianna Lincoln



Senator Kim Elton

Alaska State Legislature

Senate Resources Committee

Senator Scott Ogan, Chair

Senator Fred Dyson
Senator Kim Elton
Senator Georgianna Lincoln
Senator Ralph Seekins
Senator Ben Stevens
Senator Tom Wagoner



State Capitol, Room 103
Juneau, AK. 99801-1182
Phone: (907) 465-4907
Fax: (907) 465-3265

REPORT ON CONFIRMATION OF APPOINTMENTS

March 19, 2004

The Honorable Gene Therriault
President of the Senate
State Capitol
Juneau, Alaska 99801-1182

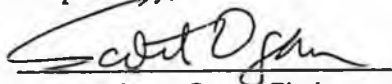
Dear President Therriault:

In accordance with AS 39.05.080, the Senate Resources Committee reviewed the following and recommends the appointment be forwarded to a joint session for consideration

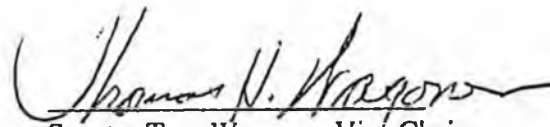
Alaska Oil & Gas Conservation Commission: John K. Norman

This does not reflect an intent by any of the members to vote for or against the individual(s) during any further sessions.

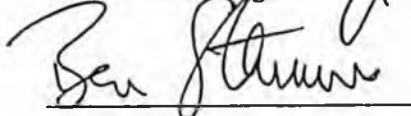
Respectfully,



Senator Scott Ogan, Chair

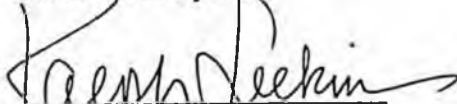


Senator Tom Wagoner, Vice Chair



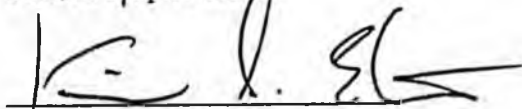
Senator Ben Stevens

Senator Fred Dyson



Senator Ralph Seekins

Senator Georgianna Lincoln



Senator Kim Elton



OFFICIAL BUSINESS

Alaska State Legislature

Senate

STATE CAPITOL, ROOM 213
JUNEAU, ALASKA 99801-1182
(907) 465-3701
FAX 465-2832

EMAIL: senate_secretary@legis.state.ak.us

February 9, 2004

MEMORANDUM

TO: Senator Ogan, Chair
Resources Committee

FROM: Kirsten Waid *KW*
Secretary of the Senate

SUBJECT: Governor's Confirmations

Pursuant to AS 39.05.080, President Therriault has referred the following names for legislative confirmation to your committee for a hearing, recommendation and report:

Alaska Commercial Fisheries Entry Commission

Commissioner Frank M. Homan - Juneau
Appointed: 9/2/2003 Term Expires: 3/1/2007

Alaska Oil and Gas Conservation Commission

John K. Norman - Anchorage
Appointed 1/23/2004 Term Expires: 3/1/2009

Alaska Royalty Oil and Gas Development Advisory Board

Mr. Charles E. Cole - Fairbanks
Appointed: 6/2/2003 Term Expires: 3/1/2007

Mr. Kenneth O. Stout - Anchorage

Appointed: 6/5/2003 Term Expires: 3/1/2005

KCW:lc
Resumes attached

FRANK M. HOMAN

Phone.

Email:

A resident of Southeast Alaska for more than 50 years, Frank grew up in the family fish business in Ketchikan and graduated from Ketchikan High School in 1958. During his tour of duty with the US Army Special Forces, he attended North Carolina State University and in 1967 graduated from Seattle University with a Bachelor's Degree in Economics. Frank completed postgraduate courses in Public Administration at the University of Alaska Southeast and completed specialized courses in Administrative Law at the National Judicial College on the campus of the University of Nevada.

Upon graduation from Seattle University he was employed by the Alaska Department of Economic Development under then Commissioner Frank Murkowski as staff Economist, advanced to Natural Resource Development Specialist, and was appointed Director of the Division of Industrial Development in 1970 (currently in the Department of Community and Economic Development). During his four years with the State he was responsible for the development, preparation and dissemination of community economic profiles and statistical data on Alaska's economy and the promotion of Alaska's natural resources. He supervised and managed a staff of professionals in resource development, dedicated to enhancing the economic well being of the State.

