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HOUSE COMMITTEE REPORT

(7)

Date Referred: February 18, 1992

FURTHER REFERRALS:

Finance

Date of Committee Action: 4-3-92

The JUDICIARY Committee considered:

HB 486

HOUSE BILL NO. 486

APPROP: EXXON VALDEZ OIL SPILL TRUST

"An Act making a contingent appropriation to the Exxon Valdez Oil Spill Trust; and providing for an effective date."

RECOMMENDATIONS:

be replaced with OS HB 486 (JUD) the same title

a new title

have attached amendments(s)

do pass

do not pass

no recommendations

individual recommendations

additional referral to the _____ Committee

ADOPTS: _____ letter of Intent

ATTACHES NEW FISCAL NOTE(S): (Dept)

APPROVES PREVIOUS: (Dept/Date)

^{indeter minate} fiscal impact low

fiscal note(s) _____

zero fiscal note _____

zero fiscal note(s) _____

SIGNING DO PASS	DP	OTHER RECOMMENDATIONS	DNP	NR	AM
<i>J. Eiler</i>	*	Mike Miller		<input checked="" type="checkbox"/>	
<i>Kevin Pat Parnell</i>	<input checked="" type="checkbox"/>	Terry M... ..		<input checked="" type="checkbox"/>	
<i>W. J.</i>		<i>Mark</i>		<input checked="" type="checkbox"/>	

Mark
CHAIRMAN'S SIGNATURE

Alaska State Legislature



House of Representatives
House Judiciary Committee
Chairman Dave Donley

State Capitol
Juneau, Alaska 99801-1182
(907) 465-4990

TRANSMITTAL LETTER TO ACCOMPANY CSHB 486 (JUDICIARY)

The House Judiciary Committee requests that the House Finance Committee put appropriations in the budget for all Exxon Valdez Oil Spill Trust monies that will be transferred to state agencies, and the state's interest in funds transferred to federal agencies in FY'92 and FY'93.

HB486.LET/MTH

STATE OF ALASKA
1992 LEGISLATIVE SESSION

Revision Date: _____
 Title: "...making a contingent appropriation to the Exxon Valdez Oil Spill Trust..."
 Sponsor: House Judiciary by Request
 Requestor: House Judiciary Committee

Department Affected: _____
 BRU: Exxon Valdez Litigation
 Component: Exxon Valdez Litigation

COMPONENT SERIAL

1	1	7	5
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Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 93	FY 94	FY 95	FY 96	FY 97	FY 98
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	*	*	*	*	*	*

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

GENERAL FUND						
FEDERAL FUNDS						
OTHER FUND SOURCE:						
TOTAL	*	*	*	*	*	*

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year impact: _____

ANALYSIS: (Attach a separate page if necessary.)

The Attorney General's comments will be forthcoming after an opportunity to review the bill. The House Judiciary Committee is forwarding the blank Department of Law fiscal note on HB 486, as well as an asterisked fiscal note from the committee. The Judiciary Committee requests that the House Finance Committee provide the proper fiscal note for this bill.

Prepared by: *W. J. ...* Phone: _____
 Division: *House Judiciary Committee* Date: *4/13/92*

Approved by Commissioner: _____ Date: _____
 Agency: _____

Distribution (by preparer): Leg. Fin., Legislative Sponsor, Requestor, OMB/DBR, Gov. Legis. Ofc., & Impacted Agency(ies).

FISCAL NOTE

STATE OF ALASKA
1992 LEGISLATIVE SESSION

BILL NO. HB 486

Revision Date: _____
 Title: "...making a contingent appropriation to the Exxon Valdez Oil Spill Trust..."
 Sponsor: House Judiciary by Request
 Requestor: House Judiciary Committee

Department Affected: Department of Law
 BRU: Exxon Valdez Litigation
 Component: Exxon Valdez Litigation

COMPONENT SERIAL

1	1	7	5
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Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 93	FY 94	FY 95	FY 96	FY 97	FY 98
PERSONAL SERVICES						
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GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING						

CAPITAL						
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REVENUE FUND SOURCE:						
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FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER FUND SOURCE:						
TOTAL						

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year impact: _____

ANALYSIS: (Attach a separate page if necessary.)

The Attorney General's comments will be forthcoming after an opportunity to review the bill.

Prepared by: Richard I. Peques, Director Phone: 465-3672
 Division: Administrative Services Date: March 5, 1992
 Approved by Commissioner: Charles E. Cole, Attorney General
 Agency: Department of Law Date: March 5, 1992

Distribution (by preparer): Leg. Fin., Legislative Sponsor, Requestor, OMB/DBR, Gov. Legis. Ofc., & Impacted Agency(ies).

State of Alaska

House Majority Leader
COMMITTEES
HOUSE JUDICIARY
HOUSE RULES
HOUSE STATE AFFAIRS
SPECIAL COMMITTEE
MILITARY AND VET. AFFAIRS
LEGISLATIVE COUNCIL



Representative Max F. Gruenberg, Jr.
District 11
Spenard, Upper Midtown Anchorage

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JUNEAU, AK 99811
(907) 465-3718
465-4968/4986
(SESSION)

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ANCHORAGE, AK 99503
(907) 561-7621

M E M O R A N D U M

DATE: March 4, 1992

TO: Members of the House Judiciary Committee

FROM: Max F. Gruenberg, Jr. *MFG*

RE: Support for HB 486, "The Exxon Valdez Oil Spill Trust Contingent Appropriation Bill"

I would very much appreciate your support for HB 486. As you recall, HB 486 was introduced by the Judiciary Committee at the request of the Settlement Subcommittee.

HB 486 appropriates the state's interest in the Exxon civil settlement money paid by Exxon in FY '92 and FY '93 to the Exxon Oil Spill Trust. This appropriation is contingent on the enactment of legislation containing the major substantive provisions of HB 484.

The advice of legal counsel to the subcommittee was that the legislature should appropriate the state's interest in the settlement money to the trust when that money is paid by Exxon. This will place the state in the best position to defend itself against a state constitutional challenge to the structure of the Exxon spill settlement.

Unless the Alaska State Legislature asserts its constitutional authority through the passage of HB 486, the Exxon Valdez oil spill settlement money may become tied up in litigation.

If you have any questions about this legislation please call me or my legislative assistant, Mark Handley, at 465-4986.

Thank you.

HB486.SUP

State of Alaska

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MEMORANDUM

February 17, 1992

To: Representative Max Gruenberg
Chair, Settlement Subcommittee

From: Mark Handley (MTH)

Re: Sectional Analysis of HB 486, "The Exxon Valdez Oil Spill
Trust Contingent Appropriation Bill"

Section 1

Appropriates the states interest in the the Exxon Valdez oil spill settlement money paid by Exxon in FY '92 and FY '93 to the Exxon Valdez Oil Spill Trust. This appropriation is contingent on the taking effect of legislation creating Exxon Valdez Oil Spill Trust, requiring the state trustees to submit trust expenditures to the legislature for appropriation, comply with the state procurement code, the Alaska Executive Branch Ethics Act, and the Alaska Open Meetings Act.

Section 2

Provides for an immediate effective date.

HB486.SEC\MTH