

State of Alaska
FY2021 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 (DOTPF) 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 funding issues, 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 issues daily confronting agencies related to development and operation of public infrastructure.

Major Component Accomplishments in 2019

Section attorneys provided legal support for DOTPF land acquisition for highway and airport projects throughout Alaska, and defended multiple contractor claims filed against DOTPF. Included among the larger cases were claims arising from road construction and airport projects in DOTPF's Central and Southcoast regions, and a claim pertaining to the M/V Columbia. Section attorneys also assisted on a variety of environmental matters, including the National Environmental Protection Act, the Comprehensive Environmental Response, Compensation, and Liability Act, and Clean Water Act issues. Section attorneys were also involved in right-of-way acquisitions for major projects on the Parks, Glenn, Seward, and Richardson Highways, and in planning and construction issues related to the Marine Highways System's newest ferries. Section attorneys prevailed in a dispute with the United States Forest Service, confirming state rights-of-way throughout the Tongass National Forest in Southeast Alaska.

Key Component Challenges

The section will continue assisting with implementation of the state's transportation and infrastructure programs. The section 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 section will continue to advise and represent state agencies with eminent domain, bid protests, and construction claims. The section will help agencies manage and operate completed facilities, including ferry, international and rural airports, and highway facilities.

Significant Changes in Results to be Delivered in FY2021

No significant changes in results to be delivered.

Statutory and Regulatory Authority

AS 44.23.020

Contact Information

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Transportation Section Personal Services Information				
Authorized Positions			Personal Services Costs	
	<u>FY2020</u> <u>Management</u> <u>Plan</u>	<u>FY2021</u> <u>Governor</u>		
Full-time	13	13	Annual Salaries	1,383,356
Part-time	0	0	COLA	3,117
Nonpermanent	0	0	Premium Pay	0
			Annual Benefits	723,150
			<i>Less 2.22% Vacancy Factor</i>	(46,823)
			Lump Sum Premium Pay	0
Totals	13	13	Total Personal Services	2,062,800

Position Classification Summary					
Job Class Title	Anchorage	Fairbanks	Juneau	Others	Total
Attorney IV	3	1	1	0	5
Attorney V	1	0	2	0	3
Attorney VI	1	0	0	0	1
Law Office Assistant I	1	1	1	0	3
Paralegal II	1	0	0	0	1
Totals	7	2	4	0	13

Component Detail All Funds
Department of Law

Component: Transportation Section (2214)
RDU: Civil Division (35)

Non-Formula Component

	FY2019 Actuals	FY2020 Conference Committee	FY2020 Authorized	FY2020 Management Plan	FY2021 Governor	FY2020 Management Plan vs FY2021 Governor	
71000 Personal Services	1,731.1	2,018.5	2,018.5	2,018.5	2,062.8	44.3	2.2%
72000 Travel	12.1	19.2	19.2	19.2	19.2	0.0	0.0%
73000 Services	844.8	561.0	561.0	561.0	521.0	-40.0	-7.1%
74000 Commodities	20.3	28.4	28.4	28.4	28.4	0.0	0.0%
75000 Capital Outlay	3.8	0.0	0.0	0.0	0.0	0.0	0.0%
77000 Grants, Benefits	0.0	0.0	0.0	0.0	0.0	0.0	0.0%
78000 Miscellaneous	0.0	0.0	0.0	0.0	0.0	0.0	0.0%
Totals	2,612.1	2,627.1	2,627.1	2,627.1	2,631.4	4.3	0.2%
Fund Sources:							
1007 I/A Rcpts (Other)	1,957.0	2,427.5	2,427.5	2,427.5	2,431.8	4.3	0.2%
1061 CIP Rcpts (Other)	655.1	199.6	199.6	199.6	199.6	0.0	0.0%
Unrestricted General (UGF)	0.0	0.0	0.0	0.0	0.0	0.0	0.0%
Designated General (DGF)	0.0	0.0	0.0	0.0	0.0	0.0	0.0%
Other Funds	2,612.1	2,627.1	2,627.1	2,627.1	2,631.4	4.3	0.2%
Federal Funds	0.0	0.0	0.0	0.0	0.0	0.0	0.0%
Positions:							
Permanent Full Time	12	13	13	13	13	0	0.0%
Permanent Part Time	0	0	0	0	0	0	0.0%
Non Permanent	0	0	0	0	0	0	0.0%

Change Record Detail - Multiple Scenarios with Descriptions
Department of Law

Component: Transportation Section (2214)
RDU: Civil Division (35)

