

LEG. FINANCE - BILLS 1979 - 1980 1035

HB 91 cont., thru CSHB 91 am 1035

Tom O'Donnell  
Personnel Officer  
Department of Health & Social Services

February 22, 1979

*S. W. Withers*

Sandra Withers  
Labor Relations Analyst  
Division of Personnel & Labor Relations  
Department of Administration

Arbitration Award

We have received a copy of the decision and award of the arbitrator concerning the nine people dismissed from the Sixth Avenue Annex for engaging in a sickout.

Initial arguments in this case dealt with who of the nine grievants were entitled to be heard at arbitration. The arbitrator agreed that Wilbert Johnson, a temporary employee, and Dennis Corley and James Oeser, both probationary employees, could not appeal their dismissals at arbitration.

The arbitrator found that there was a sickout (a one-day strike) in violation of the Agreement. He further concludes that the discipline assessed was excessive and that a one-month suspension is the maximum discipline proper to impose upon the grievants.

Specifically, he awards to Glen Bowers full reinstatement since Mr. Bowers was on approved sick leave. William Byrd, Kevin McGee, Nancy Zipperman, Leon Jenkins and Rick Dray each receive a one-month suspension.

With the exception of Bowers, all five grievants are to be returned to pay status effective September 25, 1978, with LNOP from August 25 on.

The back pay award states they ". . . are entitled to be compensated for such losses of earnings which they suffered from the termination less the loss of pay which they might have avoided with reasonable diligence by obtaining other employment."

I imagine one of the first things that must be done is to contact APEA and obtain information on the availability of these six persons to resume working. If any do not wish to return to work, I believe they should be paid through February 16, 1979, the date of the award.

Tom C'Donnell

-2-

February 22, 1979

It will probably be necessary for you to obtain a lay off list in order to return one Clerk Typist and five Correctional Officers to duty. The request for such a list will be handled as expeditiously as our Division can manage. We do not believe it is necessary for all grievants to be returned to the Annex.

The details concerning interim earnings or the lack of diligence in obtaining other employment can be coordinated with APEA in the interim. The arbitrator has retained jurisdiction over the back pay award in the event there are any disputes needing resolution.

I imagine the grievants can be given the choice of "buying back" the annual leave paid off or having the amount deducted as compensation earned during the period.

Tom, if you or Phyllis have any other questions, please feel free to contact me.

SH/mlh

cc: Phyllis Schmidt

TOTAL BACK PAY	\$20,833.81
add: BENEFITS 25%	5,312.62
	<u>\$26,146.43</u>

54216013121

Zipperian, Nancy J.

M

Total Gross	Regular Gross Hours	Regular Gross Amount	Overtime Gross Hours	Overtime Gross Amount	FICA Gross or Term. Gross
3185.81		2514.56			671.25

Purpose: (circle one) **2** Other Pay due, 1. Termination, 3 Retro, 4 Penalty or Wait time, 5 Standb, 6 Special.

Misc Deductions: (circle one) 3 No miscellaneous deductions, 4 Use payroll record miscellaneous deductions, 5 Use the below listed miscellaneous deductions

Fund Distribution: (circle one) 6 Use payroll record distribution codes, 7 Use the below listed distribution codes

Fiscal Yea. (circle one) 8 Current fiscal year, 9 Prior fiscal year

Employer charges: (circle one) 1 Use payroll record employer charges, 2 Use the below listed employer charges

Deferred Compensation or Tax Shelter: (circle one) 3 No deferral deduction, 4 Use payroll record deferral deduction

Miscellaneous Deductions:

1		2		3		4		5		6	
CD	AMT	CD	AMT	CD	AMT	CD	AMT	CD	AMT	CD	AMT

Distribution Codes:

1			2			3		
DIST CD	%	PROJECT	DIST CD	%	PROJECT	DIST CD	%	PROJECT

4			5			6		
DIST CD	%	PROJECT	DIST CD	%	PROJECT	DIST CD	%	PROJECT

Employer Charges:

+	TRF	+	PERS	+	Group H.I.	+	UI

WORK AREA:

Due 4939.59  
 less interim wages <1662.00>  
 two weeks pay <472.50>  
 annual leave <290.53>  
 2514.56

Rein 9-1-78 Term. 2-16-79

AL 86.214 hrs = 11.495 days  
 $11 + 1101 = .600 \times 1074.00 = 644.10$   
 $.495 \text{ day} = .495 \times .050 = .025 \times 1074 = 26.$

Prepared by [Signature]

Checked by

570,961,2695

McGee, Kevin D.

M

Total Gross	Regular Gross		Overtime Gross		FICA Gross or Term. Gross
	Hours	Amount	Hours	Amount	
4436.38		4436.38			

Purpose: (circle one) ① Termination, ② other Paydue, 3 Retro, 4 Penalty or Wait time, 5 Standby, 6 Special

Misc Deductions: (circle one) 3 No miscellaneous deductions, 4 Use payroll record miscellaneous deductions, 5 Use the below listed miscellaneous deductions

Fund Distribution: (circle one) 6 Use payroll record distribution codes, 7 Use the below listed distribution codes

Fiscal Year: (circle one) 8 Current fiscal year, 9 Prior fiscal year

Employer charges: (circle one) 1 Use payroll record employer charges, 2 Use the below listed employer charges

Deferred Compensation or Tax Shelter: (circle one) 3 No deferral deduction, 4 Use payroll record deferral deduction

Miscellaneous Deductions:

1		2		3		4		5		6	
CD	AMT	CD	AMT	CD	AMT	CD	AMT	CD	AMT	CD	AMT

Distribution Codes:

1			2			3		
DIST CD	%	PROJECT	DIST CD	%	PROJECT	DIST CD	%	PROJECT

4			5			6		
DIST CD	%	PROJECT	DIST CD	%	PROJECT	DIST CD	%	PROJECT

Employer Charges:

+	TRC	+	PERS	+	Group H.V.	+	UT

WORK AREA:

Due 7140.66  
 interim wages <1500.00>  
 5640.66  
 87 hrs am. lv. <514.28>  
 week notice <690.00>  
 Total due 4436.38

Prepared by LEM

Checked by \_\_\_\_\_

Date 3-13-79

389-54-0498

DPAY Rick D.

P/R Type  
M

Total Gross	Regular Gross		Overtime Gross		FICA Gross or Term. Gross
	Hours	Amount	Hours	Amount	
2953:38		2953:38			

Purpose:

(circle one) ② Other Pay due, 1 Termination, 3 Retro, 4 Penalty or Wait time, 5 Standby, 6 Special

Misc Deductions:

(circle one)

- 3 No miscellaneous deductions
- 4 Use payroll record miscellaneous deductions
- 5 Use the below listed miscellaneous deductions

Fund Distribution:

(circle one)

- 6 Use payroll record distribution codes
- 7 Use the below listed distribution codes

Fiscal Year:

(circle one)

- 8 Current fiscal year
- 9 Prior fiscal year

Employer charges:

(circle one)

- 1 Use payroll record employer charges
- 2 Use the below listed employer charges

Deferred Compensation or Tax Shelter:

(circle one)

- 3 No deferral deduction
- 4 Use payroll record deferral deduction

Miscellaneous Deductions:

1		2		3		4		5		6	
CD +	AMT	CD +	AMT	CD +	AMT	CD +	AMT	CD +	AMT	CD +	AMT

Distribution Codes:

1			2			3			4			5			6		
DIST CD	%	PROJECT	DIST CD	%	PROJECT	DIST CD	%	PROJECT	DIST CD	%	PROJECT	DIST CD	%	PROJECT	DIST CD	%	PROJECT

Employer Charges:

+	TRS	+	PERS	+	Group H.T.	+	III

WORK AREA:

Due 7408.32

as interim wages <2400.00>

as ann. leave rein. <1364.94>

as weeks notice <690.00>

2953:38

Prepared by

*Handwritten signature*

Checked by

SS# 2613412510

Name (Last, first & MI) Byrd, William

P/R Type M

Total Gross	Regular Gross		Overtime Gross		FICA Gross or Term. Gross
	Hours	Amount	Hours	Amount	
2012.22		2012.22			

Purpose:

(circle one) 1 Termination  
2 Other Pay due, 3 Retro, 4 Penalty or Wait time, 5 Standby, 6 Special

Misc Deductions:

(circle one) 3 No miscellaneous deductions  
4 Use payroll record miscellaneous deductions  
5 Use the below listed miscellaneous deductions

Fund Distribution:

(circle one) 6 Use payroll record distribution codes  
7 Use the below listed distribution codes

Fiscal Year:

(circle one) 8 Current fiscal year  
9 Prior fiscal year

Employer charges:

(circle one) 1 Use payroll record employer charges  
2 Use the below listed employer charges

Deferred Compensation or Tax Shelter:

(circle one) 3 No deferral deduction  
4 Use payroll record deferral deduction

Miscellaneous Deductions:

1		2		3		4		5		6	
CD +	AMT	CD +	AMT	CD +	AMT	CD +	AMT	CD +	AMT	CD +	AMT

Distribution Codes:

1			2			3		
DIST CD	%	PROJECT	DIST CD	%	PROJECT	DIST CD	%	PROJECT

4			5			6		
DIST CD	%	PROJECT	DIST CD	%	PROJECT	DIST CD	%	PROJECT

Employer Charges:

±	TRS	±	PERS	±	Group I.I.	±	III

WORK AREA:

Due 7408.32

less interim wages <2400.00>  
less ann. leave <2280.60>  
30 weeks notice <715.50>

2012.22

Prepared by ICBY

Checked by \_\_\_\_\_

02 44 2413

Bowers, Glen L.

P/R Type

M

Total Gross	Regular Gross		Overtime Gross		FICA Gross or Term. Gross
	Hours	Amount	Hours	Amount	
4750.45		4750.45			

Purpose:

(circle one) 2 Other Pay due, 1 Termination, 3 Retro, 4 Penalty or Wait time, 5 Standby, 6 Special.

Misc Deductions:

(circle one)

- 3 No miscellaneous deductions
- 4 Use payroll record miscellaneous deductions
- 5 Use the below listed miscellaneous deductions

Fund Distribution:

(circle one)

- 6 Use payroll record distribution codes
- 7 Use the below listed distribution codes

Fiscal Year:

(circle one)

- 8 Current fiscal year
- 9 Prior fiscal year

Employer charges:

(circle one)

- 1 Use payroll record employer charges
- 2 Use the below listed employer charges

Deferred Compensation or Tax Shelter:

(circle one)

- 3 No deferral deduction
- 4 Use payroll record deferral deduction

Miscellaneous Deductions:

1		2		3		4		5		6	
CD	AMT	CD	AMT	CD	AMT	CD	AMT	CD	AMT	CD	AMT

Distribution Codes:

1		2		3		4		5		6	
DIST CD	%	PROJECT	DIST CD	%	PROJECT	DIST CD	%	PROJECT	DIST CD	%	PROJECT

4		5		6	
DIST CD	%	PROJECT	DIST CD	%	PROJECT

Employer Charges:

TRF	TRF	TRF	TRF
TRF	PERS	Group H.T.	UI

WORK AREA:

Due 3683.24

55 interim wages <1195.76>

55 ann. leave <1521.53>

50 weeks pay <715.50>

4750.45

Prepared by

KQJ

Checked by

Date

3-13-79

HB 91

*Kathy  
Place in most  
file. Is in  
house now.*

# STATE OF ALASKA

## THE LEGISLATURE

BUDGET AND AUDIT COMMITTEE

FINANCE DIVISION  
POUCH WF-STATE CAPITOL  
JUNEAU, ALASKA 99811  
PHONE: (907) 465-3795

September 21, 1978

*Corrections  
Arbitration*

### MEMORANDUM

**TO:** J. H. Hogan, Director  
Legislative Finance Division

**FROM:** *R.F.S.*  
Robert F. Schroeder  
Fiscal Analyst

**SUBJECT:** Anchorage Jail Annex Employee Terminations

The chronology of events pertaining to the Anchorage Jail Annex sickout and subsequent employee firings seem to be as follows:

Friday August 18: Jailers at the Sixth Avenue Annex publicly warned the administration that overcrowding and lack of guards could result in a prisoner riot.

The administration responded by announcing that the 5 new guards assigned by the Legislature to the Annex would not be used for prisoner transportation.

Wednesday, August 23: Date alleged by Commissioner Beirne to be when guards met to plan sickout.

Thursday, August 24: Eleven guards and two Clerks regularly scheduled to work at the Annex called in sick.

During the evening State Troopers visited jail guards who called in sick and told them to appear for work on Friday, August 25, in full uniform and with doctors' excuses for their Thursday absences.

Friday, August 25: Sickout participants given five day work suspensions.

Guards from Annex met with State Correction officials.

A.P.E.A. filed a complaint with the Federal Occupational Safety & Health Administration charging that the long hours worked by the jailers made their jobs unsafe.

Friday September 1: Two guards and one clerk were fired when they reported for work on day shift. One guard reinstated with pay for the suspension period. Six guards were fired when they reported for the night shift. No mention is made of the eleventh employee.

Thursday, September 7 (or thereabouts): A.P.E.A. initiated grievance proceedings against the dismissal of the jail employees.