In 1971 Frank established Homan Associates, a private consulting firm in Juneau with activities in economic research and analysis, resource development, legislative affairs, governmental relations and writing on Alaska's economy and resources. The success of this venture lead to the merger with McDowell Marketing Services in 1975 to form the consulting firm of Homan-McDowell. The principal activities for Homan-McDowell included economic research and community development impact analysis for the public sector and commercial business feasibility studies for the private sector as well as legislative and governmental affairs. The firm completed dozens of economic impact projects in Southeast as well as across the State.

He joined the professional staff of Alaska State Senator Arliss Sturgulewski in 1985 as Senior Advisor on economic and natural resource issues. There he was engaged in the development of a wide range of legislation as a Senate staff advisor. During his six years of legislative service he was responsible for legislation dealing with Alaska's natural resource development in commercial fishing, timber, land, oil, minerals and economic development issues.

Frank was appointed in 1991 as a Commissioner with the Alaska Commercial Fisheries Entry Commission where he served through 1996. His primary duty as an Administrative Law Judge, with this quasi-judicial fisheries regulatory agency, was to adjudicate individual claims of applicants seeking limited entry permits in Alaska's commercial fisheries. In addition to his judicial responsibilities for the agency he was the primary legislative contact. This work involved development of legislation, presentation before legislative committees, liaison with the Governor's Office and other state departments and coordination with commercial fishing groups as well as other interested parties both private and public.

After leaving State service in 1997 Frank operated Homan Associates. Additionally, in the 1997 legislative session he was active as a registered lobbyist and successful in the passage of legislation (HB 198) enabling the Southeast Alaska dive fishermen to create a Southeast Regional Dive Fishery Association. During the 1997 and 1998 Alaska cruise ship seasons he served as a ship's agent for the Cruise Line Agencies of Alaska, a subsidiary of SE Stevedoring Corp. In 1999 and 2000 Frank served as Executive Director of the Southeast Conference.

In December 2002 Frank was appointed a Special Staff Assistant in the Office of the Governor. In September 2003 he was appointed as a Commissioner with the Alaska Commercial Fisheries Entry Commission.

His public sector activities include: appointment by Governor Hammond to the Alaska Growth Policy Council, an advisory group to the Governor of Alaska; Economic Development Advisor to the Campaign for Human Development, an economic development program of the Catholic Church; former Chairman and member of the Legislative Board of Retirement Benefits; appointment by Governors Hammond and Sheffield to the Board of Directors of the Alaska Commercial Fishing and Agriculture Bank, an independent cooperative bank formed to assist commercial fishermen and farmers, where he served as the founding Chairman of the Board; and he was a founding member of the Board of the Juneau World Affairs Council and is a Board member of the Shrine of St. Therese in Juneau.

Frank, 63 married his wife Janie in 1963 and they have two grown children and two grandchildren in Juneau.

01/04

Frank M. Homan

Frank Homan, 63, holds a BA in Economics and has done graduate work in Public Administration and completed courses at the National Judicial College. He has held professional positions including Senior Economist, Resource Development Specialist and Director of the Division of Industrial Development at the Alaska Department of Economic Development; Senior Advisor, Alaska State Senate; Commissioner with the Alaska Commercial Fisheries Entry Commission; founder and principal of Homan Associates, a private consulting firm; registered lobbyist; Executive Director of the Southeast Conference; and Chairman of the Board of the Alaska Commercial Fishing and Agriculture Bank.

EDUCATION

Graduated Ketchikan High School in 1958.

BA Economics, Seattle University in 1967.

Post graduate studies in Public Administration at the University of Alaska Southeast.

Completed Administrative Law courses at the National Judicial College, University of Nevada.

MILITARY

U.S. Army Special Forces 1962-1965

PROFESSIONAL AND BUSINESS HISTORY

Thirty-six years of professional experience in Alaska economic and resource development issues including 16 years of government service and 20 years in the private sector.

2003 Commissioner, Alaska Commercial Fisheries Entry Commission

2002 Special Staff Assistant in the Office of the Governor

2000-2002 Principal, Homan Associates, business and governmental services.

1999-2000 Executive Director of the Southeast Conference.

1997-1999 Principal, Homan Associates

1997-1998 Port Agent, Cruise Line Agencies of Alaska (May-Sept).

1991-1996 Commissioner, Alaska Commercial Fisheries Entry Commission, included duties as an Administrative Law Judge, legislative liaison, and coordination with fishery groups throughout the state.

1985-1991 Senior Advisor, Alaska State Senator Arliss Sturgulewski for natural resources and economic issues.

1975-1984 Partner, Homan-McDowell, economic and management consultants for private and public clients.