Scenario/Change Record Title	Trans Type	Totals	Personal Services	Travel	Services	Commodities	Capital Outlay	Grants, Benefits	Miscellaneous	Positions		NP
										PFT	PPT	
***** Changes From FY2020 Conference Committee To FY2020 Authorized *****												
FY2020 Conference Committee												
	ConfCom	2,627.1	2,018.5	19.2	561.0	28.4	0.0	0.0	0.0	13	0	0
1007 I/A Rcpts		2,427.5										
1061 CIP Rcpts		199.6										
Subtotal		2,627.1	2,018.5	19.2	561.0	28.4	0.0	0.0	0.0	13	0	0
***** Changes From FY2020 Authorized To FY2020 Management Plan *****												
Transfer Attorney IV (03-0133) to Labor and State Affairs for Required Legal Expertise												
	Trout	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	-1	0	0
Transfer a full-time Attorney IV (03-0133), range 24, located in Juneau, from the Transportation Section to the Labor and State Affairs office to keep pace with the required level of legal expertise needed within the office. The remaining staff within the Transportation Section are sufficient to accommodate anticipated workload.												
Department of Law attorney positions are transferred as needed to align expertise with workload.												
Transfer Attorney V (03-0391) from Labor and State Affairs for Required Legal Expertise												
	Trin	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1	0	0
Transfer a full-time Attorney V (03-0391), range 25, located in Juneau, from the Labor and State Affairs office to the Transportation Section to keep pace with the required level of legal expertise needed within the section. The remaining staff within the Labor and State Affairs office are sufficient to accommodate anticipated workload.												
Department of Law attorney positions are transferred as needed to align expertise with workload.												
Subtotal		2,627.1	2,018.5	19.2	561.0	28.4	0.0	0.0	0.0	13	0	0
***** Changes From FY2020 Management Plan To FY2021 Governor *****												
FY2021 Salary and Health Insurance Increases												
	SalAdj	4.3	4.3	0.0	0.0	0.0	0.0	0.0	0.0	0	0	0
1007 I/A Rcpts		4.3										
FY2021 GGU Salary Increases: \$3.0												
FY2021 increase to GGU Health Insurance from \$1530 to \$1555 per member per month: \$1.3												
Align Authority with Anticipated Expenditures												
	LIT	0.0	40.0	0.0	-40.0	0.0	0.0	0.0	0.0	0	0	0

Change Record Detail - Multiple Scenarios with Descriptions
Department of Law

Component: Transportation Section (2214)
RDU: Civil Division (35)

Scenario/Change Record Title	Trans Type	Totals	Personal Services	Travel	Services	Commodities	Capital Outlay	Grants, Benefits	Miscellaneous	Positions		NP
										PFT	PPT	
Transfer authority from services to cover anticipated personal services costs. The remaining services authority is sufficient to cover anticipated expenditures.												
	Totals	2,631.4	2,062.8	19.2	521.0	28.4	0.0	0.0	0.0	13	0	0

Line Item Detail (1676)
Department of Law
Travel

Component: Transportation Section (2214)

Line Number	Line Name		FY2019 Actuals	FY2020 Management Plan	FY2021 Governor
2000	Travel		12.1	19.2	19.2
Object Class	Servicing Agency	Explanation	FY2019 Actuals	FY2020 Management Plan	FY2021 Governor
2000 Travel Detail Totals			12.1	19.2	19.2
2000	In-State Employee Travel	Travel for attorneys to interview witnesses and attend court proceedings, as well as for necessary training for both attorneys and paraprofessionals. Includes travel for management purposes.	3.2	6.1	6.1
2001	In-State Non-Employee Travel	Travel costs for witnesses to testify in court.	0.8	5.0	5.0
2002	Out of State Employee Travel	Travel costs and expenses for out-of-state travel for conferences, training, etc.	6.1	6.1	6.1
2006	Other Travel Costs	Travel cost transfers.	2.0	2.0	2.0

Line Item Detail (1676)
Department of Law
Services

Component: Transportation Section (2214)

Line Number	Line Name		FY2019 Actuals	FY2020 Management Plan	FY2021 Governor
3000	Services		844.8	561.0	521.0
Object Class	Servicing Agency	Explanation	FY2019 Actuals	FY2020 Management Plan	FY2021 Governor
3000 Services Detail Totals			844.8	561.0	521.0
3000	Education Services	Conferences, training and memberships.	0.9	0.9	0.9
3002	Legal and Judicial Services	Depositions, research costs, expert witness and consultant fees.	566.9	319.8	299.8
3006	Delivery Services	Freight, courier, postage, and transportation of trial exhibit materials.	0.3	0.3	0.3
3011	Other Services	Cost transfers and miscellaneous items within the services line (commissions, etc.).	276.7	240.0	220.0

Line Item Detail (1676)
Department of Law
Commodities

Component: Transportation Section (2214)

Line Number	Line Name		FY2019 Actuals	FY2020 Management Plan	FY2021 Governor
4000	Commodities		20.3	28.4	28.4
Object Class	Servicing Agency	Explanation	FY2019 Actuals	FY2020 Management Plan	FY2021 Governor
4000 Commodities Detail Totals			20.3	28.4	28.4
4022	Commodity Transfer	Commodity cost transfers.	20.3	28.4	28.4