The events I have listed here are taken from Anchorage newspapers. I have not had first-hand contact with any jail personnel. After receiving your request for the chronology, I went to Commissioner Beirne's office and told her what you requested. She said she would consult with the Division of Personnel and the Attorney General's office about what information could be released without jeopardizing the grievance procedure. It is my understanding that whatever the Department could say on the subject would be delivered to me Thursday afternoon, September 21. At 4:00 p.m. I have not yet received the Department's response.

RFS:pw

STATE  
of ALASKA

# MEMORANDUM

TO:  J. H. Hogan, Director  
Legislative Finance Division

DATE: September 21, 1978

FILE NO:

TELEPHONE NO:

FROM: *Helen D. Beirne*  
Helen D. Beirne  
Commissioner  
Department of Health & Social Services

SUBJECT: Sixth Avenue Correctional  
Facility, Anchorage

Pursuant to the verbal request of your staff member, Robert Schroeder, I am providing this chronology of events to the Legislative Budget and Audit Committee.

- August 14 - The Division of Corrections requests, and is granted, permission to temporary-hire Correctional Officers while officers from various correctional centers attend the Prisoner Transportation Training Courses.
- August 16 - Correctional Officers from the Jail Annex went to APEA Office to file a grievance regarding the loss of jail staff to the new transportation section.
- August 18 - Correctional Officers met with Representative Russ Meekins at the Anchorage Westward Hotel.
- August 18 - Mike Harper, Governor's Administrative Assistant, announced that the AST would continue their present responsibility of providing transportation for prisoners.
- August 19 - Mr. Moses issued a memo to "All Staff", cautioning them regarding "individual comments to the media and other persons outside of the Division of Corrections."
- August 20 - Mr. Moses left the state to attend a Corrections Convention.
- August 21 - Undated, unaddressed and unsigned letter calling for a meeting to discuss a course of action to be taken. The meeting to be held at Nick Moreno's house on August 23, at 1930 hours.
- August 23 - Alleged meeting held at Nick Moreno's house.
- August 24 - Alleged "Sick-out" started with the graveyard shift.

- August 24 - CO II Ernest Griffiths writes a memo subject: "Meeting of Correctional Officers--subject--Sick-out." This memo identifies the officers in attendance and the action determined by vote.
- August 24 - Correctional Officers from other facilities, are assigned to the Jail Annex to handle the emergency. Temporary-hires are used to fill in the subsequent vacancies at these other facilities.
- August 24 - Tom Zaruba takes charge of the Annex and starts investigation.
- August 25 - Letters of Suspension and Investigation sent by William H. Huston, Director of Corrections.
- August 29 - Commissioner Beirne initiates a review of the Jail Annex through her Office of Internal Review. Department of Administration, Division of Personnel/Labor Relations joins in this review.
- August 30 - Legislature Audit initiates an independent review of the Jail Annex.
- September 1 - Termination letters issued by William H. Huston.
- September 1 - Three new Correctional Officer positions are filled (PCN's 4589, 4591, and 4593).
- September 6 - Three additional Correctional Officer positions are filled (PCN's 4590, 4592, and 4594).
- September 8 - One additional Correctional Officer position is filled (PCN 4595). <sup>Two</sup> Four additional positions are slated for filling October 1, 1978.
- September 19 - Grievances initiated by terminated Correctional Officers moves to Step Four.

# STATE OF ALASKA

JAY S. HAMMOND, GOVERNOR

OFFICE OF THE GOVERNOR

BUDGET & MANAGEMENT

POUCH AM — JUNEAU 99811  
PHONE 465-2213

April 2, 1979

The Honorable John Sackett  
Chairman, Senate Finance Committee  
Alaska State Legislature  
Pouch V  
Juneau, Alaska 99811

Division of Corrections  
Request for \$26,100 to  
Fund Back Pay to Six  
Employees Because of  
Arbitration Award

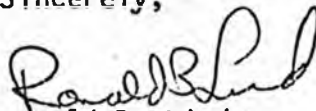
Dear Senator Sackett:

Attached please find back up sent to the Division of Budget and Management from the Division of Corrections requesting \$26,100 to fund back pay to six employees due to an arbitration award. It is my understanding that during Senate Finance Committee hearings you agreed that the Division of Corrections would have an opportunity to address this need even though it was not included in your consideration of SB 143.

In light of your comments, I am forwarding this request to you along with my recommendation that it be funded in an appropriate manner.

The recommendation and the backup material has also been forwarded to the House Finance Committee.

Sincerely,

  
Ronald B. Lind  
Director

Attachment  
cc: Russ Meekins

# STATE OF ALASKA

## OFFICE OF THE GOVERNOR

BUDGET & MANAGEMENT

JAY S. HAMMOND, GOVERNOR

POUCH AM — JUNEAU 99811  
PHONE 465-2213

April 2, 1979

The Honorable Russ Meekins  
Chairman, House Finance Committee  
Alaska State Legislature  
Pouch V  
Juneau, Alaska 99811

Division of Corrections  
Request for \$26,100 to Fund  
an Arbitration Award for Back  
Pay to Six Employees of the  
Anchorage Annex Correctional  
Center .

Dear Representative Meekins:

During your committee's consideration of the Division of Corrections supplemental bill, SB 143, please amend the bill by adding \$26,100 general funds to fund an arbitration award granting back pay to six employees. These employees were disciplined by the Department of Health and Social Services for participating in a sickout at the Anchorage Annex Correctional Center last fall.

The arbitration award was made subsequent to introduction of SB 143 by the Governor to the Legislature.

Attached please find backup material sent to the Division of Budget and Management from the Division of Corrections requesting the \$26,100 arbitration award funding. The backup material along with my recommendation for funding has also been forwarded to the Senate Finance Committee.

Another item regarding SB 143 which I would like to bring to your attention is the deletion of Section 1 by the Senate Finance Committee. That section included an appropriation request of \$253,300 for prior year unpaid bills. The intent statement by the Senate Finance Committee indicated that these unpaid bills should be paid immediately out of existing fiscal year 1979 funds.

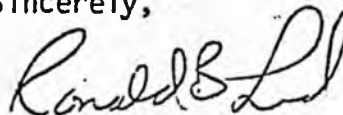
April 2, 1979

It is not legally possible to pay a prior year bill from current year funds unless the amount of funds lapsed in the relevant prior year appropriation is at least equal to the amount of the bill (reference A.S. 37.25.010).

Although total general funds lapsed by the Division of Corrections exceeds the amount requested, sufficient funds were not lapsed in the appropriations relevant to the unpaid bills to allow payment of the bills under A.S. 37.25.010. Therefore, restoration of Section 1 of SB 143 is respectfully requested.

The amount of the appropriation in Section 1 can be revised downward from the original \$253,300 to \$235,000 due to subsequent efforts to use all available prior year funds in reducing these outstanding obligations.

Sincerely,



Ronald B. Lind  
Director

Attachment

cc: John Sackett ✓

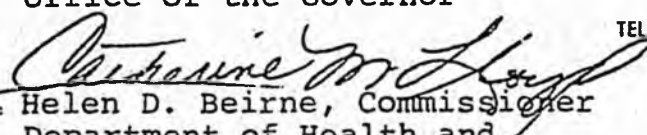
# MEMORANDUM

RECEIVED  
MAR 20 1979  
Budget And Management

TO: [ Ronald B. Lind, Director  
Division of Budget and Management FILE NO:  
Office of the Governor

DATE: March 16, 1979

TELEPHONE NO:

FROM:   
Helen D. Beirne, Commissioner  
Department of Health and  
Social Services

SUBJECT: Health and Social Services -  
Division of Corrections  
Supplemental Request #2  
Arbitration Award \$26,146

Information was just received which will significantly impact the FY 79 Division of Corrections Supplemental. As per Cathy Lloyd's conversation with you on March 15, 1979, we informed the Finance Committee of this in our testimony on the supplemental (S.B. 143) on March 15, 1979. Please submit a formal letter to the Legislature requesting the following addition of \$26,146 to our supplemental. The reason for the inclusion of this amount to as follows:

An award of \$26,146 including benefits was made by the arbitrator concerning the nine people dismissed for the Anchorage Annex Correctional Center for engaging in a sickout. The back pay award states they "...are entitled to be compensated for such losses of earnings which they suffered from the termination less the loss of pay which they might have avoided with reasonable diligence by obtaining other employment." Details of the individual pay forms dated March 13, 1979 and the explanatory letter from the Department of Administration are attached.

Attachment

STATE  
of ALASKA

## MEMORANDUM

HB-71

TO: Avrum Gross  
Attorney General  
Department of Law

DATE:

January 16, 1979

FILE NO:

TELEPHONE NO:

THRU:

Art Peterson  
Assistant Attorney General  
Department of LawSUBJECT: Department of Law  
Supplemental Appropriation

FROM:

Ron Lind, Director  
Division of Budget & Management  
Office of the Governor

Please prepare a bill for the Governor's introduction making a supplemental appropriation to the Department of Law, Legal Services in the amount of \$104,100 general funds. The supplemental is to cover the following:

\$61,000 is to cover the extraordinary expenses incurred by the department due to the contested 1978 primary election. The department had unanticipated expenses for the increased travel of their staff and for specialized services provided by a consulting firm in relation to the case.

\$24,000 is necessary to cover a stipulation entered into with Alaska Legal Services to pay court costs and attorney fees arising from the Angaiak v. Beirne case in which Alaska Legal Services was the prevailing party.

\$14,100 is to cover a right-of-way settlement for an access route to the Juneau International Airport. The funding is necessary to repurchase property sold without proper title.

\$5,000 is to cover a right-of-way settlement for the Knik River Road necessary because the State unknowingly took possession of nine acres of private land during road construction.

This act is to take effect immediately and include a lapse date of June 30, 1978.

STATE  
of ALASKA

# MEMORANDUM

RECEIVED

JAN 09 1979

Budget And Management

TO:  Ron Lind, Director  
Division of Budget & Management  
Office of the Governor

DATE: January 8, 1979

FILE NO:

TELEPHONE NO:

FROM: Avrum M. Gross  
Attorney General  
By: *Richard I. Pegues*  
Richard I. Pegues  
Administrative Officer

SUBJECT: FY 79-Supplemental

This is to summarize the Department of Law's Supplemental Appropriation requests for FY 79. Supplemental funds are being requested for the following reasons and purposes:

- |                                                                               |          |
|-------------------------------------------------------------------------------|----------|
| 1. Extraordinary expenses caused by the contested 1978 State Primary Election | - \$61.0 |
| 2. DOT/PF Knik River Road settlement                                          | - 5.0    |
| 3. DOT/PF Juneau Airport access                                               | - 14.1   |
| 4. Alaska Legal Services judgment in <u>Angaiak v. Beirne</u>                 | - 24.0   |
|                                                                               | <hr/>    |
| TOTAL REQUEST                                                                 | \$104.1  |

RIP:chw

*All one*



Ron Lind, Director  
Budget & Management

January 8, 1979

- 3 -

advice at meetings and seminars is already being paid by the requesting agencies. Our shortfall here, after the elections case, is equal to slightly more than two months of our planned attorney litigation and administrative travel.

The professional services contracts, telephone and duplicating greatly exceed our budgeted amounts and will severely impact future litigation services. We are already committed to a contract for outside counsel due to a conflict of representation and must find enough resources to adequately fund outside legal counsel assistance in the state's suit against President Carter's use of the Antiquities Act. Although the D(2) Steering Council has agreed to help us in this regard, the \$50,000 they may have available may prove to be wholly inadequate. With the amount of funding which has already been expended in the elections contest, it will be nearly impossible to acquire any additional outside counsel services, whatever their need. If a statewide supplemental is not forthcoming to fund the RCA rate increase for FY 79, our existing commitments will slightly exceed our current authorization by the time all of the bills become due and payable. The unexpected use of our contractual funds for the elections case so early in the fiscal year will mean that funds needed for additional professional services and expert witnesses will not be available. The funds currently authorized are based upon our historical need for outside counsel and, given the present number of complex disputes in which the state is engaged, particularly in the areas of lands and oil and gas revenues, the need for specialized legal services will not be declining. Approval of this supplemental request will insure that legal services requiring outside assistance will not be curtailed.

The Department of Law therefore requests the BRC's approval of a supplemental appropriation and its transmittal to the legislature to increase our general fund travel authorization by \$17,500 and to increase our contractual services authorization by \$43,500.

