

**State of Alaska
FY2009 Governor's Operating Budget**

**Department of Law
Transportation Section
Component Budget Summary**

Component: Transportation Section

Contribution to Department's Mission

The transportation section provides advice and legal representation to state agencies on all aspects of the construction and operation of the state's public facilities, including highways, airports, ferries, buildings, harbors, and other public works. The Department of Transportation and Public Facilities (DOT&PF) generates a high percentage of the section's work.

Core Services

Assist agencies with project development, including compliance with project planning and environmental laws.

Assist agencies with project execution, including land acquisition, procurement of contractors, and resolution of claims by contractors.

Assist agencies with management and operation of completed facilities.

Provide advice and representation on myriad of issues daily confronting agencies related to development and operation of public infrastructure.

FY2009 Resources Allocated to Achieve Results

FY2009 Component Budget: \$2,311,600

Personnel:

Full time	17
Part time	0
Total	17

Key Component Challenges

The division will continue assisting with implementation of the State's transportation and infrastructure programs. The division will continue helping State agencies with project development, including the resolution of environmental issues, land ownership and acquisition issues, contract specification and procurement issues, and any necessary changes to laws or regulations. The division will continue to advise and represent State agencies concerning eminent domain, bid protests, and construction claims. The division will help agencies manage and operate completed facilities, including ferry, international and rural airport, and highway facilities. In the coming year, the division may assist with activities related to the development of a Knik Arm Bridge and infrastructure to support a possible gas line.

Significant Changes in Results to be Delivered in FY2009

No changes in results delivered.

Major Component Accomplishments in 2007

The transportation section assisted with:

Development of infrastructure projects such as a Knik Arm Crossing, Ted Stevens Anchorage and Fairbanks International Airports concourse and airfield renovations, a downtown Anchorage parking garage, a Palmer State Office Building, the new Kenai River Bridge, Gravina Island access, Juneau access, Fairbanks and Anchorage fish hatcheries, and the

Department of Public Safety Crime Laboratory.

Acquisition of property for projects, such as Parks Highway Upgrades near Wasilla, 5th/6th Avenue Upgrade in Anchorage, East Dowling Extension in Anchorage, Glenn/Bragaw Interchange in Anchorage, Juneau's Sunny Point Intersection, Ketchikan's South Tongass Highway, Fairbanks' Illinois Street, and the Kenai River bridge in Soldotna.

Procurement of construction services by state agencies and defense of agencies' decisions on bid protests and construction claims.

Redevelopment of DOT&PF's standard provisions for highway, airport, and building construction contracts to avoid construction claims.

Development of a new operating agreement to fund the international airport system.

Drafting of regulations governing Alaska's international and rural airports, and utilities in highway rights-of-way.

Development and defense of airport leasing and concession decisions, including rates charged for use of rural airport lands.

Defense of assertions DOT&PF and its contractors violated storm water discharge permit requirements.

Defense of legislation governing the Anchorage Metropolitan Area Transportation Solutions (AMATS) transportation planning process in Anchorage.

Defense of lawsuit relating to transportation of prisoners in Anchorage.

Development and prosecution of State's claims against builder of defective portions of fast ferries and against builder of defective Fish and Game enforcement vessel.

Closure and redevelopment of the Galena Air Force Base.

State assumption of National Environmental Policy Act (NEPA) review responsibilities from Federal Highways Administration (FHWA) in a pilot program authorized by Congress.

Avoidance and defense of employment and tort claims related to DOT&PF.

Statutory and Regulatory Authority

AS 44.23.020

Contact Information
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**Transportation Section
Component Financial Summary**

All dollars shown in thousands

	FY2007 Actuals	FY2008 Management Plan	FY2009 Governor
Non-Formula Program:			
Component Expenditures:			
71000 Personal Services	1,490.5	1,834.1	1,856.3
72000 Travel	25.9	20.4	20.4
73000 Services	439.7	467.7	401.7
74000 Commodities	25.2	33.2	33.2
75000 Capital Outlay	8.0	0.0	0.0
77000 Grants, Benefits	0.0	0.0	0.0
78000 Miscellaneous	0.0	0.0	0.0
Expenditure Totals	1,989.3	2,355.4	2,311.6
Funding Sources:			
1004 General Fund Receipts	0.0	38.9	38.9
1007 Inter-Agency Receipts	1,877.6	2,316.5	2,272.7
1061 Capital Improvement Project Receipts	111.7	0.0	0.0
Funding Totals	1,989.3	2,355.4	2,311.6

Estimated Revenue Collections

Description	Master Revenue Account	FY2007 Actuals	FY2008 Management Plan	FY2009 Governor
Unrestricted Revenues				
None.		0.0	0.0	0.0
Unrestricted Total		0.0	0.0	0.0
Restricted Revenues				
Interagency Receipts	51015	1,877.6	2,316.5	2,272.7
Capital Improvement Project Receipts	51200	111.7	0.0	0.0
Restricted Total		1,989.3	2,316.5	2,272.7
Total Estimated Revenues		1,989.3	2,316.5	2,272.7

**Summary of Component Budget Changes
From FY2008 Management Plan to FY2009 Governor**

All dollars shown in thousands

	<u>General Funds</u>	<u>Federal Funds</u>	<u>Other Funds</u>	<u>Total Funds</u>
FY2008 Management Plan	38.9	0.0	2,316.5	2,355.4
Adjustments which will continue current level of service:				
-I/A Receipt Authority from Civil Division to Criminal Division	0.0	0.0	-66.0	-66.0
-FY 09 Health Insurance Increases for Exempt Employees	0.0	0.0	2.2	2.2
-FY 09 Bargaining Unit Contract Terms: General Government Unit	0.0	0.0	20.0	20.0
FY2009 Governor	38.9	0.0	2,272.7	2,311.6

**Transportation Section
Personal Services Information**

Authorized Positions		Personal Services Costs		
<u>FY2008</u>				
<u>Management</u>		<u>FY2009</u>		
<u>Plan</u>		<u>Governor</u>		
			Annual Salaries	1,297,811
Full-time	17	17	COLA	18,707
Part-time	0	0	Premium Pay	0
Nonpermanent	0	0	Annual Benefits	595,135
			<i>Less 2.90% Vacancy Factor</i>	(55,353)
			Lump Sum Premium Pay	0
Totals	17	17	Total Personal Services	1,856,300

Position Classification Summary

Job Class Title	Anchorage	Fairbanks	Juneau	Others	Total
Attorney III	1	0	0	0	1
Attorney IV	3	2	1	0	6
Attorney V	2	0	1	0	3
Attorney VI	1	0	0	0	1
Law Office Assistant I	1	2	0	0	3
Law Office Assistant II	1	0	1	0	2
Paralegal II	1	0	0	0	1
Totals	10	4	3	0	17