

# **State of Alaska FY2024 Governor's Operating Budget**

## **Department of Law Legislation/Regulations Component Budget Summary**

**Component: Legislation/Regulations**

**Contribution to Department's Mission**

The Legislation and Regulations Section provides legal advice to executive branch departments, boards and commissions, and public corporations to assure compliance with legal standards for legislation and regulations. The section advises the Office of the Governor on legislative and constitutional matters, the Office of the Lieutenant Governor on regulations, and the Office of Management and Budget on budget and legislative matters. The section also provides legislative research services within the Department of Law and to state agencies.

**Core Services**

- Draft legislation, including appropriation bills and executive orders, for introduction in the legislature on behalf of the Governor.
- Provide final legal review and approval/disapproval for all regulations adopted under the Alaska Administrative Procedure Act.
- Review all legislation once introduced in the legislature and monitor said legislation as it moves through the legislative process for identification of legal issues and concerns.
- Coordinate responses to legal questions and requests for information from legislators to the Department of Law and coordinate necessary testimony before legislative committees. Compile legislative reports on federal issues.
- Work closely with the Office of Management and Budget to draft all appropriation bills; provide advice year-round on budget-related issues and interpretation. Assist on litigation related to budget matters.
- Prepare and publish the Drafting Manual for Administrative Regulations, which all agencies must, by statute, follow. Prepare and present training to state agencies on the regulations process.
- The section supervisor serves as the executive branch representative to the National Conference of Commissioners on Uniform State Laws.
- Act as the main point of contact and coordinate responses for many Governors' office legal inquiries.
- Provide legal research services to the Department of Law and executive branch agencies.
- Draft administrative orders for the Office of the Governor.
- Review all enacted legislation for legal issues and draft bill reviews for all legislation transmitted to the Governor for action.

**Major Component Accomplishments in 2022**

- Staff spent a total of 9,449 hours on legislation work in FY22, including 855.6 hours drafting bill reviews and 2,543.7 hours monitoring legislation for legal issues.
- Staff spent a total of 6,165.9 hours on regulation work in FY22.
- The section conducted a comprehensive review of the entire regulations process and identified improvements to provide for more efficient and streamlined promulgation of regulations. Those process improvements are now being incorporated into the Drafting Manual for Administrative Regulations.
- Provided two comprehensive multi-day training sessions on legislative drafting and regulation drafting/review for section staff.

**Key Component Challenges**

The section assists executive agencies with legislation and regulations designed to increase efficient operation of state agencies and decrease costs of programs. For legislation, the section continues to draft legislation for introduction by the Governor.

The number of regulation projects continues to increase, consistently challenging the section's ability to perform a timely review of regulations. As required by statute, the section reviews adopted regulations for legality,

constitutionality and clarity. The section anticipates its role in advising on regulations process matters will continue to grow.

Whenever major program and policy changes are implemented, the section strives to meet the increased need for assistance by working with client agencies to provide timely changes to statutes, regulations, or a combination of both.

The drafting and review of legislation and regulations is time-intensive work that requires experienced attorneys. The staffing level of the section provides consistent challenges in meeting expectations with regard to its core functions. Further, because of the pay disparity between staff in this section and staff performing the same function in the Legislative Affairs Agency, recruitment and retention is increasingly difficult.

Insufficient information technology support routinely impacts this section in a negative manner.

### **Significant Changes in Results to be Delivered in FY2024**

The section anticipates that legislative enactments and regulations will continue as the administration and legislature continue to seek ways to streamline operations and provide services with reduced funding. Budget issues often require legislative attention, and the section anticipates an increase in legislative needs in both drafting and monitoring activities.

