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April 12, 1982

Senator Pat Rodey  
Pouch V  
Juneau, Alaska 99811

Re: House Bill 332

Dear Senator Rodey:

Last Thursday, April 8, 1982, the State House, in its wisdom, saw fit to pass HB332, a copy of which is heretofore attached. This Bill grants immunity to aviation fuel refiners for civil liability for contaminated or impure fuel which they manufacture or deliver.

It is inconceivable to imagine a piece of legislation which is more diametrically opposed to the interests of your constituents than this piece of legislation. A large majority of Alaskans are required to utilize aircraft as a primary means of travel, for both business and recreational purposes. Under HB332, the grievous injuries and/or death that may be caused as a result of fuel refiners' negligently and/or defectively manufactured, stored or delivered products would go uncompensated.

A situation could easily be imagined where a 747, with 200-300 people on board might crash on take-off because of contaminated fuel which had originated from and was the responsibility of a fuel refiner, or that you or I might meet the same fate in light aircraft operation. Why one of the largest commercial concerns in the United States should be granted immunity under such situations defies reason and cries of injustice.

Under our present legal system, the refiners have ample safeguards to protect their interests, in that proof must be established of contaminated fuel when it left their custody or control.

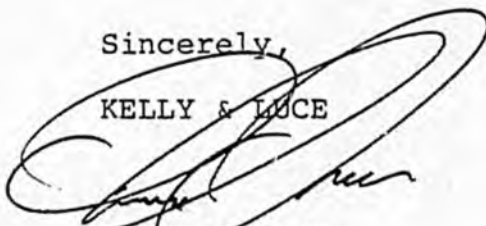
This piece of legislation will be referred to the Senate within the next several days. I would request if you would be kind enough to keep me advised of its progress.

Senator Pat Rodey  
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I would further request your consideration in having  
the same defeated.

Sincerely,

KELLY & LUCE

A large, stylized handwritten signature in black ink, appearing to read 'L. Ames Luce', is written over the typed name.

L. Ames Luce

LAL/cb

Enclosure