

ALASKA LEGISLATURE SPECIAL COMMITTEE/SUBJECT FILES 8672

2698 SCOMM 122: COMMISSION ON PRIVATIZATION. ., 1999

Employment Security

Budget Request Unit — Financial Summary

All dollars in thousands

	FY1998 Actuals				FY1999 Authorized				FY2000 Governor			
	General Funds	Federal Funds	Other Funds	Total Funds	General Funds	Federal Funds	Other Funds	Total Funds	General Funds	Federal Funds	Other Funds	Total Funds
Formula Expenditures												
None.												
Non-Formula Expenditures												
Employment Services	0.0	0.0	0.0	0.0	0.0	9,390.7	515.9	9,906.6	0.0	9,870.8	1,438.4	11,009.2
Employment/Unemployment Svs	5.8	28,581.5	1,060.2	29,647.5	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Unemployment Insurance	0.0	0.0	0.0	0.0	0.0	16,849.3	915.8	17,765.1	0.0	16,537.8	343.3	16,881.1
Alaska Work Programs	295.6	0.0	1,338.0	1,633.6	130.9	0.0	1,742.5	1,873.4	0.0	0.0	0.0	0.0
Work Services	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	130.9	0.0	1,588.2	1,720.1
Governor's Committee on Employ	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
State Training Employment Prog	0.0	0.0	3,867.4	3,867.4	0.0	0.0	4,048.1	4,048.1	0.0	0.0	4,048.1	4,048.1
Totals	302.4	28,581.5	6,266.6	35,150.5	130.9	26,240.0	7,220.3	33,591.2	130.9	26,168.6	7,417.0	33,656.5

I. Department of Labor and Workforce Development

II. BRU: Workers' Compensation
Components: **Workers' Compensation**
 Second Injury Fund
 Fishermen's Fund

III. Total Budget: **Workers' Compensation – \$2,478.7**
 1004 GF – \$2,403.8
 1005 P/R – \$29.9
 1007 I/A – \$45.0

Second Injury Fund – \$2,858.9
 1007 I/A – \$5.9
 1031 SIF – \$2,853.0

Fishermen's Fund – \$1,301.0
 1032 FF – \$1,301.0

Total (all funds):
 1004 GF – \$2,403.8
 1005 PR – \$29.9
 1007 I/A – \$50.9
 1031 SIF – \$2,853.0
 1032FF – \$1,301.00

Grand Total (all funds) – \$6,638.60

IV. Total Revenue Derived:

Workers' Compensation – FY00
 Restricted Revenue: \$45.0 I/A, \$29.9 GF P/R

Second Injury Fund – FY00
 Unrestricted Revenue: \$3,087.9 Second Injury Fund
 Restricted Revenue: \$5.9 I/A

Fishermen's Fund – FY00
 Unrestricted Revenue: \$1,340.6 Disable Fishermen's Res. Acct.

V. Workers' Compensation: AS 23.30, 8 AAC 45, 8 AAC 46
Second Injury Fund: AS 23.30
Fishermen's Fund: AS 23.35, 8 AAC 55

VI. Sec. 84. Division of Workers' Compensation. The mission of the Division of Workers' Compensation is to:

MEMORANDUM**STATE OF ALASKA
DEPARTMENT OF LABOR
AND WORKFORCE DEVELOPMENT****TO: Dwight Perkins, Deputy Commissioner****DATE: 9/27/99****PHONE: 465-2712****FROM: Rebecca Gamez, ESD Director****SUBJECT: Privatization Issues**

Per your request, here are specific responses to inquiries by the Legislative Privatization Subcommittee as to whether the Employment Services and Unemployment Insurance programs of the Department of Labor and Workforce Development can be privatized in the future, such as in five years. The Employment Security Division (ESD) of the Alaska Department of Labor is composed of federally-funded programs that provide employment and unemployment insurance services to Alaskans.

Employment Services The first category, employment services, is authorized and funded by the Wagner-Peyser Act of 1933 to administer a labor exchange program that most effectively responds to the needs of the state's employers and jobseekers. (20 CFR s.652.3). The services provided under the Act range from employee job search and placement, including testing, counseling, assessment and referral to employers, services for workers experiencing layoffs, developing and providing labor market and occupational information, evaluation of programs, and administering the work test for the state unemployment compensation system. (29 USC s. 49f(a)).

In August 1998, the federal Workforce Investment Act (WIA) was signed into law (PL 105-220). One of five titles of the WIA contains amendments to the Wagner-Peyser Act, retaining both separate authorization and funding stream for employment services. The WIA requires that the public labor exchange services authorized under the Wagner-Peyser Act be part of the one-stop system, and that these services be incorporated into the five-year strategic plan required under the WIA.

Regarding privatization, The U.S. Department of Labor has maintained that the delivery of employment services under the Wagner-Peyser Act, (developing and prescribing "minimum standards of efficiency", as stated in the W-P Act), must be executed by merit-staffed employees. A federal court has upheld this interpretation. (State of Michigan v. Alexis M. Herman (No. 5:98-CV-16) issued May 15, 1998, U.S. District Court for the Western District of Michigan).

Unemployment Insurance Program Similarly, the USDOL requires that only merit-staffed employees administer the UI program, and failure to do so would cause the USDOL to deny certification of the Alaska UI grant, thus eliminating administrative funds necessary for its operation. Specifically, section 303(a)(1) of the Social Security Act (SSA) requires the merit-staff system, while both the SSA and the Privacy Act of 1974 place stringent federal limitations on the release of confidential information, such as individual tax, wage and benefit information, to any third party. This reinforces the requirement of a merit-staffed system to administer all aspects of this program.