RIP:as

FY 79 SUPPLEMENTAL REQUEST ANALYSIS

RECEIVED

JAN 06 1979

	FY 77 ACTUAL	FY 78 FINAL AUTH.	FY 78 ACTUAL	FY 79 GOV. BUDGET	FY 79 INITIAL AUTH.	FY 79 CURRENT AUTH.	EXPENDITURES + ENCUMBRANCES 7/1/-11/30	OTHER OBLIGATIONS 7/1/-11/30	PROJECTED EXPENDI- TURES + ENCUMBRANCES 12/1-6/30	FY 79 And (DEFICIT) OR EXCESS	FY 78 CONTINUAT-
PERSONAL SERVICES	2773.6	3273.2	3201.0	3500.5	3243.6	3556.0	1344.8		2211.2		3451.6
TRAVEL	112.1	109.5	120.6	172.1	137.7	162.2	82.6		97.1	(17.5)	146.0
CONTRACTUAL SERVICES	987.1	598.6	503.4	603.3	524.7	552.5	317.6	74.5	203.9	(43.5)	629.8
COMMODITIES	44.3	40.4	45.8	44.3	42.3	42.6	16.9		25.7		44.8
EQUIPMENT	7.5	6.5	5.7	24.1	22.0	30.3	10.5	12.4	7.4		7.0
LANDS, BLDG. ...	8.6	8.6	9.9	9.6	9.6	9.6	9.6				9.9
GRANTS, CLAIMS	294.6	15.0	17.0	15.0	15.0	15.0	11.3	43.1	3.7	(43.1)	15.0
MISCELLANEOUS											
TOTAL	4227.8	4051.8	3903.4	4368.9	3994.9	4368.1	1793.3	130.0	2549.0	(104.1)	4303.8
FEDERAL RECEIPTS				263.0							
REQUIRED GF MATCHING											
OTHER GENERAL FUND	3105.9	2506.3	2475.9	2678.5	2647.5	2785.8	1169.8	85.6	1634.5	(104.1)	2912.5
INTER-AGENCY RECEIPTS	1121.9	1545.5	1427.5	1427.4	1347.4	1582.4	623.5	44.4	914.5		1391.3

AGENCY: LAW BRU: Legal Services COMPONENT: Legal Services REVISED: \_\_\_\_\_

STATE  
of ALASKA

## MEMORANDUM

RECEIVED

NOV 7 1978

TO:  Ron Lind, Director  
Division of Budget & Management  
Office of the Governor

DATE: November 6, 1978

FILE NO:

TELEPHONE NO:

FROM: Avrum M. Gross  
Attorney General  
By: *Richard I. Pegues*  
Richard I. Pegues  
Administrative Officer

SUBJECT: Supplemental Appropriation  
Request - FY 79

The Department of Transportation & Public Facilities has requested that we seek a supplemental appropriation to buy back property which was sold by the State without proper title. This will permit the State to exchange titles with the City and Borough of Juneau and provide necessary state right-of-way for a part of the Juneau International Airport access route.

The original sale was made in 1973 and the purchaser has agreed to sell back the property at its original 1973 purchase price.

DOT/PF has advised us that the proceeds of the 1973 sales transaction were deposited in the State's general fund and that neither general funds nor capital improvement funds are available at this time with which to repurchase the property.

All of the parties are agreeable to the repurchase and transfer of title and have further agreed to wait until the legislature has considered a supplemental appropriation request for this purpose.

A supplemental appropriation will avoid the expense of litigation and allow the conveyance of the property at pre-inflationary 1973 prices. In view of the obvious savings to the State, we urge the BRC's approval of this request and its submittal to the legislature.

RIP:chw

# MEMORANDUM

TO: [ Wil Condon  
Deputy Attorney General  
Department of Law

DATE: November 3, 1978

FILE NO:

TELEPHONE NO:

FROM: William F. Cummings *W.F.C.*  
Legal Assistant  
Department of Law  
Transportation Section

SUBJECT: Airport Spur Road, Dis-  
posal of Excess Right of  
Way to Marshall and Vivian  
Erwin, J-66-600-78

Please consult the attached correspondence between the Department of Law and the Department of Transportation and Public Facilities in regard to the sale of excess land captioned above.

In 1973 the Department of Highways conveyed a tract of land adjacent to the Juneau International Airport to Marshall and Vivian Erwin. As I outlined in my August 21, 1978, memorandum to the Department of Transportation and Public Facilities, the State probably did not have title to the tract. The City is now asserting its claim to title against the State and Mrs. Erwin. To avoid litigation, a settlement was negotiated by which the land would be conveyed back to the State for the payment of \$14,100, the 1973 purchase price without interest. The State and the City and Borough of Juneau would then exchange deeds which would result in the State having only the rights of way necessary to provide access to the Juneau International Airport.

I recommended acceptance of the proposed settlement and requested that the Department of Transportation and Public Facilities provide the \$14,100 out of its operating funds. DOT/PF concurred in my analysis, but was not able provide the funding because the purchase price in 1973 was credited to the general fund. Hence a legislative appropriation will be necessary to make the payment.

By its memorandum of October 25, 1978, DOT/PF requested that the Department of Law seek a special appropriation from the Legislature to provide the \$14,100 to resolve the dispute. I would appreciate it if you would advise me of the appropriate procedures that are to be followed in requesting a special appropriation of this kind.

Attached you will find a settlement agreement signed by counsel for the respective parties, which settles the dispute contingent on legislative funding.

WFC:sll

Attachments



Donald Harris  
Commissioner

August 21, 1978  
-2-

The result of Mrs. Erwin's conveyance back to the State would be a return to the status of 1973. That is, there would be an access road to the Juneau Airport and neither the City and Borough nor the State would be able to accurately describe their respective interests in the road and the adjacent land. To resolve this confusion as a part of the settlement with Mrs. Erwin, the City and Borough of the State would combine their engineering and title data and adjust their respective interests reflecting the right of way requirements of the access road. In this way there can be no disputes of this type in the future.

If the State elects not to follow this course of action, it will be required to defend a very complex suit. It is very questionable whether or not the State could prevail. The litigation would be exceedingly expensive in terms of expert witnesses which would be employed on both sides, legal fees and court time. In the event that the City and Borough were to prevail, the State would be liable for plaintiff's expenses as well as its own.

I recommend that the Department of Transportation and Public Facilities accept Mrs. Erwin's offer and provide the \$14,100 out of its operational funds to stop this potential lawsuit. It is not in the public interest to pursue a course of action that will most certainly result in litigation, when so very little is at stake.

WFC:sll

Attachments

# MEMORANDUM



TO:  Avrum M. Gross  
 Attorney General  
 Department of Law  
 Juneau

DATE: October

FILE NO: 000H

TELEPHONE NO: 364-2121 Ext.

FROM: Don Harris  
 Commissioner  
 Department of Transportation  
 and Public Facilities  
 Juneau

SUBJECT: Juneau Airport Spur Road  
 Disposal of Excess Right of  
 Way to Marshall and Vivian  
 Erwin, J-66-600-78

Reference is made to the attached memorandum from Mr. William Cummings of your office. Based on Mr. Cummings analysis of our position, we concur in his recommendation to accept Mrs. Erwins offer to reconvey the property.

The \$14,100 received from the Erwins in 1973 was credited to the general fund. Therefore, it is requested that your office seek a special appropriation from the Legislature to resolve the dispute.

cc: Director, Right of Way, Lands, Leasing & Equipment Fleet.

HNW/pr

Attachment: as stated

SETTLEMENT AGREEMENT

The parties to this agreement are:

- 1: State of Alaska
- 2: City and Borough of Juneau, Alaska
- 3: Vivian Erwin, Linda Burling, and Marsha Bennett,  
the successor in interest to Marshall F. Erwin  
and Vivian Erwin to that tract of land conveyed by  
Commissioner's Quitclaim Deed on June 21, 1973, of  
which a copy is attached and incorporated into  
this agreement.

By and through their respective counsel, it is agreed  
between the parties that:

- 1. The land conveyed by the State to Marshall F. Erwin and Vivian Erwin will be conveyed back to the State of Alaska by their successors in interest free of any encumbrances created after June 21, 1973.
- 2. The State of Alaska shall pay within 45 days of the receipt of the deed referenced in paragraph 1 above, \$14,100 to the successors in interest of Marshall F. Erwin and Vivian Erwin. \$14,100 is the price paid for the land in 1973. No interest from that date will be paid by the State of Alaska nor is any expected by successors in interest of Marshall F. Erwin and Vivian Erwin.
- 3. Upon conveyance of the interest of the successors in interest of Marshall F. Erwin and Vivian Erwin the State of Alaska shall disclaim <sup>by Quitclaim Deed</sup> any interest it has in the Juneau International Airport as defined by the plat prepared by Malcolm Menzes in January 1978 for the City and Borough of Juneau, except for the rights-of-way necessary to provide access

is h.c.  
R.R.

/////

TRANSPORTATION SECTION, STATE OFFICE  
POUCH N, JUNEAU, ALASKA 99801  
PHONE 486-8880

1 along Shell Simmons Road. The City and Borough of  
2 Juneau agrees to convey to the State of Alaska the  
3 rights-of-way necessary for access along Shell  
4 Simmons Road.

5 4. The State of Alaska is not obligated to pay \$14,100  
6 to the successors in interest of Marshall F. Erwin  
7 and Vivian Erwin until a supplemental appropriation  
8 has been made by the Alaska Legislature. The  
9 State of Alaska agrees to submit a request for a  
10 special appropriation to the legislature for  
11 consideration during the session commencing in  
12 January 1979.

13 5. Any conveyance from the City and Borough of Juneau  
14 to the State of Alaska must be approved by the  
15 Assembly of the City and Borough of Juneau.

16  
17 DATED this 20 day of November, 1978.

18  
19 By: Donna Page  
20 Donna Page For the  
21 City and Borough of Juneau

22 DATED this 20 day of November 1978.

23 By: N. C. Banfield  
24 N. C. Banfield  
25 For the successors in  
26 interest of Marshall F.  
27 Erwin and Vivian Erwin.

28 DATED this 21 day of November, 1978.

29  
30 AVRUM M. GROSS  
31 ATTORNEY GENERAL

32 By: William S. Hanson  
Assistant Attorney General  
For the State of Alaska

COMMISSIONER'S  
QUITCLAIM DEED

THE GRANTOR, State of Alaska, Department of Highways, for and in consideration of ~~Fourteen Thousand Six Hundred and no/100 (\$14,100.00)~~ conveys and quitclaims to PAULINE F. EGGLE and VIVIAN B. EGGLE, his wife, as Tenants by the Entirety with full rights of survivorship, EXECUTEES, all interest which it has, if any, in the following described real estate situated in the State of Alaska, to wit:

That portion of the dedicated Airport Access Road Right of Way lying adjacent to and parallel with the westerly boundary of Tract I, more commonly known as the Glacier Village Shopping Center, within a fractional subdivision of U.S. Survey No. 381, within the City and Borough of Juneau, First Judicial District, State of Alaska, more particularly described as follows:

beginning at the Southwest Corner of said Tract I, a brass capped iron post buried 18 inches deep; thence West a distance of 60.00 feet to the westerly line of said Airport Access Road right of way; thence north along said westerly right of way line a distance of 105.54 feet; thence  $6^{\circ}10'39''$  E. a distance of 407.13 feet; thence  $S.70^{\circ}45'45''$  E. a distance of 10.00 feet to the northwest corner of said Tract I; thence South along the westerly boundary of said Tract I a distance of 507.67 feet to the point of beginning.

The hereinabove described tract of land contains 0.517 of an acre, more or less, as shown on the plat attached hereto and made a part hereof.

Subject to all easements and rights of way granted for any purpose whatsoever by the Grantors or their predecessors in interest to any other party or person, which appear of record in the office of the Recorder for the Juneau Recording District of Alaska.

Dated this 21<sup>st</sup> day of June, 1973

State of Alaska, Department of Highways

B. A. Campbell  
B.A. Campbell  
Commissioner of Highways.

ACKNOWLEDGEMENT OF COMMISSIONER

STATE OF ALASKA )  
First Judicial District )

BE IT REMEMBERED THAT on this 21<sup>st</sup> day of June, 1973, before me, the undersigned, a notary public of the State of Alaska, personally appeared B. A. Campbell, Commissioner of Highways, known to me to be the identical person who executed the foregoing instrument and he acknowledged to me that he executed the same for and on behalf of the State of Alaska, Department of Highways, with full authority so to do, and for the uses and purposes therein expressed.

In WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year above written.

My Commission Expires

July 29, 1976  
My Commission Expires

James M. Taylor  
James M. Taylor  
Notary Public  
State of Alaska



# MEMORANDUM

DEC 7 1979  
RECEIVED

TO:  Ron Lind, Director  
Division of Budget & Management  
Office of the Governor

DATE: December 7, 1979

FILE NO:

TELEPHONE NO:

FROM: Avrum M. Gross  
Attorney General

By: *Richard I. Pegues*  
Richard I. Pegues  
Administrative Officer

SUBJECT: Supplemental Appropriation Request-  
FY 79

The Department of Transportation and Public Facilities has requested that we seek a supplemental appropriation of \$5,000 to satisfy a stipulation which settles a long-time inverse condemnation dispute. This dispute arose when the State unknowingly took possession of nine acres of privately owned land during construction of the Knik River Road due to a change in the homestead survey lines.

A copy of the stipulation, as well as copies of memoranda which detail the benefits of the stipulation agreement, are attached for your review.

The Department of Transportation advises that the initial project was one funded from the General Fund and that the original appropriation has long since lapsed. They have therefore asked that Legal Services request a supplemental appropriation to satisfy the settlement.

RIP:chw

Attachments



1 IN THE SUPERIOR COURT FOR THE STATE OF ALASKA

2 THIRD JUDICIAL DISTRICT AT ANCHORAGE

3 EDWARD F. LAUX, )

4 Plaintiff, )

5 vs. )

6 STATE OF ALASKA, )

7 Defendant. )

8 No. 74-7374G

9 STIPULATION FOR SETTLEMENT

10 IT IS STIPULATED AND AGREED BY AND BETWEEN THE  
11 PARTIES HERETO AS FOLLOWS:

12 1. On or about March 28, 1972, the State of Alaska  
13 in... ay condemned a parcel of land owned by the named plain-  
14 tiff. Said parcel is fully described in Schedule "A" attached  
15 and forms a part of the State of Alaska, Department of Transpor-  
16 tation and Public Facilities, right-of-way in Project  
17 No. X-12740 "Knik River Road".