### **Statutory and Regulatory Authority**

AS 44.23.020  
AS 44.23.030  
AS 44.23.040  
AS 44.62.050  
AS 44.62.060  
AS 44.62.125

<b>Contact Information</b>
<b>Contact:</b> Rebecca Polizzotto, Chief Assistant Attorney General <b>Phone:</b> (907) 465-3600 <b>E-mail:</b> rebecca.polizzotto@alaska.gov

Legislation/Regulations Personal Services Information				
Authorized Positions			Personal Services Costs	
	<u>FY2023</u> <u>Management</u> <u>Plan</u>	<u>FY2024</u> <u>Governor</u>		
Full-time	11	0	Annual Salaries	0
Part-time	0	0	Premium Pay	0
Nonpermanent	0	0	Annual Benefits	0
			<i>Less 0.00% Vacancy Factor</i>	(0)
			Lump Sum Premium Pay	0
<b>Totals</b>	<b>11</b>	<b>0</b>	<b>Total Personal Services</b>	<b>0</b>

Position Classification Summary					
Job Class Title	Anchorage	Fairbanks	Juneau	Others	Total
No personal services.					
<b>Totals</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

**Component Detail All Funds**  
**Department of Law**

**Component:** Legislation/Regulations (2209)  
**RDU:** Civil Division (35)

Non-Formula Component

	<b>FY2022 Actuals</b>	<b>FY2023 Conference Committee</b>	<b>FY2023 Authorized</b>	<b>FY2023 Management Plan</b>	<b>FY2024 Governor</b>	<b>FY2023 Management Plan vs FY2024 Governor</b>		
71000 Personal Services	2,060.6	1,559.3	1,811.1	1,871.1	0.0	-1,871.1	-100.0%	
72000 Travel	0.1	19.5	19.5	32.5	0.0	-32.5	-100.0%	
73000 Services	535.2	117.6	117.6	169.6	0.0	-169.6	-100.0%	
74000 Commodities	19.7	21.4	21.4	21.4	0.0	-21.4	-100.0%	
75000 Capital Outlay	0.0	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%	
<b>Totals</b>	<b>2,615.6</b>	<b>1,717.8</b>	<b>1,969.6</b>	<b>2,094.6</b>	<b>0.0</b>	<b>-2,094.6</b>	<b>-100.0%</b>	
<b>Fund Sources:</b>								
1004 Gen Fund (UGF)	2,317.9	1,290.9	1,542.7	1,542.7	0.0	-1,542.7	-100.0%	
1007 I/A Rcpts (Other)	297.7	426.9	426.9	551.9	0.0	-551.9	-100.0%	
<b>Unrestricted General (UGF)</b>	<b>2,317.9</b>	<b>1,290.9</b>	<b>1,542.7</b>	<b>1,542.7</b>	<b>0.0</b>	<b>-1,542.7</b>	<b>-100.0%</b>	
<b>Designated General (DGF)</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0%</b>	
<b>Other Funds</b>	<b>297.7</b>	<b>426.9</b>	<b>426.9</b>	<b>551.9</b>	<b>0.0</b>	<b>-551.9</b>	<b>-100.0%</b>	
<b>Federal Funds</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0%</b>	
<b>Positions:</b>								
Permanent Full Time	10	10	10	11	0	-11	-100.0%	
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:** Legislation/Regulations (2209)  
**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	
<b>***** Changes From FY2023 Conference Committee To FY2023 Authorized *****</b>												
<b>FY2023 Conference Committee</b>												
	ConfCom	1,717.8	1,559.3	19.5	117.6	21.4	0.0	0.0	0.0	10	0	0
1004 Gen Fund		1,290.9										
1007 I/A Rcpts		426.9										
<b>FY2023 Exempt 5% COLA</b>												
	SalAdj	60.7	60.7	0.0	0.0	0.0	0.0	0.0	0.0	0	0	0
1004 Gen Fund		60.7										
FY2023 Exempt 5% COLA: \$60.7												
<b>FY2023 15% Attorney and Administrative Law Judge COLA</b>												
	SalAdj	191.1	191.1	0.0	0.0	0.0	0.0	0.0	0.0	0	0	0
1004 Gen Fund		191.1										
FY2023 15% Attorney and Administrative Law Judge COLA: \$191.1												
<b>Subtotal</b>		<b>1,969.6</b>	<b>1,811.1</b>	<b>19.5</b>	<b>117.6</b>	<b>21.4</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>10</b>	<b>0</b>	<b>0</b>
<b>***** Changes From FY2023 Authorized To FY2023 Management Plan *****</b>												
<b>Add Attorney 5 (03-0432) to Support Regulations Review</b>												
	PosAdj	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1	0	0
Add one full-time Attorney 5 (03-0432), range 25, located in Anchorage to support the increased need for timely regulations review necessary for client agencies to meet their missions.												
<b>Transfer Authority from Torts and Workers' Compensation to Align with Anticipated Expenditures</b>												
	Trin	125.0	60.0	13.0	52.0	0.0	0.0	0.0	0.0	0	0	0
1007 I/A Rcpts		125.0										
Transfer authority from the Torts and Workers' Compensation to Labor and State Affairs to align with anticipated expenditures required for an adequate level of legal expertise and operations needed within the office. The remaining authority in the Torts and Workers' Compensation component is sufficient to cover anticipated expenditures.												
<b>Subtotal</b>		<b>2,094.6</b>	<b>1,871.1</b>	<b>32.5</b>	<b>169.6</b>	<b>21.4</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>11</b>	<b>0</b>	<b>0</b>
<b>***** Changes From FY2023 Management Plan To FY2024 Governor *****</b>												
<b>Transfer 11 Personnel and Associated Costs to Government Services for Restructuring Purposes</b>												
	Trout	-2,113.7	-1,890.2	-32.5	-169.6	-21.4	0.0	0.0	0.0	-11	0	0
1004 Gen Fund		-1,557.3										