1971-1975 Principal, Homan Associates, economic and governmental relations consulting services and writing on Alaska natural resources and economic issues.

1970-1971 Director, Division of Industrial Development, Alaska Department of Economic Development.

1969-1970 Natural Resources Development Specialist, Alaska Department of Economic Development.

1967-1969 Senior Economist, Alaska Department of Economic Development.

PUBLIC POSITIONS

Board member, Alaska Growth Policy Council, an advisory group to the governor on the future of the state.

Chairman of the Board, Legislative Board of Retirement Benefits, an advisory group to the Alaska State Legislature on retirement related issues.

Advisor to the Campaign for Human Development, an economic development program of the Catholic Church.

Chairman of the Board, Alaska Commercial Fishing and Agriculture Bank, a cooperative bank to aid fishermen and farmers in Alaska.

Board member, Juneau World Affairs Council

Board member, Shrine of St. Therese

Frank M. Homan
124 W. 6th St.
Juneau, AK 99801
Ph: (907) 586-2179
Fax: (907) 463-3893
Email: frank_homan@cfec.state.ak.us

Frank M. Homan

Frank has lived in Alaska for more than 50 years, spending his professional career in both government and the private sector. He holds a BA in Economics from Seattle University. He has done graduate work at the UAS and specialized studies at the National Judicial College. His professional career includes Director of Industrial Development for the Alaska Department of Economic Development, Senior Advisor to the Alaska State Senate, Commissioner of the Alaska Commercial Fisheries Entry Commission, founder and principal of a private economic research firm with work spanning three decades, registered lobbyist, Chairman of the Board of the Alaska Commercial Fishing and Agriculture Bank, and Executive Director of the Southeast Conference, a regional economic development organization.

Frank and his wife Janie have two grown children and two grandchildren all living in Juneau.

THE
FOLLOWING
DOCUMENT(S)
ARE
POOR
ORIGINAL
COPIES

APP / Oil & Gas Conservation / 070
del

HARTIG RHODES HOGE & LEKISCH
A PROFESSIONAL CORPORATION

ATTORNEYS AT LAW

www.hartig.com

OF COUNSEL
PETER A. LEKISCH
MARGARET J. RAWITZ
TODD J. TIMMERMANS

ROBERT L. HARTIG (1928-1980)
JAMES D. RHODES (RETIRED)
G. KENT EDWARDS (RETIRED)

PETER B. BRAUTIGAM
VIKRAM N. CHAUDAL
ROBERT B. FLINT
SEAN HALLORAN
LAWRENCE L. HARTIG
ANDREW E. HOGE
CHRISTINE FOOTE HYATT
MICHAEL JUNGREIS
ROBERT J. MAIONEY
JOHN K. NORMAN
DOUGLAS C. PERKINS

ANCHORAGE, ALASKA 99501-3397
TELEPHONE
FACSIMILE

RECIPROCAL RELATIONSHIP
GRUENING & SPITZFADEN
JUNEAU, ALASKA

January 21, 2004

HAND DELIVERED TO:
Governor's Anchorage Office

The Honorable Frank H. Murkowski, Governor
State of Alaska
3rd Floor - State Capital
Juneau, AK 99811-0001

Dear Governor Murkowski:

I am writing to express my interest and willingness to be considered for the vacancy on the Alaska Oil & Gas Conservation Commission created by Commissioner Sarah Palin's resignation, which I understand became effective as of yesterday.

I look at this as an opportunity for public service, and would welcome this chance to work in furtherance of the resource development goals of your administration if you feel my background and experience can be put to good use.

I have more than 35 years experience in working with the oil and gas industry, most of it in Alaska. I originally came to Alaska in 1968 as an employee of Skelly Oil Company with statewide responsibility for oil and gas exploration. At that time, the company owned a significant percentage of the production in Cook Inlet.

In 1969, I accepted a position in the Department of Law. In that capacity, I acted as legal counsel to the State Oil & Gas Conservation Commission (then the "Oil & Gas Conservation Committee"). I worked extensively with the statutes and regulations applicable to oil and gas conservation in Alaska, and provided advice to the Commission concerning its Orders and the conduct of hearings and initiated legal action when necessary to enforce State regulations governing the drilling, the production and plugging and abandonment of wells, protection of correlative rights and the prevention of waste.