18 2. Upon the execution of this stipulation, and in  
19 consideration thereof, the defendant will deposit into the  
20 registry of this Court, the sum of five thousand dollars  
21 (\$5,000.00) payable to the Clerk of the Court for the benefit  
22 of the plaintiff.

23 3. In consideration of the payment of the five  
24 thousand dollars, the plaintiff Edward F. Laux agrees to  
25 execute a warranty deed to the State of Alaska, Department of  
26 Transportation and Public Facilities for the nine-acre parcel  
27 described in Schedule "A".

28 4. The plaintiff accepts the warrant issued in the  
29 amount of five thousand dollars as full, complete, and just  
30 compensation for the condemnation and any and all damages arising  
31 out of, or resulting therefrom, and does hereby waive any and  
32 all claims for interest, attorney fees, and any other costs  
33 whatsoever now, or in the future.

34 5. The plaintiff's release the defendant, its

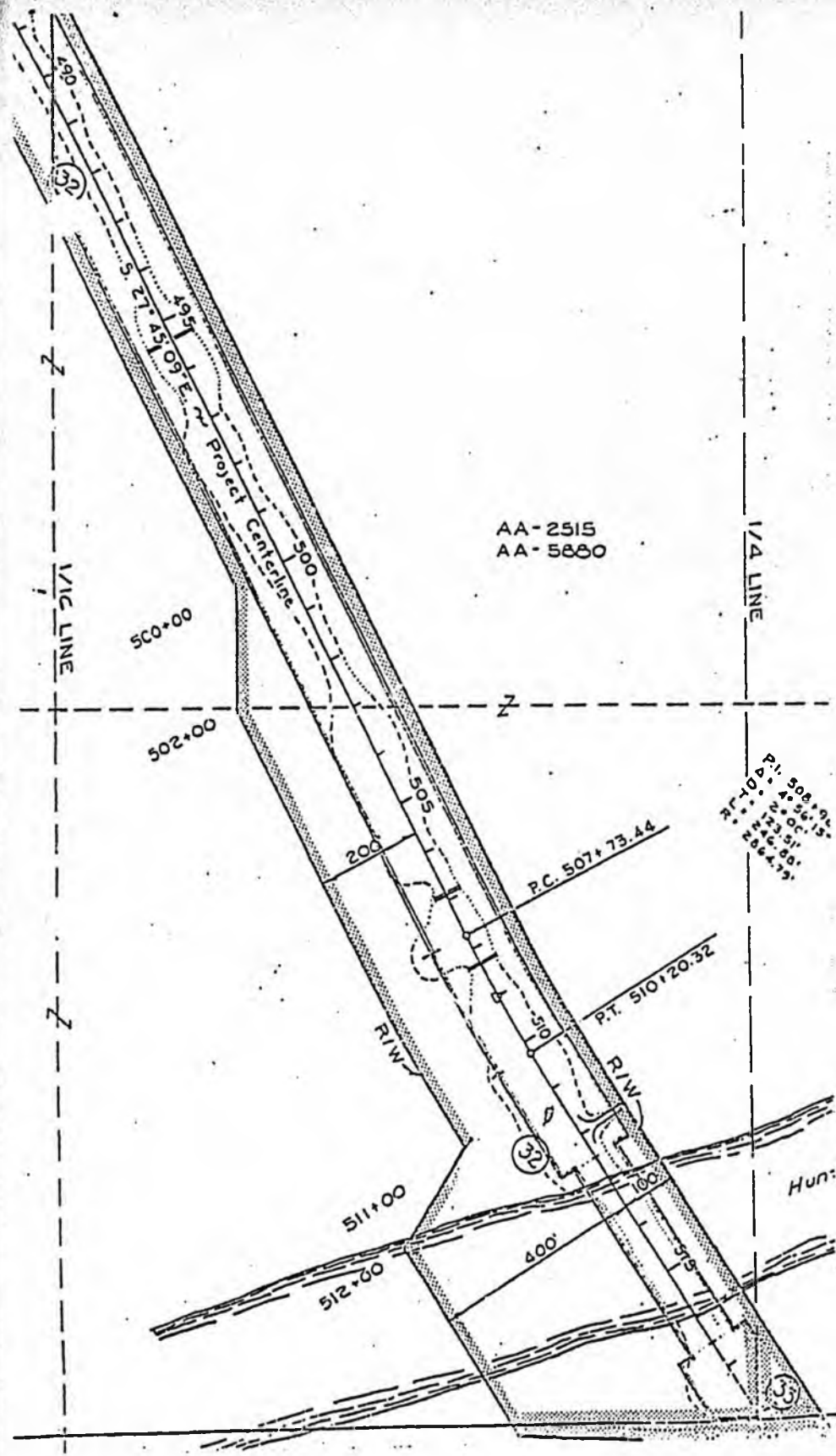
## TRACT DESCRIPTION

A strip of land within the E 1/2 SW 1/4 of Section 30, Township 16 North, Range 4 East, Seward Meridian, Anchorage Recording District, Third Judicial District, State of Alaska, said strip being 150 feet wide, 75 feet on each side of centerline except from Station 512+50 to 516+50 where the strip is 100 feet wide, 50 feet on each side of the following described surveyed centerline of State Project No. X-12740.

Beginning at the 1/4 corner common to Section 25 T.16 N., R.3 E., and Section 30, T.16 N., R.4 E., thence N.00°59'32"W. along the section line a distance of 1063.65 feet; thence S.75°01'17"E. a distance of 490.22 feet; thence S.27°45'09"E. a distance of 1257.27 feet to the true point of beginning, said point is the intersection of State Highway Project X-12740 and the West boundary of said E 1/2 SW 1/4, Section 30, T.16 N., R.4 E., bearing S.01°08'59"E. from the C-W 1/16 corner a distance of 197.72 feet; thence S.27°45'09"E. along the centerline of Project X-12740, a distance of 1727.60 feet to the point of curvature; thence along a curve to the left (radius equals 2864.79 feet) through an arc of 4°56'15" a distance of 246.88 feet to the point of tangent; thence S.32°41'24"E. a distance of 229.68 feet to said Station 512+50; thence S.32°41'24"E. a distance of 400.00 feet to said Station 516+50; thence S.32°41'24"E. a distance of 168.87 feet to the ending point of this strip description. Said point being the intersection of the centerline of Project X-12740 and the South boundary of the E 1/2 SW 1/4, Section 30, T.16 N., R.4 E. said point bearing S.88°47'39"W. from the 1/4 corner common to Sections 30 and 31, T.16 N., R.4 E., a distance of 8.74 feet.

Containing 8.970 acres, more or less.

SCHEDULE "A"



AA-2515  
AA-5880

R=2884.79'  
 Δ=27° 43' 09"  
 P.C. 507+73.44  
 P.T. 510+20.32

Hun:

WARRANTY DEED

THE GRANTOR \_\_\_\_\_

for and in consideration of \_\_\_\_\_

DOLLARS

in hand paid, surveys and warrants to the STATE OF ALASKA, DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES, the following described real estate, located in the State of Alaska, to wit:

A strip of land within the E 1/2 SW 1/4 of Section 30, Township 16 North, Range 4 East, Seward Meridian, Anchorage Recording District, Third Judicial District, State of Alaska, said strip being 150 feet wide, 75 feet on each side of centerline except from Station 512+50 to 516+50 where the strip is 100 feet wide, 50 feet on each side, of the following described surveyed centerline of State Project No. X-12740.

Beginning at the 1/4 corner common to Section 25 T.16 N., R.3 E., and Section 30, T.16 N., R.4 E., thence N.00°59'32"W. along the section line a distance of 1053.65 feet; thence S.75°01'17"E. a distance of 490.22 feet; thence S.27°45'09"E. a distance of 1257.27 feet to the true point of beginning, said point is the intersection of State Highway Project X-12740 and the West boundary E 1/2 SW 1/4, Section 30, T.16 N., R.4 E., bearing S.01°08'59"E. from NW 1/4 corner a distance of 197.72 feet; thence S.27°45'09"E. along the centerline of Project X-12740, a distance of 1727.60 feet to the point of curvature; thence along a curve to the left (radius equals 2864.79 feet) through an arc of 4°56'15" a distance of 246.88 feet to the point of tangent; thence S.32°41'24"E. a distance of 229.68 feet to said Station 512+50; thence S.32°41'24"E. a distance of 400.00 feet to said Station 516+50; thence S.32°41'24"E. a distance of 168.87 feet to the ending point of this strip description. Said point being the intersection of the centerline of Project X-12740 and the South boundary of the E 1/2 SW 1/4, Section 30, T.16 N., R.4 E., said point bearing S.88°47'39"W. from the 1/4 corner common to Sections 30 and 31, T.16 N., R.4 E., a distance of 8.74 feet.

Containing 8.970 acres, more or less.

Dated this \_\_\_\_\_ day of \_\_\_\_\_ 19 \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

ACKNOWLEDGEMENT OF GRANTOR

STATE OF ALASKA

ON THIS \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_, before me, the undersigned, a Notary Public in and for the said State, personally appeared \_\_\_\_\_

the Grantor, known to me to be the identical person who executed the foregoing instrument and he acknowledged to me that he signed the same as \_\_\_\_\_ free and voluntary act and deed, with full knowledge of its contents, for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year above written.

My Commission Expires: \_\_\_\_\_  
Notary Public

Project No. X-12740

Parcel No. 33

Jack T. Bodine  
Chief, Right-of-Way  
Land Acquisition &  
Leasing  
DOT/PP

October 9, 1978

Ross A. Kopperud  
Assistant Attorney General

Laux v. State  
C.A. 747374G  
Project No. X-12740  
Parcel 33  
Knik River Road

Please find attached a Stipulation of Settlement for Edward I. Laux's inverse condemnation claim against the State of Alaska. As you may recall, the State originally thought that it had acquired only 0.650 of an acre. If we had maintained a right-of-way claim consistent with our right-of-way plans, then we would have taken 20.0 acres, plus or minus, of Laux's property. The change in the amount of property taken was initially caused by a change in the homestead survey lines which resulted in a greater portion of the highway going through Laux's property.

By stipulation of settlement, the State agreed to take a right-of-way of a lesser width, 75 feet each side of the centerline, except for the Hunter Creek area where we took 50 feet each side of centerline. This equals a total take area of 9 acres more or less. The total amount of the settlement is \$5,000.00 which includes interest, costs, attorneys fees, as well as compensation and damages for the taking. The settlement is very close to the amount I originally offered.

I had initially offered \$4,450.00 based on \$300.00 an acre for nine acres (\$2,700.00), plus .06 percent per annum interest for seven years under AS 09.55.440 of approximately \$1,100.00 plus Civil Rule 82 attorney's fees without trial at \$650.00.

The \$300.00 an acre figure is based on the settlements the State negotiated with the neighboring property owners. Those settlements ran from \$150.00 to \$180.00 an acre. Other parcels along the road settled for as much as \$600.00 an acre such as the Simpson and Binger parcels.

I believe the settlement is quite favorable to the State for the following reasons:

1. The State did not have an appraisal of the property. I doubt that the State could have gotten a competent fee appraiser for under \$5,000.00.

Memo to Jack T. Dodine  
October 9, 1978  
Page 2

2. There is an uncertainty as to the date of valuation. There is an argument, to the effect, that the date of trial is the date of valuation, hence we may have been subject to a later and presumably higher valued comparable sales for the subject. I would guess that property in the area sells for \$1,500.00 to \$3,000.00 an acre at present.

The road bisects the property and leaves a very steep cut bank along the south side of the road. I believe this may have exposed the State to a sizable claim for severance damages to both remainders due to the effects of the road.

4. Laux also made a claim for materials which were used from the cut area. This is a weak claim, but it may have had some merit if it were expanded to the Hunder's Creek stream bed which he owns as this is not a navigable stream.

If this settlement meets with your approval, please have finance issue a warrant payable to the Clerk of Court, Third Judicial District, for the benefit of Edward F. Laux, in the amount of \$5,000.00.

If you should have any questions please call me.

1 IN THE SUPERIOR COURT FOR THE STATE OF ALASKA

2 THIRD JUDICIAL DISTRICT AT ANCHORAGE

3 EDWARD F. LAUX, )  
4 Plaintiff, )  
5 vs. )  
6 STATE OF ALASKA, )  
7 Defendant. )


8 Civil Action No. 74-7374 G

9  
10 AMENDMENT ONE TO LAUX  
11 STIPULATION OF SETTLEMENT

12 It is further stipulated and agreed that the  
13 settlement amount of \$5,000.00 will bear interest at the  
14 rate of eight (8) percent per annum from November 1, 1978  
15 until it is paid.

