

SCOMM

#46:12

IN THE HOUSE -- Offered: 1/13/86
Referred: House Special Committee
on Oil and Gas and
Resources

IN THE SENATE - Offered: 1/13/86
Referred: Resources

EXECUTIVE ORDER NO. 61

1
2 Under the authority of art. III, sec. 23, of the Alaska Constitution,
3 and in accordance with AS 24.08.210, I order the following:

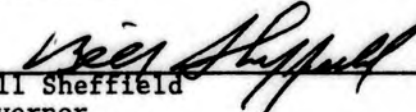
4 * Section 1. FINDINGS. As governor, I find that it would be in the
5 best interests of efficient administration to transfer the Alaska Royalty
6 Oil and Gas Development Advisory Board from the Department of Commerce and
7 Economic Development to the Department of Natural Resources.

8 * Sec. 2. AS 38.06.020 is amended to read:

9 Sec. 38.06.020. ESTABLISHMENT. There is established in the
10 Department of Natural Resources [COMMERCE AND ECONOMIC DEVELOPMENT]
11 the Alaska Royalty Oil and Gas Development Advisory Board.

12 * Sec. 3. This Order takes effect March 15, 1986.

13
14 DATED: Jan 10, 1986

15
16 
17 Bill Sheffield
18 Governor

BILL SHEFFIELD
GOVERNOR



STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

January 13, 1986

The Honorable Ben Grussendorf
Speaker of the House
Alaska State Legislature
P.O. Box V
Juneau, AK 99811

Dear Representative Grussendorf:

Under the authority of art. III, sec. 23, of the Alaska Constitution, and in accordance with AS 24.08.210, I am transmitting an executive order relating to the Alaska Royalty Oil and Gas Development Advisory Board. This order transfers the board from the Department of Commerce and Economic Development to the Department of Natural Resources.

In 1974, in response to the concern that the sale of royalty oil and gas should be made with substantial public involvement, the board was established within the Department of Natural Resources as the mechanism for providing that public review. At that time, the board was given significant controls over the discretion of the commissioner of natural resources to dispose of the state's royalty oil and gas, including the power to veto proposed contracts.

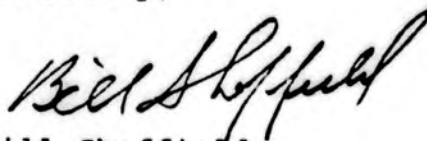
In 1980, the royalty statutes were amended. Partly because of friction between the board and the commissioner of natural resources, the board was transferred to the Department of Commerce and Economic Development, and its powers were substantially reduced. Its primary role since the 1980 amendments has been to hold public hearings on, evaluate, and advise the commissioner of natural resources and the legislature regarding proposed dispositions of the state's royalty.

In 1984, in response to the need for fiscal belt tightening, funding for the board was eliminated from the FY 85 budget of the Department of Commerce and Economic Development.

Without funding, the board could no longer retain its full-time staff -- an executive director and secretary. In their absence, the Department of Natural Resources has provided the necessary money and staff support to enable the board to fulfill its statutory review functions. Because of this close working relationship between the board and the Department of Natural Resources, and because the board's primary responsibilities are most closely related to the functions of that department in disposing of the state's royalty, I am convinced that it would be in the best interests of efficient administration to transfer the board back to the Department of Natural Resources.

The transfer has the support of the commissioners of natural resources and commerce and economic development, and the royalty board's other members. In addition, transfer of the board from the Department of Commerce and Economic Development to the Department of Natural Resources was included in HB 366, introduced in the 1985 session by the House Special Committee on Oil and Gas.

Sincerely,

A handwritten signature in cursive script that reads "Bill Sheffield". The signature is written in dark ink and is positioned above the printed name and title.

Bill Sheffield
Governor

Sec. 24.08.110. Bills carry over. A bill introduced but not receiving final action in the first regular session of a legislature carries over in the same reading or status into the second regular session of the same legislature. (§ 40 ch 157 SLA 1959)

Revisor's notes. — Formerly AS 24.30.120. Renumbered in 1985.

Article 2. Constitutional Amendments and Executive Orders.

Section

200. Constitutional amendments
210. Executive orders

Sec. 24.08.200. Constitutional amendments. The legislature may propose amendments to the state constitution through the adoption of a joint resolution by an affirmative vote of two-thirds of the membership of each house. Resolutions proposing constitutional amendments shall be treated as bills. (§ 41 ch 157 SLA 1959)

Revisor's notes. — Formerly AS 24.30.130(a). Renumbered in 1985.

