

**STATE OF ALASKA  
THE LEGISLATURE**

**2001**

**Source**  
SCS CSHCR 17(JUD)

**Legislative  
Resolve No.**  
30



Expressing the legislature's support for sale of a portion of Alaska's North Slope natural gas for electrical generation to power data centers within the North Slope Borough.

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

**WHEREAS** the State of Alaska has vast proven reserves of natural gas located on the North Slope within the North Slope Borough; and

**WHEREAS** the need for electricity in the United States is increasing due in part to the demands of the Internet; and

**WHEREAS** Netricity, L.L.C., an Alaska limited liability company, has proposed to purchase natural gas from the State in order to use that natural gas to generate electricity in the North Slope Borough to power nearby data centers that would service the demands of the Internet; and

**WHEREAS** the establishment of data centers in the North Slope Borough would create jobs for construction of modules in Alaska; and

**WHEREAS** the operation of a power plant and data centers in the North Slope Borough would bring economic and social benefit to the State; and

**WHEREAS** the establishment of data centers within the North Slope Borough would provide substantial added value to Alaska's natural gas resources; and

**WHEREAS** AS 38.05.183 mandates that any sale of the state's oil and gas royalty "shall be by competitive bid" unless the commissioner of natural resources

(1) determines, in writing with specific findings and conclusions, that the best interest of the state does not require competitive bidding or that no competition exists; and

(2) gives notice to the Alaska Royalty Oil and Gas Development Advisory Board; and

**WHEREAS** AS 38.05.183 mandates that, if the commissioner determines to sell royalty oil or gas noncompetitively, the commissioner shall consider the criteria in AS 38.05.183(e) and AS 38.06.070; and

**WHEREAS** 11 AAC 03.010 mandates that, before the sale of royalty gas is completed, whether by competitive bid or not, the commissioner shall make a public finding that the sale is in the best interests of the state; and

**WHEREAS** AS 38.06.050 requires that, before any long-term, substantial sale of the state's oil or gas may be made, the sale must be reviewed by the Alaska Royalty Oil and Gas Development Advisory Board, and the board must issue a written recommendation to the legislature about the sale; and

**WHEREAS** AS 38.06.055 requires that, before any long-term, substantial sale of the state's oil or gas may be made, the sale must be approved by the legislature;

**BE IT RESOLVED** that the Alaska State Legislature supports the sale of a portion of the state's royalty natural gas from Alaska's North Slope, at a competitive, reasonable price, to allow for electrical generation within the North Slope Borough to power data centers located proximately to an electrical generation facility in that borough; and be it

**FURTHER RESOLVED** that the Alaska State Legislature requests that the commissioner of natural resources determine in a written finding whether the state's royalty share of North Slope natural gas must be competitively bid at this time, and, if it must, conduct a competitive sale; and be it

**FURTHER RESOLVED** that the Alaska State Legislature requests that, if the commissioner of natural resources determines that the state's royalty share of North Slope natural gas need not be competitively bid, the commissioner

(1) enter into negotiations with Netricity, L.L.C., or another qualified purchaser, for the sale of the state's royalty share of North Slope natural gas consistent with the procedures and policies set out in AS 38.05.183, AS 38.06, and 11 AAC 03; and

(2) by the first day of the Second Regular Session of the Twenty-Second Alaska State Legislature, present the legislature with either a contract for the sale of the North Slope royalty gas for approval or a report explaining why the state should not sell its royalty gas.