**Change Record Detail - Multiple Scenarios with Descriptions**  
**Department of Law**

**Component:** Legislation/Regulations (2209)  
**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		
1007 I/A Rcpts		-556.4											
<p>Transfer seven attorney positions and four support staff positions to Government Services from Legislation/Regulations in order to leverage legal expertise and support in related areas of legal work under a streamlined organizational structure in the Civil Division.</p> <p>As part of a broader restructuring of the Civil Division within the Department of Law that will allow the department to operate with greater efficiency and efficacy, the 11 positions and activities are transferred to the new Government Services component from the current Legislation/Regulations component.</p>													
<b>FY2024 AlaskaCare Health Insurance Increase - Exempt and Partially Exempt</b>													
	SalAdj	11.5	11.5	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0	0
1004 Gen Fund		8.9											
1007 I/A Rcpts		2.6											
FY2024 AlaskaCare health insurance increase for exempt and partially exempt employees from \$1,685 to \$1,793 per member per month.: \$11.5													
<b>FY2024 PERS Rate Adjustment</b>													
	SalAdj	3.7	3.7	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0	0
1004 Gen Fund		2.8											
1007 I/A Rcpts		0.9											
FY2024 PERS rate adjustment to 25.10%: \$3.7													
<b>FY2024 Salary and Health Insurance Increases</b>													
	SalAdj	3.9	3.9	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0	0
1004 Gen Fund		2.9											
1007 I/A Rcpts		1.0											
FY2024 Salary and Health Insurance Increases: \$3.9FY2024 GGU cost of living increase 2.5%: \$3.8													
FY2024 GGU health insurance increase from \$1,567.50 to \$1,573.50 per member per month.: \$0.1													
<b>Totals</b>		<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0</b>	<b>0</b>	<b>0</b>

**Line Item Detail (1676)**  
**Department of Law**  
**Travel**

**Component:** Legislation/Regulations (2209)

<b>Line Number</b>	<b>Line Name</b>		<b>FY2022 Actuals</b>	<b>FY2023 Management Plan</b>	<b>FY2024 Governor</b>
2000	Travel		0.1	32.5	0.0
<b>Object Class</b>	<b>Servicing Agency</b>	<b>Explanation</b>	<b>FY2022 Actuals</b>	<b>FY2023 Management Plan</b>	<b>FY2024 Governor</b>
<b>2000 Travel Detail Totals</b>			<b>0.1</b>	<b>32.5</b>	<b>0.0</b>
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.	0.1	32.4	0.0
2006	Other Travel Costs	Travel cost transfers.	0.0	0.1	0.0