16 DATED at Anchorage, Alaska, this 14<sup>th</sup> day of  
17 November, 1978.

18 AVRUM H. GROSS  
19 ATTORNEY GENERAL

20   
21 John N. Hendrickson  
22 Attorney for Plaintiff  
23 Edward F. Laux

24 By: Rosa A. Kopperud  
25 Ross A. Kopperud  
26 Assistant Attorney General

27 ORDER

28 IT IS SO ORDERED.

29 DATED: \_\_\_\_\_

30 \_\_\_\_\_  
31 SUPERIOR COURT JUDGE

STATE  
of ALASKA

## MEMORANDUM

TO:  Ron Lind, Director  
Division of Budget and  
Management  
Office of the Governor

DATE: August 23, 1978

FILE NO:

TELEPHONE NO:

FROM:

Avrum M. Gross  
Attorney General  
By: *Richard I. Pegues*  
Richard I. Pegues  
Administrative OfficerSUBJECT: FY 79 Supplemental  
Request--Legal Services

In accordance with your memorandum of July 27, 1978, this is to advise that the Department of Law has entered into a stipulation with Alaska Legal Services to pay court costs and attorney fees in the amount of \$24,000. The stipulation arises from our defense of Angaiak v. Beirne, C.A. No. 78-8726 H. Legal Services, as the prevailing party in this action, is entitled to costs and fees and they had originally sought \$37,000 for this purpose.

The Legal Services BRU has a FY 79 authorization of \$15,000 to pay for incidental judgments, including costs and fees. This authorization is intended to pay for several smaller judgments which usually average between a few hundred and a few thousand dollars. In order to avoid exhausting the limited judgment authorization available in FY 79, and thereby certainly causing the displeasure of many individuals having smaller claims throughout the year, we request that the entire Legal Services stipulation be paid by a supplemental appropriation. Alaska Legal Services has agreed to such an arrangement as noted in the stipulation which is attached for your review.

RIP:chp

Attachment

RECEIVED  
AUG 24 1978  
BUDGET & MANAGEMENT

# MEMORANDUM

✓ Dick Pegues  
Administrative Officer

DATE: August 23, 1978

FILE NO:

TELEPHONE NO:

FROM: Rich Burnham *RB*  
Assistant Attorney General

SUBJECT: \$24,000.00 appropria-  
tion for costs and  
attorneys' fees

The purpose of this memo is to explain the attached stipulation in which the Department of Law agreed to pay to Alaska Legal Services the total sum of \$24,000.00 to cover costs, attorneys' fees, and the costs of distribution of notice to the class in the case of Angaiak v. Beirne, No. 76-8726 H.

The Angaiak case was a case brought by Legal Services on behalf of people in bush areas. The issue in the case was whether the Department of Health & Social Services had complied with the federal Food Stamp Program requirement that a state provide reasonable and convenient access to the program and inform people of the availability of the program. The court ruled that the Department of Health & Social Services had failed to completely comply with these requirements. The court then scheduled a trial to be held in various bush areas to determine the relief to be accorded plaintiffs. Prior to holding the bush hearings, however, we were able to enter into an agreement of settlement with Alaska Legal Services which disposed of the case.

After approval of the settlement agreement by the court, Legal Services submitted a bill for costs and attorneys' fees in the amount of approximately \$37,000.00. (Legal Services was entitled to costs and attorneys' fees because they were the prevailing party.)

Rather than pursuing through the courts our efforts to whittle down the costs and attorneys' fees bill, we entered into a stipulation with Legal Services that we would pay a total of \$24,000.00. This figure is to cover costs and attorneys' fees as well as the cost of notifying the class, as provided for in the settlement agreement. Notice to the class is expected to cost approximately \$2,000.00, so essentially we agreed to pay Legal Services \$22,000.00 in costs and attorneys' fees as opposed to the approximately \$37,000.00 which they sought.

Dick Pegues  
August 23, 1978  
Page Two

You will note that the attached stipulation provides that we will pay the \$24,000.00 out of a supplemental appropriation which we agreed to submit to the Legislature next session. We also agreed to exercise our best efforts to see that the supplemental is passed.

RMB/bl

# **CORRECTION**

**THIS DOCUMENT  
HAS BEEN REPHOTOGRAPHED  
TO ASSURE LEGIBILITY**

Dick Pegues  
August 23, 1978  
Page Two

You will note that the attached stipulation provides that we will pay the \$24,000.00 out of a supplemental appropriation which we agreed to submit to the Legislature next session. We also agreed to exercise our best efforts to see that the supplemental is passed.

RMB/bl

1 IN THE SUPERIOR COURT FOR THE STATE OF ALASKA  
2 THIRD JUDICIAL DISTRICT AT ANCHORAGE

3 MIKE ANGAIAK, et al., )  
4 Plaintiffs, )

5 v. )

6 HELEN BEIRNE, et al., )  
7 Defendants. )

8 No. 76-9726 H

9 STIPULATION FOR COSTS AND ATTORNEYS' FEES

10 The parties, by and through their attorneys of  
11 record, hereby stipulate and agree that in complete satis-  
12 faction of any and all claims for costs and attorneys' fees  
13 in this litigation, defendants will pay to plaintiffs'  
14 counsel the total sum of \$24,000.00, said sum including  
15 \$3,598.49 taxed against defendants as costs by the chief  
16 deputy clerk on August 10, 1978, all claims for attorneys'  
17 fees and all costs relating to the distribution of notice as  
18 provided for in paragraph 32 of the Agreement of Settlement,  
19 dated by the parties on May 12, 1978.

20 The parties further stipulate and agree that the  
21 total of \$24,000.00 shall be paid from a supplemental appro-  
22 priation to be submitted to the Legislature by the Department  
23 of Law at the outset of the 1979 Legislative Session.  
24 Counsel for defendants represents that the Department of Law  
25 will exercise its best efforts to secure passage of the  
26 above-referenced supplemental appropriation.

27 DATED at Juneau, Alaska, this 1st day of June, 1978.

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AVRIL M. GROSS  
ATTORNEY GENERAL  
By: Richard M. Burnham  
Richard M. Burnham  
Assistant Attorney General  
Attorneys for Defendants

1 DATED at Anchorage, Alaska, this 17 day of  
August, 1978.

4 ALASKA LEGAL SERVICES CORP.

5 By: Richard Brown  
6 Richard Brown

7 Attorneys for Plaintiffs

10 ORDER

11 IT IS SO ORDERED.

12 DATED: \_\_\_\_\_

15 \_\_\_\_\_  
Superior Court Judge

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PUNCELL, JENSEN, ALASKA 99511  
FIDELITY, 19033 455-3400



# RECORDS CERTIFICATION



I, the undersigned, an employee of the State of Alaska, do hereby certify that the microfilm images on this microform are accurate reproductions of the original records of the State of Alaska as accumulated during the regular course of business, and that it is the established policy and practice of this State to microfilm its records and to dispose of the original records after microfilm reproductions have been made.

James O. Smith  
Signature of Camera Operator

3/8/90  
Date

# COMMITTEE REPORT HOUSE

FURTHER:

January 29, 1979

Date: 3-15-79

Mr. Speaker:

The Committee on FINANCE has had HB 92

"An Act making supplemental appropriations to the Department of Labor; eff. date."

under consideration and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass  do not pass
- do pass with attached amendments(s)
- replace with CS for \_\_\_\_\_  same title
- and recommends \_\_\_\_\_  new title
- AND attaches a "Letter of Intent"   New Fiscal Note
- reports it back without recommendation
- referred to the \_\_\_\_\_ Committee

MEMBERS SIGNING  
DO PASS

MEMBERS HAVING  
OTHER RECOMMENDATIONS:

McKinnon

Matson

Haynes

Kelley

Winn

Kyles

Smith

McKinnon

Duncan

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McKinnon

CHAIRMAN

# COMMITTEE REPORT HOUSE

FURTHER:

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**MEMBERS SIGNING  
DO PASS**

McKinnon

Martinez

Harvey

Steff

Winn

Ryan

Smith

McKinnon

Duncan

**MEMBERS HAVING  
OTHER RECOMMENDATIONS:**

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McKinnon

CHAIRMAN

Funding Information:  
 General Fund: \$ 800  
 Other Funds: 324,000  
 \$324,800

Introduced: 1/29/79  
 Referred: Finance

1 IN THE HOUSE

BY THE RULES COMMITTEE BY  
 REQUEST OF THE GOVERNOR

2 HOUSE BILL NO. 92

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act making supplemental appropriations to the  
 7 Department of Labor; and providing for an effective  
 8 date."

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 \* Section 1. The sum of \$4,800 is appropriated to the Department of  
 11 Labor to allow for payment of claims larger than anticipated in FY 78, to  
 12 be allocated as follows:

13	<u>BUDGET REQUEST UNIT</u>	<u>SOURCE</u>	<u>AMOUNT</u>
14	Administration of Workers'		
15	Compensation	General Fund	\$ 800
16	Second Injury Fund	Second Injury Fund	4,000

17 \* Sec. 2. The sum of \$320,000 is appropriated to the Department of  
 18 Labor to allow for payment of claims larger than anticipated in FY 79, to  
 19 be allocated as follows:

20	<u>BUDGET REQUEST UNIT</u>	<u>SOURCE</u>	<u>AMOUNT</u>
21	Second Injury Fund	Second Injury Fund	\$275,000
22	Fishermen's Fund	Fishermen's Fund	45,000

23 \* Sec. 3. The unexpended and unobligated portion of the appropriations  
 24 made in this Act lapses June 30, 1979.

25 \* Sec. 4. Section 1 of this Act is retroactive to July 1, 1977.

26 \* Sec. 5. This Act takes effect immediately in accordance with AS 01.-  
 27 10.070(c).  
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Funding Information:  
 General Fund: \$ 800  
 Other Funds: 324,000  
 \$324,800

Introduced: 1/29/79  
 Referred: Finance

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BY THE RULES COMMITTEE BY  
 REQUEST OF THE GOVERNOR

2 HOUSE BILL NO. 92

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

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Compensation	General Fund	\$ 800
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 27 10.070(c).  
 28  
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21802

January 27, 1979

The Honorable Terry Gardiner  
Speaker of the House  
Alaska State Legislature  
Juneau, Alaska 99811

Dear Mr. Speaker:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill making supplemental appropriations to the Department of Labor.

Section 1 appropriates \$800 from the general fund for the department's administration of workers' compensation and \$4,000 from the Second Injury Fund to the department's Second Injury Fund budget request unit, to allow for payment of claims larger than anticipated in FY 78.

Section 2 appropriates \$275,000 from the Second Injury Fund to the department's Second Injury Fund budget request unit and \$45,000 from the Fishermen's Fund to the department's Fishermen's Fund budget request unit to allow for payment of claims larger than anticipated in FY 79.

Sincerely,

*JSH*

Jay S. Hammond  
Governor

STATE  
of ALASKA

## MEMORANDUM

21692

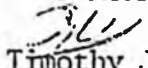
TO:  Ron Lind, Director  
Division of Budget & Management  
Office of the Governor

DATE: December 15, 1978

FILE NO: FM 3-3

ATTN: JEFF MORRISON

TELEPHONE NO: 465 2720

FROM:   
Timothy J. Vogl  
Finance Officer  
Administrative Services  
Department of LaborSUBJECT: FY '79 Supplemental Budget  
Request for Fishermen's Fund

We are requesting a FY '79 supplemental for Fishermen's Fund in the amount of \$45,000.

In preparing the FY '79 budget, it was estimated that approximately 1000 claims would be filed in FY '79; however, to date 806 claims have been received. With the increase of medical costs and a new estimate of 1,300 claims of FY '79, we estimate an additional \$45.0 from the Sick and Disabled Fishermen's Fund will be needed for object code 700.

If you have any questions please contact me at the above number or Ellen Baxter at 465 2796.

FY 79 SUPPLEMENTAL REQUEST ANALYSIS

	FY 77 ACTUAL	FY 78 FINAL AUTH.	FY 78 ACTUAL	FY 79 GOV. BUDGET	FY 79 INITIAL AUTH.	FY 79 CURRENT AUTH.	EXPENDITURES + ENCUMBRANCES 7/1 - 11/30	OTHER OBLIGATIONS 7/1 - 11/30	PROJECTED EXPENDITURES + ENCUMBRANCES 12/1 - 6/30	FY 79 (DEFICIT) OR EXCESS	FY 80 MAINTENANCE REQUEST
PERSONAL SERVICES	45.2	55.1	47.7	52.3	52.3	53.6	18.8	2.1	28.9	3.8	52.9
TRAVEL	22.0	24.7	23.5	26.2	26.2	26.2	9.9		13.9	2.4	4.1
CONTRACTUAL SERVICES	11.1	14.4	8.5	20.0	20.0	20.0	16.0		8.3	(4.3)	21.2
COMMODITIES	1.5	3.8	2.9	3.8	3.8	3.8	1.8		3.8	(1.8)	1.4
EQUIPMENT	-0-	0	7	8	8	8	0		-0-	(.3)	.2
LANDS, BLDGS. ...	-0-	-0-	-0-	-0-	-0-	-0-	-0-		-0-	-0-	-0-
GRANTS, CLAIMS, ...	148.6	228.2	241.2	243.2	243.2	243.2	110.9		117.3	(45.0)	284.2
MISCELLANEOUS	-0-	-0-	-0-	-0-	-0-	-0-	-0-		-0-	-0-	
TOTAL	228.4	327.1	324.5	346.3	346.3	347.6	158.3	2.1	232.2	(45.0)	364.0
FEDERAL RECEIPTS											
REQUIRED GF MATCHING											
OTHER GENERAL FUND											
INTER-AGENCY RECEIPTS											
DEDICATED FUND	228.4	327.1	324.5	346.3	346.3	347.6	158.3	2.1	232.2	(45.0)	364.0

AGENCY LABOR FUND FISHERMEN'S FUND COMPONENT N/A REVISED \_\_\_\_\_

STATE  
of ALASKA

## MEMORANDUM

TO:  Ron Lind, Director  
Division of Budget & Management  
Office of the Governor

DATE: December 18, 1978

FILE NO: AKAS (FM3-2)

ATTN: JEFF MORRISON

TELEPHONE NO: 465 2720

FROM: Timothy J. Vogl  
Finance Officer  
Department of Labor

SUBJECT: Supplemental Budget  
Request for FY '79  
Second Injury

A review of our records shows that it will be necessary for the Department to submit a supplemental budget request in order for the Second Injury Fund to meet its statutory obligation for the remainder of FY '79.