The Honorable Frank H. Murkowski, Governor

January 21, 2004

Page 2

Enclosed is a copy of my current biographical information. I would welcome the opportunity to elaborate on the extensive oil and gas development experience I have had in the State of Alaska. This experience has included not only providing advice to the Oil & Gas Conservation Commission and the Department of Natural Resources, but I have also represented oil and gas production companies, resource owners including some of the largest private land owners in the state, the Alaska Native Regional Corporations, and have likewise represented small property owners most recently small property owners in the Matanuska Borough and on the Kenai Peninsula.

If you believe my application is worthy of further consideration, I will provide references to demonstrate my familiarity with the oil and gas industry, both from the perspective of some of the largest producers in the world and from the perspective of small private Alaska property owners. If appointed, it will be my intention to approach this service with energy and enthusiasm, bringing to it all of the experience I have gained over the years. My intention would be to carry out my responsibilities on the Commission in a manner consistent with the best interests of the State of Alaska and without regard to any particular special interest group.

Finally, I am aware that the future of the Alaska Oil & Gas Conservation Commission is currently under review. On this broader subject, I would like to offer two points for your consideration, based upon my many years of work in the industry:

1. First, the Alaska Oil & Gas Conservation Commission, is a regulatory body and must remain totally independent of the State Division of Oil & Gas, which acts in a proprietary capacity. It would place other property owners in the state at a distinct disadvantage if confidential information concerning their oil and gas wells were required to be filed with the same agency charged with generating revenue from the state's oil and gas resources. There would be a clear appearance of impropriety in such a combination.

2. Second, I would like to make the point that if Alaska, as producer of almost 1/5 of the oil produced the United States, were to downgrade the important Oil and Gas Conservation Commission, it would send the wrong message to potential oil and gas investors in Alaska. Having worked in industry, I know from experience that part of what makes for an attractive investment climate is the presence of an impartial, professional regulatory body to regulate matters such as compulsory unitization, protection of correlative rights and to ensure compliance with best industry practices. Of all of the states in the Union, Alaska has the greatest potential to contribute significantly to the energy

The Honorable Frank H. Murkowski, Governor

January 21, 2004

Page 3

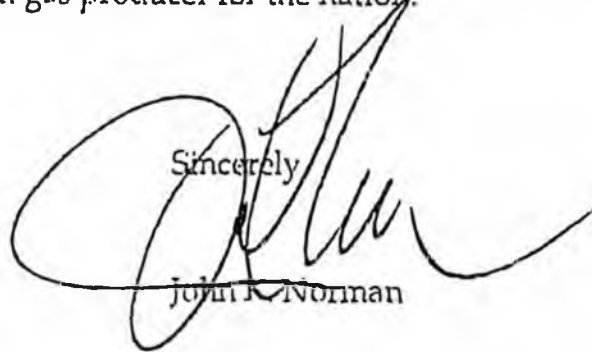
needs of the United States. Alaska will be handicapped in attempting to realize its full potential and attract world class companies to the state, if we downgrade the importance of our Oil & Gas Conservation Commission.

I know that your administration and the legislature are aware that other states with far less potential than Alaska, recognize the importance of the oil and gas industry and have ensured that they have capable and knowledgeable regulatory commissions in place to provide the confidence and stability demanded by operating companies, and property owners in an industry which has contributed so much to our economy.

I would welcome the opportunity to put my experience to work in helping Alaska realize its full potential as an oil and gas producer for the nation.

Kindest regards.

Sincerely

A handwritten signature in black ink, appearing to read "John R. Norman", written over the typed name.

John R. Norman

JKN/art
Enclosure

John K. Norman
Hartig Rhodes Hope & Lekisch, P.C.

Anchorage, AK 99501
Third Judicial District

Telephone
Email:

Areas of Practice: Commercial; Natural Resource; Oil & Gas; Mining; ANCSA and Public Land Law.

Education: University of Missouri (J.D. 1964; A.B. (Geology) 1962).

Admitted to Bar: Missouri (1964); Alaska (1969); U.S. Supreme Court (1972).

Member: Greater Anchorage Area Board of Health (1973-75); State Division of Lands Advisory Committee (1976-77); Federal Bureau of Land Management Advisory Council (1982-85); President, Common Sense for Alaska, Inc. (1981-82); Vice President, Anchorage Chamber of Commerce (1983-85); Chair, Commonwealth North, Hartig Research Trust (1981 - present); Board of Directors, Resource Development Council (1988 - present); U.S. Department of Commerce, Alaska District Export Council (1992 - present); American Institute of Professional Geologists (2003 - present); Outstanding Lawyers of America (2003 - present); Alaska Bar Association (Chairman, Environmental Law Committee 1977-79, Fee Arbitration Panel 1977-81, Environmental/Natural Resource Law Section 1980 - present, Discipline Hearing Committee 1983-87); American Bar Association (Member, Environment, Energy and Resources Section; State Chairman, Committee on Environmental Quality, Young Lawyers Section, 1971-73).