Line Item Detail (1676)
Department of Law
Capital Outlay

Component: Transportation Section (2214)

Line Number	Line Name		FY2019 Actuals	FY2020 Management Plan	FY2021 Governor
5000	Capital Outlay		3.8	0.0	0.0
Object Class	Servicing Agency	Explanation	FY2019 Actuals	FY2020 Management Plan	FY2021 Governor
5000 Capital Outlay Detail Totals			3.8	0.0	0.0
5009	Capital Outlay Transfer	Capital cost transfers.	3.8	0.0	0.0

Revenue Detail (1681)
Department of Law

Component: Transportation Section (2214)

Revenue Type (OMB Fund Code) Revenue Source	Component	Comment	FY2019 Actuals	FY2020 Management Plan	FY2021 Governor
5007 I/A Rcpts (1007 I/A Rcpts)			1,957.0	2,427.5	2,431.8
5301 Inter-Agency Receipts	Trans - Department-wide	RSA Transportation, Department-wide - legal services. Program code: CV03215522.	1,545.3	1,877.5	1,881.8
5301 Inter-Agency Receipts	Trans - Department-wide	RSA Transportation, Alaska International Airport System - legal services for the Anchorage and Fairbanks international airports. Program code: CV03215538.	244.9	275.0	275.0
5301 Inter-Agency Receipts	Trans - Department-wide	RSA Transportation, Alaska Marine Highway System - legal services. Program code: CV03215546.	166.8	275.0	275.0
5061 CIP Rcpts (1061 CIP Rcpts)			655.1	199.6	199.6
5351 Capital Improvement Project Inter-Agency	Trans - Department-wide	RSA Transportation, Shelter Cove Road legal services (Arcadis). Program code: CV03215645.	194.7	24.6	24.6
5351 Capital Improvement Project Inter-Agency	NatRes - Department-wide	RSA Natural Resources, Parks and Outdoor Recreation - legal services for the Denali State Park claim. Program code: CV03215550.	60.0	25.0	25.0
5351 Capital Improvement Project Inter-Agency	Trans - Department-wide	RSA Transportation, Shelter Cove Road legal services (Foster & Associates). Program code: CV03215646.	324.8	100.0	100.0
5351 Capital Improvement Project Inter-Agency	Trans - Department-wide	RSA Transportation, Alaska Marine Highway System - legal services related to the Tustumena replacement. Program code: CV03215625.	75.6	50.0	50.0

Personal Services Expenditure Detail
Department of Law

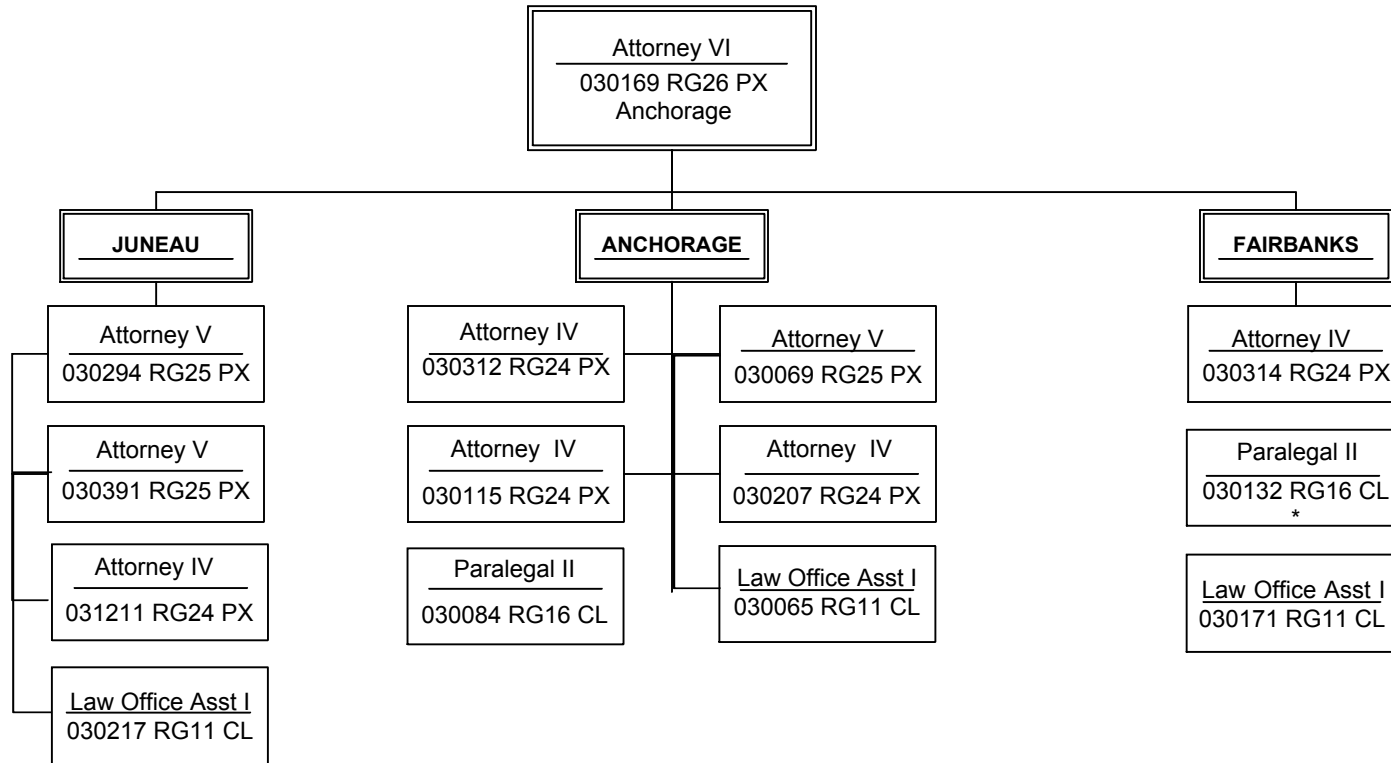
Scenario: FY2021 Governor (16414)
Component: Transportation Section (2214)
RDU: Civil Division (35)

