



Government Claims and Funding Requests

BP has established a dedicated process for managing claims and funding requests for losses and/or expenses incurred while responding to the Deepwater Horizon Incident. Those eligible to file claims and funding requests under this program include states, parishes, counties, Indian Tribes and other government entities and political subdivisions.

All government claims and funding requests will be handled by a specialized team and given high priority. BP has made advanced funds available to the States of Alabama, Florida, Louisiana and Mississippi, as well as several local parishes in Louisiana.

Where to file a claim

Government Entities have several options for filing claims or funding requests:

- Online:** www.bp.com/governmentclaims
- By email:** governmentclaims@bp.com
- By mail:** Government Entity Funding Requests
501 WestLake Park Blvd.
MC WL1-22.131C
Houston, TX 77079
- By phone:** 1-877-710-4064
- By fax:** 1-800-810-5650

Guidelines

The following guidelines apply to government entities. Claims and funding requests from states and Indian Tribes may be handled differently in certain circumstances due to their separate treatment by Oil Pollution Act of 1990 (OPA).

Types of reimbursable losses

- **Response and Removal Costs** -- This includes direct spill response costs, including costs to prevent, minimize, or mitigate the impact to natural resources and public health or welfare, for both preventative and clean-up measures.
- **Net costs of increased or additional public services** -- Any reimbursement under this category will be for a net loss. This means that certain BP payments for response and removal costs or other cost savings will be considered in calculating the net recoverable amount.

- **Net loss of revenue** – These are claims for net revenue lost from taxes, royalties, rents, fees, and net profit shares that a Government Entity was unable to collect, and unable to mitigate, as a direct result of the Deepwater Horizon Incident.

Any reimbursement under this category will be for a net loss. This means that other funding provided by BP or other increases to revenue as a result of BP's activities must be considered in calculating the net recoverable amount.

Pre-approval requirements

Government Entities should obtain pre-approval for expenditures from Deepwater Horizon BP Incident Command to recover Response or Removal Costs.

Pre-approvals granted prior to November 1, 2010 have expired and are no longer in effect regardless of whether the pre-approval resulted from a purchase order, "213," Master Services Agreement or Work Release. Government entities may contact Incident Command to obtain pre-approvals for ongoing activities that may be requested.

Anticipated expenses should be outlined in a budget that is submitted to and reviewed by BP's Government Claims and Funding Request Team, for approval by Incident Command. Requests for pre-approval and/or requests for reimbursement should be sent by mail, email, online, or fax.

Government entities may also call 1-(877) 710-4064. For guidance on the documentation required to support a claim, also call 1-(877) 710-4064. This number is dedicated to the handling of government claims or funding requests.

Costs not covered

- Costs **not** covered include ordinary administrative costs, personnel, leases or major capital purchases for things such as buildings, vehicles, or equipment unless otherwise pre-approved by BP.
- Also **not** reimbursable are equipment, costs to upgrade equipment or material costs, including those that are customarily incurred and would have been incurred regardless of the Deepwater Horizon Incident.

Costs Likely to be viewed as non-reimbursable

- In addition to those mentioned above, these may include costs not incurred as a direct result of the spill or not reasonably necessary to respond, including equipment, personnel or materials that BP reasonably determines to have been duplicative of similar costs incurred by another government entity.
- Also, costs that constitute ordinary additions or upgrades to equipment or materials that are required for normal day-to-day functioning; costs that were already budgeted before the Incident; and costs not reasonably related to a legitimate function or responsibility that is required to be met as a result of the Incident.

Good-faith discussions

In all cases for which it considers a cost to be non-reimbursable, BP is committed to good-faith discussions regarding the reasons such costs were incurred.

Background

BP has been designated as a responsible party under the OPA and has accepted that designation. BP will carry out its responsibility under OPA and will pay all necessary response costs and legitimate claims for damages recoverable under OPA that were caused by the oil spill from MC 252. BP will pay claims consistent with the law and will be guided by the relevant statutes and regulations, including the United States Coast Guard's guidelines addressing claims compensability and claims handling procedures.

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