Positions Held: Founding Partner and Shareholder, Hartig Rhodes Hope & Lekisch, P.C. (1971 - present); Assistant Attorney General, State of Alaska, Natural Resources Section (1969-71); Exploration Representative, Skelly Oil Company, Alaska/Texas (1967-1968); 1st Lt., US Army, Germany (1964-1966).

Published Works: "Section Line Dedications for Construction of Highways," Alaska Law Journal (Feb. 1970); "Production Conservation Utilization of Natural Gas in Alaska," Natural Resources Lawyer (Nov. 1970); "Alaska's D-2 Lands," Alaska Mineral Development Institute Paper No. 5, Rocky Mountain Mineral Law Foundation (Aug. 1978); "Legal Considerations When Entering the Alaska Energy Market," IBC Global Conference (Sept. 2002); "Oil & Gas Law Reporter," Rocky Mountain Mineral Law Newsletter (1984 - present).

Reported Cases: *Swindel v. Kelly*, 499 P.2d 291 (Alaska 1972); *Zumarello v. Yale*, 514 P.2d 228 (Alaska 1973); *Thomas v. Bailey*, 595 P.2d 1 (Alaska 1979).

[REDACTED]

CURRICULUM VITAE

KENNETH O. STOUT

Anchorage, Alaska 99504

Telephone:

Marital Status: Peggy B. Stout (wife) and two married daughters.

OBJECTIVES: Management of Administrative Projects in areas of Government or Private Industry.

CAREER SUMMARY: Experience in high level staff administration in areas of management, planning, acquisition, intelligence, budgeting, security, emergency service, and vocational job training.

EDUCATION: ----- Master's degree in Administration; University of Alaska, Anchorage: 1973

Bachelor's degree in Education; University of Nebraska, Omaha: 1962

Industrial Security and Safety; Diploma from Northwestern University Safety Institute

General Management; U.S. Army Command and General Staff College

Campaign Management and Fund Raising College; Republican National Committee

Technical Management; U.S. Army Signal School; U.S. Army Security Agency School; U.S. Army Intelligence; and U.S. Army Logistical School

SPECIAL TRAINING: Program Management and Budgeting Principles for Government projects; Cryptologic Course for Senior Defense Officials; Procurement and Contracting for Executives; Civil Law and Law Enforcement; Personnel Administration; Public Safety and Emergency Service; Various political courses and seminars.

Kenneth O. Stout
Vitae
Page Two

**PRESIDENTIAL
APPOINTMENT:**

1981-1987: Commissioner, National
Commission on Employment Policy, U.S.
Department of Labor.

**GOVERNOR'S
APPOINTMENT:**

Member, Board of Directors, Alaska State
Housing Authority.

EXPERIENCE:

August, 1978 to Present:

Self-employed in investment programs.
Purchasing consultant and administrator
of general partnership of several
diverse investments and broker of Stout
Real Estate Company, specializing in
land and housing project development.

1977:

Deputy Director of Emergency Services
for City of Anchorage, Alaska.

July, 1975 - July, 1976:

Business Manager, Alaska Methodist
University; Director of Personnel, Grant
Programs, Business Manager, Maintenance,
Controller, Buildings and Grounds,
Safety and Security, Food Service,
Financial Aid, Housing, Post Office,
Bookstore, and Health Service.

June, 1974:

Retired from U.S. Army with regular Army
rank of Lieutenant Colonel.

June, 1973 - June, 1974:

Chief, J-6 Military Secretariat and
Electronic Warfare Operations
Organization of the Joint Chiefs of
Staff.

Kenneth O. Stout
Vitae
Page Three

Directed two branches of highly technical personnel. Developed plans, policy, budget, and doctrine in areas of administration and electronic warfare for the office of Joint Chiefs of Staff, Pentagon, Washington, D.C.

June, 1971 - June, 1973:

Commander, U.S. Army Security Detachment
Headquarters, U.S. Army, Alaska

Directed a battalion size Arctic operations and training unit encompassing an area ranging from Point Barrow to Shemya, Alaska. The full spectrum of budget, supply, food service, maintenance, safety, and intelligence operations in an Arctic environment.