Under Object Code Group 700 of the Fund's authorized FY '79 budget \$579.6K was appropriated for payment of compensation to claimants, reimbursement to insurance carriers and vocational rehabilitation and retraining benefits to injured worker's. On November 30, 1978, the Departmental Expenditure analysis shows that \$344.4K of that amount had been expended or encumbered. \$163.7K of the expenditures was paid for rehabilitation efforts and \$180.7K was paid in compensation to injured worker's or reimbursement to carriers.

In preparing the FY '79 budget it was estimated that approximately 115 claimants would be participating in retraining and rehabilitation programs sponsored by the Second Injury Fund and costs would amount to approximately \$348.7K (including a \$90K encumbrance to the Division of Vocational Rehabilitation). However, since July 1, 1978 160 injured worker's are being provided with retraining and rehabilitation benefits.

We also estimated that compensation payments to injured worker's and reimbursement to insurance carriers would amount to \$230.9K based on payments for approximately thirty claims. Since July 1, 1978 the Workmen's Compensation Board has awarded weekly compensation and reimbursement benefits on eleven new claims plus lump sum payments of 74K on five claims. The amount needed for on going claims to the end of Fy '79 will be approximately \$331.2K.

The Board has awarded additional lump sum payments on two claims of \$30K each. These Board decisions are currently under appeal to the Superior Court. Should the Board's decision be upheld payment will become immediately due and payable.

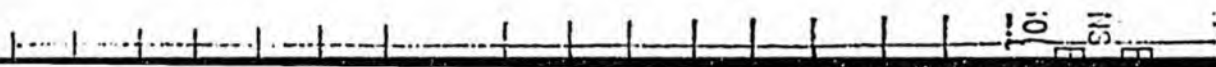
Furthermore, Michael C. Morgan, Director of the Division of Vocational Rehabilitation, Department of Education, has requested that the Second Injury Fund provide them with an additional \$45K in their rehabilitation efforts on behalf of the recipients.

Based on these developments, we estimate that an additional \$275K will be needed in Object Code Group 700 in order for the Second Injury Fund to meet its statutory obligations for the remainder of this fiscal year.

If there are any questions please contact me or Paul House at 465 2790.

Attachments

cc: Paul House  
Ellen Baxter



FY 79 SUPPLEMENTAL REQUEST ANALYSIS

	FY 77 ACTUAL	FY 78 FINAL AUTH.	FY 78 ACTUAL	FY 79 GOV. BUDGET	FY 79 INITIAL AUTH.	FY 79 CURRENT AUTH.	EXPENDITURES + ENCUMBRANCES 7/1 - 11/30	OTHER OBLIGATIONS 7/1 - 11/30	PROJECTED EXPENDITURES + ENCUMBRANCES 12/1 - 6/30	FY 79 (DEFICIT) OR EXCESS	FY 80 MAINTENANCE REQUEST
PERSONAL SERVICES	82.2	98.9	102.8	102.1	102.1	102.6	32.3	3.5	56.0	10.8	107.0
TRAVEL	2.9	6.8	5.7	7.2	7.2	7.2	1.6		5.6	-0-	7.7
CONTRACTUAL SERVICES	10.1	20.5	14.0	31.4	31.4	31.4	27.7		14.5	(10.8)	33.5
COMMODITIES	-0-	2.0	.2	2.0	2.0	2.0	.1		1.9	-0-	2.0
EQUIPMENT	.8	.2	.1	-0-	-0-	-0-	-0-		-0-	-0-	-0-
LANDS, BLDGS. ...	-0-	-0-	-0-	-0-	-0-	-0-	-0-		-0-	-0-	-0-
GRANTS, CLAIMS, ...	212.6	652.1	662.4	579.6	579.6	579.6	344.4		510.2	(275.0)	615.0
MISCELLANEOUS	-0-	-0-	-0-	-0-	-0-	-0-	-0-		-0-	-0-	-0-
TOTAL	308.6	780.5	785.2	722.3	722.3	722.8	406.1	3.5	588.2	(275.0)	765.2
FEDERAL RECEIPTS											
REQUIRED CF MATCHING											
OTHER GENERAL FUND											
INTER-AGENCY RECEIPTS											
SECOND INJURY	308.6	780.5	785.2	722.3	722.3	722.8	406.1	3.5	588.2	(275.0)	765.2

STATE  
of ALASKA

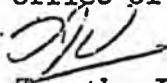
## MEMORANDUM

TO:  Jeff Morrison  
Budget Analyst  
Div. of Budget & Analyst  
Office of the Governor

DATE: January 12, 1979

FILE NO: (AKAS) FM 3-2

TELEPHONE NO: 465 2720

FROM:   
Timothy J. Vogl  
Finance Officer  
Administrative Services  
Department of LaborSUBJECT: FY '79 Supplemental  
Budget Request for  
Second Injury

A general explanation of the Second Injury Fund FY '79 supplemental request (275K) is as follows:

Retraining and Rehabilitation: As of 11/30/78 expenditures are \$173,032 (including \$90,000 for O.V.R.) Projected expenditures for the remainder of the year is \$206,968. (This includes \$45,000 for O.V.R.) With a current budget of \$348,700 in this category our retraining costs will exceed our authorization by \$31,300.

Carrier Claims: As of 11/30/78 expenditures are \$172,268. Projected expenditures for the remainder of the year is \$302,332. (This includes \$60,000 for pending lump sum payments) With a current budget of \$230,900 in this category our awarded claims will exceed our authorized by \$243,700.

The detailed breakdown of projected expenditures for Second Injury Fund is as follows:

Retraining 7/1/78 thru 11/30/78	\$ 83,000
Vocational Rehabilitation Retraining Transfer	90,000
Retraining 12/1/78 thru 6/30/79	162,000
Vocational Rehabilitation Retraining Transfer	45,000
Carrier Claims 7/1/78 thru 11/30/78	116,800
Individual Claims 7/1/78 thru 11/30/78	55,500
Carrier Claims 12/1/78 thru 6/30/79	164,300
Individual Claims 12/1/78 thru 6/30/79	78,000
Current Lump Sum Awards Pending	<u>60,000</u>
	\$ 854,600
FY '79 Authorized	<u>579,600</u>
FY '79 Supplemental	\$ 275,000

If you have any questions please contact me at 465 2720.

RECEIVED

JAN 16 - 1979

Budget And Management

## MEMORANDUM

TO:  Jeff Morrison  
Budget Analyst  
Division of Budget and Analyst  
Office of the Governor

DATE: December 29, 1978

FILE NO: AKAS (FM 3-2)

TELEPHONE NO:

465-2720

FROM: 

SUBJECT:

Timothy J. Vogl  
Finance Officer  
Administrative Services  
Department of Labor

Fund Projections for  
Fisherman's Fund and  
Second Injury Fund

The following is a summary of the liquidity projections for both the Fisherman's Fund and the Second Injury Fund for the period FY-79 thru FY-80.

	<u>FISHERMAN'S FUND</u>	<u>SECOND INJURY FUND</u>
1. FY' 79 Beinning Fund	695.4	232.3
2. FY' 79 Estimated Revenue	350.0	925.0
3. FY' 79 Initial Appropriation	(346.2)	(722.3)
4. FY' 79 Supplemental	( 45.0)	(275.0)
5. FY' 79 Ending Balance	<u>654.2</u>	<u>160.0</u>
6. FY' 80 Estimated Revenue	400.0	900.0
7. FY' 80 Estimated Expenditures	<u>(446.7)</u>	<u>(1056.1)</u>
8. FY '80 Ending Balance	607.5	3.9*

\*The reasons resulting in the liquidity problem facing the Second Injury Fund are as follows:

1. The 1974-75 amendments to the Workmen's Compensation Act. Prior to these amendments the Second Injury Fund was not required to pay compensation to an employee or to reimburse the carrier in excess of \$175.00 per week. By January 1978 the weekly maximum benefit payment had increased to \$607.85 and to \$654.30 on January 1, 1979. Of the 43 claims currently being paid; 23 exceed \$200.00 per week.
2. Lump sum awards: Some of the Workmens' Compensation Board members are of the opinion that the Fund should function on a comparable basis with the insurance carrier, requiring payment in a lump sum when directed rather than reimbursing the carrier at the weekly compensation rate.

Jeff Morrison  
Budget Analyst  
Division of Budget and Analyst  
Office of the Governor  
Page -2-

3. Vocational retraining and rehabilitation: Pipeline completion has caused an increase in the number of workers applying for retraining benefits because with the shut down and the decrease in employment opportunities, many injured workers who would normally be able to find work in a job compatible with their disability find it necessary to seek retraining in or to return to the labor market.
4. Retraining and rehabilitation cost: Cost of tuition, transportation, books, supplies and equipment have increased by approximately 100% over the past three years.
5. Contributions: According to existing statutes the carrier is required to pay into the fund a lump sum equal to 8% of all permanent partial disability awards. No amendment has been made to this provision since 1970.

Projections show that if some adjustment is not made to increase contributions or alter some of the other causes outlined above during FY 79-80, it is possible that the Second Injury Fund will no longer be able to meet its statutory obligations by FY 81.

If you have any questions please contact me at 465-2720.

TV:smn

cc: Jim Souby

STATE  
of ALASKA

## MEMORANDUM

RECEIVED

DEC 5 1978

ST. AL. PROGRAM

TO:  Ron Lind, Director  
Division of Budget and Management  
Office of the Governor

DATE: December 4, 1978

FILE NO: AKAS (FM 3-2)

ATTN: DAN DAWSON

TELEPHONE NO: 465 2720

FROM: *Timothy J. Vogl*  
Timothy J. Vogl  
Finance Officer  
Administrative Services  
Department of LaborSUBJECT: FY '78 Supplemental  
Request-Workmen's  
Compensation

4892

We are requesting a supplemental for the Workmen's Compensation program for FY '78. (Attached is the necessary analysis form.)

The Workmen's Compensation Division BRU was overspent by \$720 for FY '78.

Under the provisions of A.S.23.30.172, a 1975 amendment to the Workmen's Compensation Act, the State is required to pay supplemental compensation to injured workers under certain prescribed conditions. Due to an increase in the number of workers entitled to these payments above that which was anticipated at the time of budget preparation, payments exceeded the authorized budget by \$16,742.88. Savings in other line items reduced the over run to \$720.00.

If there are any questions please contact me at the above number, or Ellen Baxter at 465-2796.

cc: Ellen Baxter  
John Cook

RECEIVED  
DEC 5 1978  
STATE OF ALASKA

TO:  Ron Lind, Director  
Division of Budget & Management  
Office of the Governor

DATE: December 5, 1978

FILE NO: ASKA (FM 3-2)

ATTN: DAN DAWSON  
FROM: *[Signature]*  
Timothy J. Vogl  
Finance Officer  
*[Signature]* Administrative Services  
Department of Labor

TELEPHONE NO: 465-2720

SUBJECT: FY '78 Supplemental  
Request-Second Injury

11892

We are requesting a Supplemental for FY '78 in the amount of \$3,922.00.

In preparing the FY '78 budget the Second Injury Fund BRU requested funding for a Workmen's Compensation Officer III position based on a monthly salary of \$2,271.00 plus 25.5% benefits. On July 31, 1977 the individual filling this position resigned and received an unbudgeted lump sum payment of \$5,542.58 for 377.5 hours of annual leave. On December 31, 1977 this position was vacated and filled by an employee who was transferred from another division and due to his longevity status was installed in this position with a pay rate of \$2,762.00 per month. These unanticipated costs caused a \$3,922.00 overexpenditure in personal services during FY '78.