**Line Item Detail (1676)**  
**Department of Law**  
**Services**

**Component:** Legislation/Regulations (2209)

Line Number	Line Name		FY2022 Actuals	FY2023 Management Plan	FY2024 Governor
3000	Services		535.2	169.6	0.0
Object Class	Servicing Agency	Explanation	FY2022 Actuals	FY2023 Management Plan	FY2024 Governor
<b>3000 Services Detail Totals</b>			<b>535.2</b>	<b>169.6</b>	<b>0.0</b>
3000	Education Services	Conferences, training and memberships.	41.9	42.0	0.0
3001	Financial Services	Bankcard service fees.	2.7	3.0	0.0
3002	Legal and Judicial Services	Depositions, research costs, expert witness and consultant fees.	82.8	83.0	0.0
3011	Other Services	Cost transfers and miscellaneous items within the services line (commissions, etc.).	407.7	40.9	0.0
3013	Inter-Agency Data Processing Operations Allocation	Law - Administrative Services (2164) RSA Law, Information services, data processing investments and support.	0.0	0.1	0.0
3017	Inter-Agency Information Technology Non-Telecommunications	Admin - Department-wide RSA Administration, Office of Information Technology computer services.	0.0	0.1	0.0
3018	Inter-Agency Information Technology Telecommunications	Admin - Department-wide RSA Administration, Office of Information Technology telecommunications services.	0.0	0.1	0.0
3021	Inter-Agency Mail	Admin - Department-wide RSA Administration, Central Mail.	0.0	0.1	0.0
3022	Inter-Agency Human Resources	Law - Administrative Services (2164) RSA Law, Human Resources position.	0.0	0.1	0.0
3026	Inter-Agency Insurance	RSA Administration, Risk Management.	0.0	0.1	0.0
3027	Inter-Agency Financial	RSA Administration, Finance Chargeback (IRIS).	0.1	0.0	0.0
3027	Inter-Agency Financial	Admin - Department-wide RSA Administration, Finance Chargeback (IRIS).	0.0	0.1	0.0

**Line Item Detail (1676)**  
**Department of Law**  
**Commodities**

**Component:** Legislation/Regulations (2209)

<b>Line Number</b>	<b>Line Name</b>		<b>FY2022 Actuals</b>	<b>FY2023 Management Plan</b>	<b>FY2024 Governor</b>
4000	Commodities		19.7	21.4	0.0
<b>Object Class</b>	<b>Servicing Agency</b>	<b>Explanation</b>	<b>FY2022 Actuals</b>	<b>FY2023 Management Plan</b>	<b>FY2024 Governor</b>
<b>4000 Commodities Detail Totals</b>			<b>19.7</b>	<b>21.4</b>	<b>0.0</b>
4000	Business	Reference materials and subscriptions, including statutes, software applications, non-capital desktop refresh, and miscellaneous office supplies.	14.6	15.9	0.0
4022	Commodity Transfer	Commodity cost transfers.	5.1	5.5	0.0

**Revenue Detail (1681)**  
**Department of Law**

**Component:** Legislation/Regulations (2209)

Revenue Type (OMB Fund Code) Revenue Source	Component	Comment	FY2022 Actuals	FY2023 Management Plan	FY2024 Governor
<b>5007 I/A Rcpts (1007 I/A Rcpts)</b>			<b>297.7</b>	<b>551.9</b>	<b>0.0</b>
5301 Inter-Agency Receipts		Statewide RSA Regulations review	155.1	354.9	0.0
5301 Inter-Agency Receipts	Admin - Department-wide	RSA Administration, Department-wide - legal services for legislation and regulations review. Program code: CV03207751.	5.8	7.0	0.0
5301 Inter-Agency Receipts	Commerce - Department-wide	RSA Commerce, Department-wide - legal services for legislation and regulations review. Program code: CV03207751.	65.7	90.0	0.0
5301 Inter-Agency Receipts	Correct - Department-wide	RSA Corrections, Department-wide - legal services for legislation and regulations review. Program code: CV03207751.	0.0	2.0	0.0
5301 Inter-Agency Receipts	E&ED - Department-wide	RSA Education, Department-wide - legal services for legislation and regulations review. Program code: CV03207751.	8.5	12.0	0.0
5301 Inter-Agency Receipts	EnvCon - Department-wide	RSA Environmental Conservation, Department-wide - legal services for legislation and regulations. Program code: CV03207751.	0.0	1.0	0.0
5301 Inter-Agency Receipts	FishGm - Department-wide	RSA Fish and Game, Department-wide - legal services for legislation and regulations review. Program code: CV03207751.	37.0	43.0	0.0
5301 Inter-Agency Receipts	H&SS - Department-wide	RSA Health and Social Services, Department-wide - legal services for legislation and regulations review. Program code: CV03207751.	0.1	1.0	0.0
5301 Inter-Agency Receipts	Labor - Department-wide	RSA Labor, Department-wide - legal services for legislation and regulations review. Program code: CV03207751.	0.1	1.0	0.0
5301 Inter-Agency Receipts	M&VA - Department-wide	RSA Military and Veteran's Affairs, Department-wide - legal services for	0.3	1.0	0.0