January, 1969 - January, 1970

Commander, Intelligence Detachment
Office of Chief of Staff for
Intelligence

Directed a combat intelligence joint operation in Vietnam in areas of electronic warfare and signal intelligence operations

August, 1965 - November, 1967

Operations Officer, Communications
Intelligence
U.S. Army Security Agency

Directed a 250-man National Security Agency, multi-million dollar, communications intelligence activity in Okinawa. This encompassed management of all facets of personnel, funding, maintenance, supply, and support activities.

**POLITICAL
EXPERIENCE:**

1984 - 1986: Member, Republican
National Committee Executive Committee

Kenneth O. Stout
Vitae
Page Four

1984 - 1985: Member, Presidential
Inaugural Committee

1981 - 1985: State Chairman, Republican
Party of Alaska

1976 - Present: Campaign Advisor for
numerous legislative races.

1980: Presidential Transition Team

**FORMER AND CURRENT
PROFESSIONAL
ORGANIZATIONS:**

Anchorage Chamber of Commerce
Anchorage Rotary
Resource Development Council of Alaska
Common Sense for Alaska
American Society for Public
Administration
The American Academy of Political and
Social Science
National Security Industrial Association

MILITARY AWARDS:

3 Legion of Merits
3 Bronze Stars of Valor
The Vietnamese Medal of Honor for Valor
Combat
16 Army and Joint Service Accommodations
for Achievement

HOBBIES:

Pilot
Boating and fishing
Golf
Antique cars

CHARLES EDWARD COLE

Fairbanks, Alaska 99701

Fax Received

JAN 13 2004

Office of the Governor

October 10, 1927	Born Yakima, WA
Circa 1942	Eagle Scout, Boys Scouts of America
June 1945	Graduated Yakima Senior High School Yakima, WA
June 1945 to December 1945	Army Specialized Training Reserve Program Oregon State College, Corvallis, OR
January 1946 to February 1947	United States Army Active duty
February 1947 to December 1947	Yakima Valley Junior College Yakima, WA
January 1948 to June 1950	Stanford University (Bachelor of Arts degree in pre-law) (Baseball scholarships – three years)
September 1949 to December 1952	Stanford University School of Law (LLB Law degree)
Summers of 1950, 1951, 1953	Minor League Professional baseball player Stockton, CA, and Twin Falls, ID
January 1954 to January 1955	Assistant Attorney General Territory of Alaska Commission of Veterans Affairs Juneau, AK
January 1955 to June 1956	Law Clerk (Judge Forbes) United States District Court Territory of Alaska, Fairbanks, AK
July 1956 to April 1957	Attorney Collins & Clasby Law Firm, Fairbanks, AK

October 1956 to October 1958	Municipal Judge (elected) – part time City of Fairbanks, AK
April 1957 to December 1990	Attorney Private practice of law, Fairbanks, AK
December 1990 to January 1994	Attorney General (appointed by Governor Hickel) State of Alaska
February 1994 to present	Attorney Private practice of law, Fairbanks, AK

Admitted to California Bar Association, December 8, 1953
Admitted to Washington State Bar Association, September 1953
Admitted to Alaska State Bar Association, March 4, 1955



Chapter 38.06. ALASKA ROYALTY OIL AND GAS DEVELOPMENT ADVISORY BOARD

Sec. 38.06.010. Purpose.

It is the purpose of this chapter to facilitate the wise development of Alaska's oil and gas royalty interests by providing means and procedures for sales, exchanges, or other disposition of those interests in ways calculated to promote private economic growth consistent with applicable environmental standards and public fiscal stability, and in accordance with AS 38.05.183.

Sec. 38.06.020. Establishment.

There is established in the Department of Natural Resources the Alaska Royalty Oil and Gas Development Advisory Board.

Sec. 38.06.025. Membership; vacancies.

(a) The board consists of the commissioner of community and economic development; the commissioner of revenue; the commissioner of natural resources, who is a nonvoting member; and five public members.

(b) The public members shall be appointed by the governor to serve at the pleasure of the governor for five-year staggered terms and confirmed by a vote of a majority of the members of the legislature in joint session. The public members may not be state officers or employees. Four of the public members may not be, nor have been in the past five years, employed by a person whose primary business is, or who owns a controlling interest in a corporation whose primary business is, the exploration for or development, production, transportation, sale, refining, or processing of petroleum products. One of the public members shall possess experience in petroleum-related fields in such areas as exploration, development, production, or economics.

(c) A chairman shall be elected by the board from among the public members.

(d) A public member shall continue in office at the expiration of a term until a successor is appointed and qualifies.