Sec. 24.08.210. Executive orders. An executive order proposing a change in the executive branch and requiring the force of law under art. III, sec. 23, Constitution of the State of Alaska shall be submitted to the presiding officer of each house on the day the house organizes. The legislature has 60 days of a regular session, or a full session if of shorter duration to disapprove the order. Unless disapproved by a special concurrent resolution introduced in either house, concurred in by a majority of the members in joint session, the order becomes effective at a date thereafter to be designated by the governor. An order submitted to but not disapproved by the legislature shall be published in the bound session laws and any codification of state law. (§ 12 ch 47 SLA 1961)

Revisor's notes. — Formerly AS 24.30.130(b). Renumbered in 1985.

Article 3. Filing, Printing and Distribution of Laws.

Section

300. Delivery by governor
310. Filing and effect

Collateral references. — 73 Am. Jur. 2d, Statutes, §§ 84-86.
82 C.J.S., Statutes, §§ 60-63.

Sec. 24.08.300. Delivery by governor. The governor shall sign and deliver to the presiding officer of each house a bill or resolution signed by him, and when the governor is absent from the governor's office is to deliver the original enrolled copies of the resolution to the executive director of the legislature. The director shall sign for each bill or resolution and shall have been photographed for duplication in the office of the governor. (§ 7 ch 157 SLA 1973)

Revisor's notes. — Formerly AS 24.35.010(a). Renumbered in 1985.

Sec. 24.08.310. Filing and effect of laws. The original enrolled copies of all laws and executive orders having the effect of laws shall be filed with the governor to the legislature and the original copies of all laws and executive orders shall be kept on file for reference. The original copies of executive orders having the force of laws and replacement pamphlets shall be filed in the files of the legislature as a part of the Alaska Statutes. (§ 32 SLA 1971)

Revisor's notes. — Formerly AS 24.35.010(b). Renumbered in 1985.

Sec. 24.08.320. Session laws. The governor shall be responsible for arranging for the printing and distribution of the laws of each session. The governor shall have the slip law copies of the enrolled laws in the quantity for one complete set to be printed. The publication of supplements to the laws of the Division of Education is to receive such supplements by official state distribution and the cost of such distribution on the basis of product prices. (§ 157 SLA 1959; am § 7 ch 47 SLA 1961)

STATE OF ALASKA 1986 LEGISLATIVE SESSION
FISCAL NOTE

EO 61 #1

Revision Date : _____

REQUEST 377-016-8
Bill/Resolution No. : Executive Order
Title : Transfer Royalty Oil Board from
Dept. of Commerce to Dept. of
Natural Resources
Sponsor : Governor
Requestor : Governor
Date of Request : 12-31-85

FISCAL DETAIL
Agency Affected : Natural Resources
BRU : Oil and Gas
Components : Petroleum Management

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-

CAPITAL						
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REVENUE						
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FUNDING : (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

POSITIONS :

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

ANALYSIS : Attach a separate page if necessary

Minimal additional administrative expense will be absorbed in Department's FY 87 Operating Budget.

Prepared by : Rod Mourant
 Division : Management

Phone : 465-2424
 Date : 12-31-85

Approved by Commissioner : *Shawn Patton*
 Agency : Natural Resources

Date : 12-31-85

Distribution (by Agency preparing fiscal note) :

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

**STATE OF ALASKA 1986 LEGISLATIVE SESSION
FISCAL NOTE**

CC #71

REQUEST EO 61#2
 Bill/Resolution No. : 377-016-84
 Title : Transfer of oil and gas royalty board.

 Sponsor : _____
 Requestor : _____
 Date of Request : _____

Revision Date : _____

FISCAL DETAIL
 Agency Affected : Dept. Comm. & Econ. Devel.
 BRU : _____

 Components : _____

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-
CAPITAL	-0-	-0-	-0-	-0-	-0-	-0-
REVENUE	-0-	-0-	-0-	-0-	-0-	-0-

FUNDING : (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

POSITIONS : None

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS : Attach a separate page if necessary

Prepared by: Joan Brown
 Division: Administrative Services

Phone: 465-2503
 Date: 12/31/85

Approved by Commissioner: *[Signature]*
 Agency: Dept. of Commerce & Economic Development

Date: _____

Distribution (by Agency preparing fiscal note):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)