**Revenue Detail (1681)**  
**Department of Law**

**Component:** Legislation/Regulations (2209)

Revenue Type (OMB Fund Code) Revenue Source	Component	Comment	FY2022 Actuals	FY2023 Management Plan	FY2024 Governor
5301 Inter-Agency Receipts	NatRes - Department-wide	legislation and regulations. Program code: CV03207751. RSA Natural Resources, Department-wide - legal services for legislation and regulations review. Program code: CV03207751.	12.1	17.0	0.0
5301 Inter-Agency Receipts	PubSaf - Department-wide	RSA Public Safety, Department-wide - legal services for legislation and regulations review. Program code: CV03207751.	9.4	12.0	0.0
5301 Inter-Agency Receipts	Rev - Department-wide	RSA Revenue, Department-wide - legal services for legislation and regulations review. Program code: CV03207751.	0.0	1.0	0.0
5301 Inter-Agency Receipts	Trans - Department-wide	RSA Transportation, Department-wide - legal services for legislation and regulations review. Program code: CV03207751.	3.6	6.0	0.0
5301 Inter-Agency Receipts	Admin - Department-wide	RSA Administration, Alaska Oil and Gas Conservation Commission - legal services for legislation and regulations review. Program code: CV03207751.	0.0	1.0	0.0
5301 Inter-Agency Receipts	FishGm - Department-wide	RSA Fish and Game, Commercial Fisheries Entry Commission - legal services for legislation and regulations. Program code: CV03207751.	0.0	1.0	0.0
5301 Inter-Agency Receipts	Gov - Department-wide	RSA Office of the Governor, Elections - legal services for legislation and regulations. Program code: CV03207751.	0.0	1.0	0.0

**Inter-Agency Services (1682)**  
**Department of Law**

**Component:** Legislation/Regulations (2209)

				FY2022 Actuals	FY2023 Management Plan	FY2024 Governor
<b>Component Totals</b>				<b>0.0</b>	<b>0.6</b>	<b>0.0</b>
With Department of Law				0.0	0.2	0.0
With Department of Administration				0.0	0.4	0.0
<b>Object Class</b>	<b>Servicing Agency</b>	<b>Explanation</b>		FY2022 Actuals	FY2023 Management Plan	FY2024 Governor
3013	Inter-Agency Data Processing Operations Allocation	Law - Administrative Services (2164)	RSA Law, Information services, data processing investments and support.	0.0	0.1	0.0
3017	Inter-Agency Information Technology Non-Telecommunications	Admin - Department-wide	RSA Administration, Office of Information Technology computer services.	0.0	0.1	0.0
3018	Inter-Agency Information Technology Telecommunications	Admin - Department-wide	RSA Administration, Office of Information Technology telecommunications services.	0.0	0.1	0.0
3021	Inter-Agency Mail	Admin - Department-wide	RSA Administration, Central Mail.	0.0	0.1	0.0
3022	Inter-Agency Human Resources	Law - Administrative Services (2164)	RSA Law, Human Resources position.	0.0	0.1	0.0
3027	Inter-Agency Financial	Admin - Department-wide	RSA Administration, Finance Chargeback (IRIS).	0.0	0.1	0.0

**Personal Services Expenditure Detail**  
**Department of Law**

**Scenario:** FY2024 Governor (19867)  
**Component:** Legislation/Regulations (2209)  
**RDU:** Civil Division (35)

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.