If there are any questions, please call me at the above number, or Ellen Baxter at 465-2796.

cc: Ellen Baxter  
Paul House

FY '78

FY 78 SUPPLEMENTAL REQUEST ANALYSIS

	FY 76 ACTUAL	FY 77 FINAL AUTH.	FY 77 ACTUAL	FY 78 GOV. BUDGET	FY 78 INITIAL AUTH.	FY 78 CURRENT AUTH.	EXPENDITURES + ENCUMBRANCES 7/1 - 6/30	OTHER OBLIGATIONS 7/1 -	PROJECTED EXPENDITURES + ENCUMBRANCES - 6/30	FY 78 (DEFICIT) OR EXCESS	FY 79 MAINTENANCE REQUEST
PERSONAL SERVICES	263.5	310.3	308.2	286.7	286.7	355.3	353.6	N/A	N/A	1.7	352.8
TRAVEL	24.8	40.3	32.3	42.8	42.8	42.8	39.9	N/A	N/A	2.9	48.7
CONTRACTUAL SERVICES	72.3	99.0	63.3	97.0	48.3	48.3	46.1	N/A	N/A	2.2	70.0
COMMODITIES	11.3	11.5	5.1	12.2	12.2	12.2	5.1	N/A	N/A	7.1	12.9
EQUIPMENT	5.4	2.0	2.4	1.0	1.0	1.0	.4	N/A	N/A	.6	2.3
LANDS, BLDGS. ...	-0-	-0-	3.1	4.7	4.7	4.7	3.2	N/A	N/A	1.5	3.2
GRANTS, CLAIMS, ...	452.6	542.0	577.9	522.7	522.7	562.0	578.7	N/A	N/A	(16.7)	578.5
MISCELLANEOUS	-0-		-0-	-0-							
TOTAL	829.9	1,005.1	992.3	967.1	918.4	1,026.3	1,027.0	N/A	N/A	(.7)	1,063.4
FEDERAL RECEIPTS											
REQUIRED GF MATCHING											
OTHER GENERAL FUND	829.9	1,005.1	992.3	967.1	918.4	1,026.3	1,027.0	N/A	N/A	(.7)	1,063.4
INTER-AGENCY RECEIPTS											

AGENCY LABOR COMPONENT BRI WOMEN'S COMP. REVISIONS N/A

20 JFA

FY 78

FY 78 SUPPLEMENTAL REQUEST ANALYSIS

	FY 76 ACTUAL	FY 77 FINAL AUTH.	FY 77 ACTUAL	FY 78 Gov. BUDGET	FY 78 INITIAL AUTH.	FY 78 CURRENT AUTH.	EXPENDITURES + ENCUMBRANCES 7/1 -	OTHER OBLIGATIONS 7/1 -	PROJECTED EXPENDITURES + ENCUMBRANCES - 6/30	FY 78 (DEFICIT) OR EXCESS	FY 77 MAINTENANCE REQUEST
PERSONAL SERVICES	41.6	84.2	82.2	89.6	89.6	98.9	102.8	N/A	N/A	(3.9)	102.1
TRAVEL	-0-	6.9	2.9	6.8	6.8	6.8	5.8	N/A	N/A	1.0	7.2
CONTRACTUAL SERVICES	8.3	22.6	10.1	20.5	20.5	20.5	13.1	N/A	N/A	7.4	31.4
COMMODITIES	5	2.8	-0-	2.0	2.0	2.0	2	N/A	N/A	1.8	2.8
EQUIPMENT	1	1.1	8	2	2	2	1	N/A	N/A	1	-0-
LANDS, BLDGS. ...	-0-	-0-	-0-	-0-	-0-	0	0	N/A	N/A	-0-	-0-
GRANTS, CLAIMS, ...	197.1	199.1	212.6	215.7	215.7	662.5	662.5	N/A	N/A	(10.3)	679.6
MISCELLANEOUS	-0-	-0-	-0-	-0-	-0-	-0-	-0-	N/A	N/A	-0-	-0-
TOTAL	247.6	316.7	308.6	334.8	334.8	780.6	784.5	N/A	N/A	(3.9)	722.3
FEDERAL RECEIPTS											
REQUIRED GF MATCHING											
OTHER GENERAL FUND											
INTER-AGENCY RECEIPTS											
Second Injury Fund	247.6	316.7	308.6	334.8	334.8	780.6	784.5	N/A	N/A	(3.9)	722.3

AGENCY Labor BRU Second Injury COMPONENT N/A REVISED \_\_\_\_\_

14892

# MEMORANDUM

HR 42

TO:

Art Peterson  
Assistant Attorney General  
Department of Law

DATE:

January 17, 1979

FILE NO:

TELEPHONE NO:

FROM:

*RL*  
Ron Lind, Director  
Division of Budget & Management  
Office of the Governor

SUBJECT:

FY 78 Supplemental Appropriation  
Bills, Department of Labor

Please prepare a bill for the Governor's introduction making a supplemental appropriation in the amount of \$800 to the Department of Labor, Administration of Workers Compensation, for the purpose of appropriating an overexpenditure of FY 78 funds in this amount. This \$800 should be appropriated from the general fund. This act should take effect retroactively to July 1, 1977, and include a lapse date of June 30, 1978.

Please prepare a bill for the Governor's introduction making a Supplemental appropriation in the amount of \$4,000 to the Department of Labor, Second Injury Fund, for the purpose of appropriating an overexpenditure of FY 78 funds in this amount. This \$4,000 should be appropriated from the Second Injury Fund. This act should take effect retroactively to July 1, 1977, and include a lapse date of June 30, 1978.

1



# MEMORANDUM

RECEIVED  
DEC 5 1978  
F. M. J. BAXTER

TO:  Ron Lind, Director  
Division of Budget & Management  
Office of the Governor

DATE: December 5, 1978

FILE NO: ASKA (FM 3-2)

ATTN: DAN DAWSON  
FROM: Timothy J. Vogl  
Finance Officer  
Administrative Services  
Department of Labor

TELEPHONE NO: 465-2720

SUBJECT: FY '78 Supplemental  
Request-Second Injury

We are requesting a Supplemental for FY '78 in the amount of \$3,922.00.

In preparing the FY '78 budget the Second Injury Fund BRU requested funding for a Workmen's Compensation Officer III position based on a monthly salary of \$2,271.00 plus 25.5% benefits. On July 31, 1977 the individual filling this position resigned and received an unbudgeted lump sum payment of \$5,542.58 for 377.5 hours of annual leave. On December 31, 1977 this position was vacated and filled by an employee who was transferred from another division and due to his longevity status was installed in this position with a pay rate of \$2,762.00 per month. These unanticipated costs caused a \$3,922.00 overexpenditure in personal services during FY '78.

If there are any questions, please call me at the above number, or Ellen Baxter at 465-2796.

cc: Ellen Baxter  
Paul House

FY '78

FY 78 SUPPLEMENTAL REQUEST N/A ;

	FY 76 ACTUAL	FY 77 FINAL AUTH.	FY 77 ACTUAL	FY 78 GOV. BUDGET	FY 78 INITIAL AUTH.	FY 78 CURRENT AUTH.	EXPENDITURES + ENCUMBRANCES 7/1 - 6/30	OTHER OBLIGATIONS 7/1 -	PROJECTED EXPENDITURES + ENCUMBRANCES - 6/30	FY 78 (DEFICIT) OR EXCESS	FY 79 MAINTENANCE REQUEST
PERSONAL SERVICES	263.5	310.3	308.2	286.7	286.7	355.3	353.6	N/A	N/A	1.7	352.8
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CONTRACTUAL SERVICES	72.3	99.0	63.3	97.0	48.3	48.3	46.1	N/A	N/A	2.2	70.0
COMMODITIES	11.3	11.5	5.1	12.2	12.2	12.2	5.1	N/A	N/A	7.1	12.9
EQUIPMENT	5.4	2.0	2.4	1.0	1.0	1.0	.4	N/A	N/A	.6	2.3
LANDS, BLDGS. ...	-0-	-0-	3.1	4.7	4.7	4.7	3.2	N/A	N/A	1.5	3.2
GRANTS, CLAIMS, ...	452.6	542.0	577.9	522.7	522.7	562.0	578.7	N/A	N/A	(16.7)	578.5
MISCELLANEOUS	-0-		-0-	-0-							
TOTAL	829.9	1,005.1	992.3	967.1	918.4	1,026.3	1,027.0	N/A	N/A	(.7)	1,063.4
FEDERAL RECEIPTS											
REQUIRED GF MATCHING											
OTHER GENERAL FUND	829.9	1,005.1	992.3	967.1	918.4	1,026.3	1,027.0	N/A	N/A	(.7)	1,063.4
INTER-AGENCY RECEIPTS											

AGENCY \_\_\_\_\_ LABOR \_\_\_\_\_ BENEFIT WORKMEN'S COMP. \_\_\_\_\_ COMPONENT \_\_\_\_\_ N/A \_\_\_\_\_ REVISED \_\_\_\_\_

FY '78

## FY 78 SUPPLEMENTAL REQUEST ANAL

	FY 76 ACTUAL	FY 77 FINAL AUTH.	FY 77 ACTUAL	FY 78 GOV. BUDGET	FY 78 INITIAL AUTH.	FY 78 CURRENT AUTH.	EXPENDITURES + ENCUMBRANCES 7/1 -	OTHER OBLIGATIONS 7/1 -	PROJECTED EXPENDITURES + ENCUMBRANCES - 6/30	FY 78 (DEFICIT) OR EXCESS	FY 79 MAINTENANCE REQUEST
PERSONAL SERVICES	41.6	84.2	82.2	89.6	89.6	98.9	102.8	N/A	N/A	(3.9)	102.1
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CONTRACTUAL SERVICES	8.3	22.6	10.1	20.5	20.5	20.5	13.1	N/A	N/A	7.4	31.4
COMMODITIES	5	2.8	-0-	2.0	2.0	2.0	.2	N/A	N/A	1.8	2.0
EQUIPMENT	.1	1.1	.8	2	2	2	1	N/A	N/A	1	-0-
LANDS, BLDGS. ...	-0-	-0-	-0-	-0-	-0-	-0-	0	N/A	N/A	-0-	-0-
GRANTS, CLAIMS, ...	197.1	199.1	212.6	215.7	215.7	662.5	662.5	N/A	N/A	(10.3)	579.6
MISCELLANEOUS	-0-	-0-	-0-	-0-	-0-	-0-	-0-	N/A	N/A	-0-	-0-
TOTAL	247.6	316.7	308.6	334.8	334.8	780.6	784.5	N/A	N/A	(3.9)	722.3
FEDERAL RECEIPTS											
REQUIRED GF MATCHING											
OTHER GENERAL FUND											
INTER-AGENCY RECEIPTS											
Second Injury Fund	247.6	316.7	308.6	334.8	334.8	780.6	784.5	N/A	N/A	(3.9)	722.3

AGENCY Labor BRU Second Injury COMPONENT N/A REVISED \_\_\_\_\_



# RECORDS CERTIFICATION



I, the undersigned, an employee of the State of Alaska, do hereby certify that the microfilm images on this microform are accurate reproductions of the original records of the State of Alaska as accumulated during the regular course of business, and that it is the established policy and practice of this State to microfilm its records and to dispose of the original records after microfilm reproductions have been made.

James O. Smith  
Signature of Camera Operator

3/8/90  
Date

CSHB 91 am

SENATE FINANCE COMMITTEE  
BILL CHECKLIST

1. Original Bill Document
2. History Cover Form
3. Printed Copies:
  - Original Bill
  - Committee Substitutes or Amendments
4. Committee Report Form
5. Fiscal Note: *Supplemental*  
In File  
Requested \_\_\_\_\_ Date \_\_\_\_\_
6. Backup:
  - Handouts \_\_\_\_\_
  - Letter from Governor
  - Letter from Sponsor \_\_\_\_\_
  - Other \_\_\_\_\_
  - Memo from AG w/attachment*

Original sponsor: Rules/Governor  
 Funding Information  
 General Funds \$177,800  
 Other Funds -0-  
 \$177,800

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2 SCS FOR CS FOR HOUSE BILL NO. 91 am

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act making a supplemental appropriation to the  
 7 Departments of Law, Health & Social Services, Community  
 8 & Regional Affairs, Office of the Ombudsman; and pro-  
 9 viding for an effective date."

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

11 \* Section 1. The sum of \$104,100 is appropriated from the general fund to  
 12 the Department of Law, legal services, for the fiscal year ending June 30,  
 13 1979, to be allocated as follows:

14	Expenses incurred due to contested	
15	1978 primary election	\$61,000
16	Court costs and attorney fees in	
17	Angaiak v. Beirne	24,000
18	Right-of-way settlement for access route	
19	to Juneau International Airport	14,100
20	Right-of-way settlement for Knik River	
21	Road	5,000

22 \* Sec. 2. The sum of \$15,000 is appropriated from the general fund to  
 23 the Department of Health and Social Services, Public Health Administration,  
 24 to be paid as a grant to the Fairbanks Breast Cancer Center.

25 \* Sec. 3. The sum of \$26,100 is appropriated from the general fund to  
 26 the Department of Health and Social Services, Division of Corrections, to  
 27 fund back pay to six employees due to an arbitration award.

28 \* Sec. 4. The sum of \$24,000 is appropriated from the general fund to  
 29

1 the Department of Community and Regional Affairs to be paid as a grant to  
2 the City of McGrath to provide funding for a full time police officer.

3 \* Sec. 5. The sum of \$8,600 is appropriated from the general fund to the  
4 Ombudsman's Office for payment of additional communication costs as a result  
5 of the RCA interim rate increase.

6 \* Sec. 6. The unexpended and unobligated portion of the appropriation  
7 made in sections 1 - 5 of this Act lapse June 30, 1979.

8 \* Sec. 7. This Act takes effect immediately in accordance with AS 01.10.-  
9 070(c).