(e) Vacancies in public membership shall be filled in the same manner as original appointment. Except as provided in AS 39.05.080 (4), an appointee to fill a vacancy shall hold office for the balance of the term for which the predecessor on the board was appointed. A vacancy in board membership does not impair the authority of a quorum of the board members to exercise all the powers and duties of the board.

Sec. 38.06.030. Compensation; per diem, travel expenses.

Members of the board are in the exempt service under AS 39.25.110 and shall receive per diem and travel allowances as provided by law for other boards and commissions.

Sec. 38.06.035. Meetings, rules, quorum, votes required; conflict of interest.

(a) The board shall prescribe its own rules of procedure. It shall meet at a time and place determined by the chairman, and at other times and places as the chairman, or a majority of the board members, consider

necessary. A quorum is a majority of the voting members of the board. The votes of the board members shall be recorded. Effective action to carry out the powers granted under this chapter requires the affirmative vote of a majority of the board members. A board member may not, with respect to a matter before the board, vote for or on behalf of another member of the board.

(b) A member of the board may not act upon a matter in which the relationship of a member of the board with any person creates a conflict of interest. A board member may not have an official connection with or hold stock or securities in, or have a pecuniary interest in, a corporation, company, or association engaged in the production or transportation of oil or gas.

Sec. 38.06.040. Powers and duties of the board.

(a) The board shall

(1) in accordance with the criteria set out in AS 38.06.070, develop a plan for the wise development of the state's oil and gas royalty interests; the plan of development shall be consistent with

(A) growth of the private sector of the economy;

(B) environmental standards required by law; and

(C) public fiscal stability;

(2) hold public hearings on proposed sales, exchanges, or other disposals of royalty oil or gas to determine whether the proposals comply with AS 38.06.070 ;

(3) examine proposed sales, exchanges, or other disposal of, and recommend to the legislature that it approve or disapprove a proposed sale, exchange, or other disposal of

(A) the oil or gas that is obtained by the state as royalty under AS 38.05.182; or

(B) the rights to receive future oil or gas production under state leases; and

(4) recommend to the commissioner of natural resources the conditions relating to the sale, delivery, transportation, refining, or processing of oil or gas which the commissioner may include in the offer and sale of oil or gas obtained by the state as royalty under AS 38.05.182.

(b) The board may

(1) direct the commissioner of natural resources to solicit development plans or bids consistent with the criteria set out in AS 38.06.070 for

(A) the sale, exchange, or other disposal of oil or gas obtained by the state as royalty under AS 38.05.182; or

(B) the sale, exchange, or other disposal of all or a portion of the rights to receive future oil or gas production under a state lease;

(2) employ an executive director, and contract for the services of professionals, persons with knowledge

of economics and other disciplines, and persons with technical skills who may be necessary to assist the board in the exercise of its powers and duties; and

(3) adopt regulations under the Administrative Procedure Act (AS 44.62) that are necessary for the exercise of its powers and duties.

Sec. 38.06.050. Board review and recommendation required.

(a) If legislative approval is required by AS 38.06.055, a sale, exchange, encumbrance, or other disposition of oil or gas or of the rights or waiver of the rights to receive future production of royalty oil or gas may not be made by the commissioner of natural resources under AS 38.05.183 without prior review of the proposed sale, exchange, encumbrance, or other disposition by the board. A written recommendation of the board on the proposed sale, exchange, encumbrance, or other disposition of oil or gas or of the rights or waiver of the rights to receive future production of royalty oil or gas shall be submitted to the legislature at the time a bill approving the proposed sale, exchange, encumbrance, or other disposition is introduced in the legislature.

(b) Bids or applications for the purchase of royalty oil or gas may be rejected by the commissioner of natural resources if prior written notice of the proposed disapproval is given to the board.

(c) Competitive bidding in a sale, exchange, or other disposition described in (a) of this section may not be waived by the commissioner of natural resources under AS 38.05.183 unless prior written notice of proposed waiver is given to the board.

(d) *[Repealed, Sec. 5 ch 112 SLA 1980].*

Sec. 38.06.055. Legislative approval.

(a) In addition to the recommendation by the board required under AS 38.06.050, the commissioner of natural resources may not enter into a sale, exchange, or other disposition of oil or gas or of the rights or waiver of the rights to receive future production of royalty oil or gas under AS 38.05.183 without the prior approval of the legislature. The legislature may approve a sale, exchange, or other disposition of oil or gas or of the rights or of a waiver of the rights to receive future production of royalty oil or gas only by enacting legislation.

