

HCR

36

## FISCAL NOTE

**REQUEST:**

Revision Date: \_\_\_\_\_  
 Title: "Relating to admiralty law  
 defenses in the Exxon Valdez Oil Spill."  
 Sponsor: Repr. Taylor  
 Requestor: House Judiciary

Agency Affected: Department of Law  
 BRU: Civil Oil Spill Litigation  
 Components: Civil Oil Spill Litigation

**EXPENDITURES/REVENUES: (Thousands of Dollars)**

OPERATING	FY 91	FY 92	FY 93	FY 94	FY 95	FY 96
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>

CAPITAL						
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REVENUE						
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**FUNDING: (Thousands of Dollars)**

GENERAL FUND	-0-	-0-	-0-	-0-	-0-	-0-
FEDERAL FUNDS						
OTHER						
<b>TOTAL</b>						

**POSITIONS:**

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

**ANALYSIS :** (Attach a separate page if necessary)

Please see the attached analysis.

Prepared by: Richard I. Peques, Director Phone: 465-3672  
 Division: Administrative Services Date: January 9, 1990  
 Approved by Commissioner: Richard I. Peques / FOR / Douglas B. Bailly, Attorney General Date: January 9, 1990  
 Agency: Department of Law

**Distribution (by preparer):**

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

## CONTINUATION of FISCAL NOTE ANALYSIS

For Bill/Resolution No. HCR 36

House Concurrent Resolution No. 36 urges Exxon to waive legally and publicly any defense that it may have under admiralty or other federal law for a limitation of the liability for the effects and the cleanup of the Exxon Valdez oil spill. The time for filing such a claim under admiralty law has already passed and, thus, an admiralty defense has been waived. A limitation of liability is still possible under the Federal Clean Water Act. Any attempt to limit liability may prevent the state from being fully reimbursed for the full cost for the damages caused by the oil spill, and ultimately increase the state's litigation costs. Such additional costs cannot be predicted at this time.