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HB 91

1

MARCH 27, 1979

Hon. GEORGE HOHMAN,

VIC-CHAIRMAN

SENATE FINANCE COMMITTEE

ALASKA STATE LEGISLATURE

PO BOX V

JUNEAU, ALASKA 99811

Dear Senator Hohman:

In response to your letter of March 23, 1979, I am pleased to ~~reply~~ provide the following information concerning case costs:

<u>Case</u>	<u>Agency</u>	<u>Amount</u>
Rodger Y. Ford	LAW	\$20,000.00
George Atkinson (A & G)	LAW	\$22,981.58
Wells (inverse indemnification)	LAW	\$ 1,734.10
ALASKA MARKETING & MANAGEMENT	LAW	\$ 63,722.00
" " "	Public Safety	\$125,182.46
" " "	Court System	\$124,000.00
" " "	Public Defender	\$27,984.58
Subtotal - AM & M =		<u>\$340,999.04</u>

During the Committee's discussion on CS HB 91 concerns were voiced about the costs and attorney's fees settlement in the ~~the~~ Angaiak case. We believe that the settlement which was reached was equitable



# Ombudsman

Frank Flavin

State of Alaska

Reply to:

- 840 K Street, Room 203  
Anchorage, Alaska 99501  
(907) 276-4011
- Pouch WD  
Juneau, Alaska 99811  
(907) 465-4970
- P.O. Box 74358  
Fairbanks, Alaska 99707  
(907) 452-4001

March 14, 1979

Mr. Warren Endicott  
Legislative Affairs  
Pouch Y  
Juneau, AK 99811

Dear Mr. Endicott:

RE: Telephone Budget Supplemental

Dutifully, we responded to Budget and Management's 10/30/78 memo for an assessment of the impact of the RCA rate hike with the understanding that our needs would be included in the Administration request. This did not occur. Your offer of assistance to include our supplemental in Legislative Affairs request is appreciated.

We are basing our request upon the first four months of operation in FY 1979. This time frame was picked because of the establishment of a new Fairbanks office and the creation of two new positions in Juneau last year. Needless to say, our business telephones are critical. We have followed the intent expressed in the creation of our office by accepting collect calls from our complainants.

FY '79 funds authorized for interstate and intrastate toll charges:	\$19,200
Projected interstate charges for FY '79:	(1,493)
(NOTE: 10% reduction in these charges since 1/1/79 is included)	
Projected intrastate toll charges:	<u>(29,904)</u>
Total Supplemental Requirement	\$12,197

Please contact Ms. Robin Ross or myself at 465-4970 if you have any questions about these figures.

For your information, I have attached the computations that were used for Budget and Management. Their method would make our supplemental \$15,868, a figure with which we feel more comfortable.

Sincerely,

Duncan C. Fowler  
Ombudsman Regional Representative

10602  
10798  
10398  
1298  
13,297  
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16  
17



MEMO

Date: December 8, 1978  
To: Ron Lind, Director, Division of Budget & Management  
From: Robin Ross, Ombudsman Assistant *RR*  
Subject: RCA 87% Rate Increase Impact

Following is an estimated assessment of the impact RCA's 87% interim rate increase will have on the intrastate long distance toll charges for the Office of the Ombudsman:

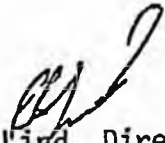
FY 79 funds authorized for interstate and intrastate toll charges	19,200
FY 79 percentage estimate for intrastate tolls	95%
Supplemental needed to compensate for projected underfunding	15,868

STATE  
of ALASKA3302  
MEMORANDUMTO:  ALL AGENCY FISCAL OFFICERS

DATE: October 30, 1978

FILE NO:

TELEPHONE NO:

FROM:  Ron Lind, Director 2212  
Division of Budget and ManagementSUBJECT: RCA 87% Rate Increase  
Impact

The Division of Budget and Management is presently assessing the FY 79 impact of the RCA 87% interim rate increase so that any supplemental appropriation which might be requested will be sufficient to compensate for the underfunding involved.

In order to accomplish this purpose it is requested that each agency submit the following information to the Division of Budget and Management no later than November 17, 1978:

1. The amount of expenditures authorized per budget request unit for FY 79 intrastate long distance telephone charges.
2. The amount of expenditures authorized per budget request unit for FY 79 interstate long distance telephone charges.
3. The amount of expenditures authorized per budget request unit in FY 79 for leased line charges from RCA.
4. The actual or estimated FY 79 percentage breakdown per agency between interstate and intrastate long distance telephone charges.
5. The amount of expenditures authorized per budget request unit for leased terminals from RCA for FY 79.

In the event that the requested figures are impossible to compute exactly, a best estimate from each agency will suffice.

# STATE OF ALASKA

## THE LEGISLATURE

BUDGET AND AUDIT COMMITTEE

FINANCE DIVISION  
POUCH WF-STATE CAPITOL  
JUNEAU, ALASKA 99811  
PHONE: (907) 465-3795

April 2, 1979

### MEMORANDUM

TO: J. H. Hogan, Director  
Legislative Finance Division

FROM: Pat Williams  
Legislative Finance Division

SUBJECT: Unbudgeted House and Senate Finance Positions - FY 79  
April 15 - April 30

As you requested, I have calculated the cost of the unbudgeted positions for Legislative Finance from the 91st through the 106th Legislative day (16 days):

#### House Finance Committee

Administrative Assistant	70.00	Chris Foster
Administrative Assistant	68.00	Suzanne Iudicello
Administrative Assistant	72.00	Mary Ann Slemmons
Administrative Assistant	72.00	Johanna Smith
Administrative Assistant	68.00	Mark Wittow
Administrative Assistant	72.00	Robert Williams
Secretary	52.00	Ann Plotnick
	<u>474.00</u>	

#### Senate Finance Committee

Administrative Assistant	74.00	Janet Barnes
Administrative Assistant	72.00	Jo Day
Administrative Assistant	68.00	Nancy Harvey
Administrative Assistant	74.00	Sue Lowell
Administrative Assistant	74.00	Paula Terrel
Secretary	52.00	JoLe Johnson
Secretary	56.00	Alephe Morris
	<u>470.00</u>	

16 days x 944/day =	15,104.00
Benefits @10.5% =	<u>1,586.00</u>
	16,690.00

#### CONTRACTORS:

Mike Doogan	2,000.00	(1/2 month contract payment)
Bryan McGinnis	<u>1,000.00</u>	" " " "

TOTAL REQUIRED.....\$19,690.00

THE LEGISLATURE OF THE STATE OF ALASKA  
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST  
 Bill/Resolution No. HOUSE BILL NO. 91  
 Title Supplemental Appropriation  
 Requested by \_\_\_\_\_ Date 4/6/79

II. FISCAL DETAIL  
 Agency Affected Legislative Affairs  
 Program Category Affected General Government  
 Budget Request Unit(s) Affected \_\_\_\_\_

EXPENDITURES (Thousands of Dollars)

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
100 PERSONAL SERVICES	210.4					
200 TRAVEL	57.6					
300 CONTRACTUAL	110.8					
400 COMMODITIES	24.0					
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
<b>TOTAL</b>	<b>402.8</b>					

FUNDING (Thousands of Dollars)

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
GENERAL FUND	402.8					
FEDERAL FUNDS						
OTHER (Specify)						

POSITIONS

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
FULL TIME	-0-					
PART TIME	-0-					
TEMPORARY	-0-					

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

To provide funding of 1979 Legislative session for 91st day through 106th day (16 additional days through April 30, 1979).

Budget detail is provided in Attachment #1.

IV. DATE April 6, 1979 PREPARED BY Warren W. Endicott, Director  
 AGENCY Legislative Affairs Agency  
 PHONE 465-3850

Original: Legislative Finance  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)

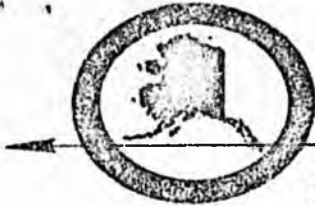
## ATTACHMENT #1

## III. ANALYSIS (Cont.)

Supplemental Appropriation - 1979 Session  
91st through 106th day

	<u>Daily</u>	<u>16 days through 4/30/79</u>
(100) Personal Services		
Executive Administration	200	3,200
Administrative Services	2,100	33,600
Legal Services	700	11,200
Session	9,550	152,800
Teleconference	600	9,600
	<hr/>	<hr/>
(100) TOTAL	13,150	210,400
(200) Travel		
Session Per Diem	3,250	52,000
Session Travel	350	5,600
	<hr/>	<hr/>
(200) TOTAL	3,600	57,600
(300) Contractual		
Session (phones, maint)	3,700	59,200
Administrative Services	300	4,800
Teleconference	600	9,600
CCBI-Capital 79	950	33,250*
APRN-Capital Connection	141	3,950*
	<hr/>	<hr/>
(300) TOTAL	5,691	110,800
(400) Commodities	1,500	24,000
	<hr/>	<hr/>
TOTAL SUPPLEMENTAL	23,941	402,800

\* Includes pre & post session days.



**Ombudsman**

Frank Flavin

*Same as the other bill*

*1/13 81  
or 91*

State of Alaska

Reply to:

- 840 K Street, Room 203  
Anchorage, Alaska 99501  
(907) 276-4011
- Pouch W0  
Juneau, Alaska 99811  
(907) 465-4970
- P.O. Box 74358  
Fairbanks, Alaska 99707  
(907) 452-4001

March 14, 1979

Mr. Warren Endicott  
Legislative Affairs  
Pouch Y  
Juneau, AK 99811

Dear Mr. Endicott:

RE: Telephone Budget Supplemental

Dutifully, we responded to Budget and Management's 10/30/78 memo for an assessment of the impact of the RCA rate hike with the understanding that our needs would be included in the Administration request. This did not occur. Your offer of assistance to include our supplemental in Legislative Affairs request is appreciated.

We are basing our request upon the first four months of operation in FY 1979. This time frame was picked because of the establishment of a new Fairbanks office and the creation of two new positions in Juneau last year. Needless to say, our business telephones are critical. We have followed the intent expressed in the creation of our office by accepting collect calls from our complainants.

FY '79 funds authorized for interstate and intrastate toll charges:	\$19,200
Projected interstate charges for FY '79:	(1,493)
(NOTE: 10% reduction in these charges since 1/1/79 is included)	
Projected intrastate toll charges:	<u>(29,904)</u>
Total Supplemental Requirement	\$12,197 <i>x .7053 = 8600</i>

Please contact Ms. Robin Ross or myself at 465-4970 if you have any questions about these figures.

For your information, I have attached the computations that were used for Budget and Management. Their method would make our supplemental \$15,868, a figure with which we feel more comfortable.

Sincerely,

*[Signature]*  
Duncan C. Fowler

Ombudsman Regional Representative



MEMO

Date: December 8, 1978  
To: Ron Lind, Director, Division of Budget & Management  
From: Robin Ross, Ombudsman Assistant *RR*  
Subject: RCA 87% Rate Increase Impact

Following is an estimated assessment of the impact RCA's 87% interim rate increase will have on the intrastate long distance toll charges for the Office of the Ombudsman:

FY 79 funds authorized for interstate and intrastate toll charges	19,200
FY 79 percentage estimate for intrastate tolls	95%
Supplemental needed to compensate for projected underfunding	15,868

STATE  
of ALASKA

3302

## MEMORANDUM

TO:  ALL AGENCY FISCAL OFFICERS

DATE: October 30, 1978

FILE NO:

TELEPHONE NO:

FROM:  Ron Lind, Director 1212  
Division of Budget and ManagementSUBJECT: RCA 87% Rate Increase  
Impact

The Division of Budget and Management is presently assessing the FY 79 impact of the RCA 87% interim rate increase so that any supplemental appropriation which might be requested will be sufficient to compensate for the underfunding involved.

In order to accomplish this purpose it is requested that each agency submit the following information to the Division of Budget and Management no later than November 17, 1978:

1. The amount of expenditures authorized per budget request unit for FY 79 intrastate long distance telephone charges.
2. The amount of expenditures authorized per budget request unit for FY 79 interstate long distance telephone charges.
3. The amount of expenditures authorized per budget request unit in FY 79 for leased line charges from RCA.
4. The actual or estimated FY 79 percentage breakdown per agency between interstate and intrastate long distance telephone charges.
5. The amount of expenditures authorized per budget request unit for leased terminals from RCA for FY 79.

In the event that the requested figures are impossible to compute exactly, a best estimate from each agency will suffice.

# STATE OF ALASKA

## THE LEGISLATURE

BUDGET AND AUDIT COMMITTEE

FINANCE DIVISION  
POUCH WF-STATE CAPITOL  
JUNEAU, ALASKA 99311  
PHONE: (907) 465-3795

April 2, 1979

### MEMORANDUM

TO: J. H. Hogan, Director  
Legislative Finance Division

FROM: Pat Williams  
Legislative Finance Division

SUBJECT: Unbudgeted House and Senate Finance Positions - FY 79  
April 15 - April 30

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PREPARED BY Warren W. Endicott, Director  
 AGENCY Legislative Affairs Agency  
 PHONE 465-3850

Original: Legislative Finance  
 cc: Budget and Management  
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## ATTACHMENT #1

## III. ANALYSIS (Cont.)

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