(b) The provisions of (a) of this section do not apply to

(1) the sale, exchange, or other disposition of oil or gas for one year or less if the sale, exchange, or other disposition is entered into to relieve storage or market conditions;

(2) contracts for the sale of state-owned royalty gas or oil that specify the sale and delivery of not more than

(A) 400 barrels of crude oil per day;

(B) 460 barrels of natural gas liquids per day; and

(C) 2,400 Mcf of natural gas per day.

(c) A sale, exchange, or other disposition of oil or gas under (b)(1) of this section may not be continued after the end of one year or renewed with the same party without the prior approval of the legislature under (a) of this section. This subsection does not apply to a sequential competitively bid sale of oil or gas made with the same party under (b)(1) of this section.

Sec. 38.06.060. Confidentiality.

Notwithstanding AS 40.25.110 - 40.25.120, the board may provide by regulation for the confidentiality of those documents and records in its possession or control which contain confidential business or marketing information the protection of which is essential to the person who has submitted them to the board or in the judgment of the board is essential to the best interest of the state. Such confidentiality, however, shall not preclude the proper review by the legislature.

Sec. 38.06.070. Criteria.

(a) In the exercise of its powers under AS 38.06.040 (a) and 38.06.050 the board shall consider

(1) the revenue needs and projected fiscal condition of the state;

(2) the existence and extent of present and projected local and regional needs for oil and gas products and by-products, the effect of state or federal commodity allocation requirements which might be applicable to those products and by-products, and the priorities among competing needs;

(3) the desirability of localized capital investment, increased payroll, secondary development and other possible effects of the sale, exchange, or other disposition of oil and gas or both;

(4) the projected social impacts of the transaction;

(5) the projected additional costs and responsibilities which could be imposed upon the state and affected political subdivisions by development related to the transaction;

(6) the existence of specific local or regional labor or consumption markets or both which should be met by the transaction;

(7) the projected positive and negative environmental effects related to the transaction; and

(8) the projected effects of the proposed transaction upon existing private commercial enterprise and patterns of investments.

(b) When it is economically feasible and in the public interest, the board may recommend to the commissioner of natural resources, as a condition of the sale of oil or gas obtained by the state as royalty, that

(1) the oil or gas be refined or processed in the state;

(2) the purchaser be a refiner who supplies products to the Alaska market with price or supply benefits to state citizens; or

(3) the purchaser construct a processing or refining facility in the state.

(c) The board shall make a full report to the legislature on each criterion specified in (a) or (b) of this section for any disposition of royalty oil or gas that requires legislative approval. The board's report shall be submitted for legislative review at the time a bill for legislative approval of a proposed disposition of royalty oil or gas is introduced in the legislature.

Sec. 38.06.080. Definitions.

In this chapter,

(1) "board" means the Alaska Royalty Oil and Gas Development Advisory Board;

(2) "state lease" means an oil and gas lease on state land.

Chapter 38.07. CLEARING AND DRAINING OF AGRICULTURAL LAND

Sec. 38.07.010. Selection and lease.

(a) The commissioner may select areas of state land classified as agricultural and contract for the land to be cleared or drained or both at state expense. In this selection and contracting, the commissioner shall be guided by the recommendations of the U.S. Soil Conservation Service.

(b) The land that is cleared or drained under (a) of this section shall be put up for competitive lease in lots of not less than 320 acres each. Lease payments shall be separately accounted for and may be appropriated to the agricultural revolving loan fund (AS 03.10.040).

Sec. 38.07.020. Provisions of lease.

(a) A lease under AS 38.07.010 (b) shall be for 10 years with an option for a five-year renewal.

(b) Before a lessee can apply for ownership of the land, the lessee must crop the land for at least seven years. If a lessee does not crop the land for at least seven years during the lease, the land shall be open again for competitive lease.

(c) All rent the lessee has paid on the lease less interest on appraised value is to be applied toward the purchase price.

(d) There shall be included in the lease agreement a provision prohibiting more than one farm unit on each half section of land.

Sec. 38.07.030. Owners and lessees included.

(a) An owner of agricultural land, or a lessee from the state of agricultural land, in the general vicinity of the land to be cleared or drained under AS 38.07.010 (a) may apply to the commissioner to have the land cleared or drained or both along with the state land. The applicant's land shall be included in the contract of land to be cleared or drained if, in the discretion of the commissioner, the inclusion is feasible and furthers the agricultural policies of the division of agriculture.

(b) The cost of clearing privately-owned land shall be borne by the landowner. For this purpose, the landowner may borrow money according to the requirements and provisions of AS 03.10 (Alaska Agricultural