PCN	Job Class Title	Time Status	Retire Code	Barg Unit	Location	Salary Sched	Range / Step	Comp Months	Split / Count	Annual Salaries	COLA	Premium Pay	Annual Benefits	Total Costs	UGF Amount
03-0065	Law Office Assistant I	FT	A	GP	Anchorage	200	11B / C	12.0		38,277	514	0	31,866	70,657	0
03-0069	Attorney V	FT	A	XE	Anchorage	99	25O	12.0		141,333	0	0	66,688	208,021	0
03-0084	Paralegal II	FT	A	GP	Anchorage	99	16N	12.0		71,082	954	0	43,072	115,108	0
03-0115	Attorney IV	FT	A	XE	Anchorage	N00	24J	12.0		109,908	0	0	56,231	166,139	0
03-0132	Paralegal II	FT	A	GP	Fairbanks	203	16K	6.0	*	35,028	470	0	21,361	56,859	0
03-0169	Attorney VI	FT	A	XE	Anchorage	99	26P	12.0		151,888	0	0	69,646	221,534	0
03-0171	Law Office Assistant I	FT	A	GP	Fairbanks	203	11G	12.0		45,972	617	0	34,494	81,083	0
03-0207	Attorney IV	FT	A	XE	Anchorage	N00	24L	12.0		117,168	0	0	58,711	175,879	0
03-0217	Law Office Assistant I	FT	A	GP	Juneau	205	11C / D	12.0		41,862	562	0	33,090	75,514	0
03-0294	Attorney V	FT	A	XE	Juneau	99	25O / P	12.0		148,797	0	0	68,780	217,577	0
03-0312	Attorney IV	FT	A	XE	Anchorage	N00	24F	12.0		106,452	0	0	55,050	161,502	0
03-0314	Attorney IV	FT	A	XE	Fairbanks	99	24O	12.0		140,041	0	0	66,326	206,367	0
03-0391	Attorney V	FT	A	XE	Juneau	N05	25F	12.0		120,144	0	0	59,727	179,871	0
03-1211	Attorney IV	FT	A	XE	Juneau	N05	24J	12.0		115,404	0	0	58,108	173,512	0
Total													Total Salary Costs:	1,383,356	
Positions													Total COLA:	3,117	
Full Time Positions:													Total Premium Pay:	0	
Part Time Positions:													Total Benefits:	723,150	
Non Permanent Positions:															
Positions in Component:													Total Pre-Vacancy:	2,109,623	
													Minus Vacancy Adjustment of 2.22%:	(46,823)	
Total Component Months:													Total Post-Vacancy:	2,062,800	
													Plus Lump Sum Premium Pay:	0	
													Personal Services Line 100:	2,062,800	
PCN Funding Sources:						Pre-Vacancy	Post-Vacancy	Percent							
1007 Interagency Receipts						2,109,623	2,062,800	100.00%							
Total PCN Funding:						2,109,623	2,062,800	100.00%							

Note: If a position is split, an asterisk (*) will appear in the Split/Count column. If the split position is also counted in the component, two asterisks (**) will appear in this column. [No valid job title] appearing in the Job Class Title indicates that the PCN has an invalid class code or invalid range for the class code effective date of this scenario.

CIVIL DIVISION

Transportation Section



Note: If a position is split, an asterisk (*) will appear. If the split position is counted in the component, two asterisks (**) appear.