I trust that these specific answers and citations are responsive to your request for further information. Please contact me if I can be of further assistance.

Contract Hearing Officer: Private sector attorneys are periodically required to perform as the Commissioner of Labor and Workforce Development's designee to chair a Board hearing in workers' compensation cases due to the potential of a conflict of interest should the hearing be conducted by a member of the Workers' Compensation Division staff.

X. Existing Privatization Practices:

Runzheimer International provides cost-of-living analysis in an effort to fairly reflect the cost of living difference between this state and the area where the recipient may reside.

Ingenix, Incorporated develops and makes available a medical fee schedule which is a compilation of medical providers' charges for various treatments and procedures. AS 23.30.095(f) requires that all medical charges shall be subject to regulation by the Board. Under 8 AAC 45.082(l), the Board has adopted a regulation which requires the use of a medical fee schedule and payments at the lower of the actual fee or the 90th percentile of the schedule. Accordingly, all insurers must be using the fee schedule.

Contracted Hearing Officers are periodically required in order to eliminate or reduce the potential for a conflict of interest. The Department of Law cannot provide this service as they may only represent the Board in cases where the workers' compensation statutes or regulations are alleged to be unconstitutional.

- (1) ensure that eligible Alaska workers are provided adequate medical care, prompt payment of benefits, and, if needed, voluntary rehabilitative services;
- (2) provide protection to employers from being sued in court by employees for workplace injuries;
- (3) provide assistance with medical costs of injuries or illnesses due to commercial fishing activities onshore or in state water, and
- (4) reimburse employers for compensation paid to employees involved in a second injury.

VII. Number of Employees:

**Workers' Compensation – 33 PFT
3 PPT**

This component has specialized positions which must be intimately familiar with and able to apply workers' compensation law while adjudicating disputes between employees and employers. Additional specialized positions are involved in the mediation of workers' compensation disputes in an attempt to resolve them informally. Other specialized positions would be those involved with administering the volunteer reemployment benefits program.

Second Injury Fund – 3 PFT

Fishermen's Fund – 3 PFT

- VIII. Technology used to perform the mission would include the Workers' Compensation Information Handling System. This is a custom designed data base into which all workers' compensation activity in the State of Alaska is entered. The Fishermen's Fund also uses a similar custom designed database which is geared to the activities of that program. Additional technology would include the use of WestLaw, an internet legal resource tool used for researching workers' compensation case law, the internet which is used in researching numerous activities, and microfilm equipment which is used to film files which greatly reduces the need for as much physical storage area.**

IX. Workers' Compensation – Existing Contracts

Runzheimer International: 8 AAC 45.138(b) provides that the Alaska Workers' Compensation Board will contract with an organization to perform cost-of-living surveys.

Ingenix, Incorporated: AS 23.30.095(f) and 8 AAC 45.082(l) provide for the Alaska Workers' Compensation Board to select an organization which collects medical providers' charges for various treatments and procedures and publish a schedule of these charges.

*Pass them
apart
with a
pin*

Federal Training Grant: Funds are granted for the professional development of vocational rehabilitation staff. The FY 00 budget includes an appropriation for \$50.7 federal funds and the required state general fund match of \$5.6.

Independent Living Part B: Federal formula grant funds are awarded to the state to provide independent living services for individuals with significant disabilities to enable them to live and work independently in the community of their choice. FY 00 budget appropriates \$387.8 federal funds, required general fund match of \$34.7. General funds of \$ 529.7 are also appropriated for this program.

Independent Living Older Blind: Federal competitive grant funds of \$208.0 are awarded to the state to provide independent living services for individuals who are age 55 or older and who experience blindness. Required state match of \$23.1 is also included in the budget.

Disability Determination: The state receives federal funds from the Social Security Administration to adjudicate claims for disability benefits under Title II and Title XVI of the Social Security Act. Federal funds of \$4,855.9 are in the FY 00 budget. No state funds are required.

Assistive Technology: Federal competitive grant funds were awarded to the state to provide support systems for change and advocacy in developing and implementing a consumer responsive and comprehensive statewide program of technology related assistance for individuals with disabilities of all ages. This was a 10-year grant due to expire 6/30/00, which was extended for 3 years. The FY 00 budget includes an appropriation for \$747.7. No state funds are required.

Alaska Transition Initiative: Federal competitive 5 year grant was awarded to the state to develop a statewide service delivery system for transition so that youth with disabilities will transition successfully for school to adult life. The FY 00 budget includes an appropriation for \$500.5. No state funds are required.

Supported Employment: Federal formula funds are awarded to the state to provide services to individuals with the most severe disabilities who require supported employment to enter or retain competitive employment. The FY 00 budget includes an appropriation of \$400.0. No state funds are required.

V. *Identify Constitutional and Statutory Provisions Governing Agency Operations*

Workforce Investment Act – Title IV Rehabilitation Act Amendments of 1998

Randolph-Sheppard Act

Americans with Disabilities Act

Technology Related Assistance for Individuals With Disabilities Act

Individuals with Disabilities Education Act

34 CFR Parts 76 – 80, 85, 326, 345, 361, 350, 362, 363, 365, 366, and 395.

DVI

Department of Labor and Workforce Development
Division of Vocational Rehabilitation
Subcommittee Report -

I. *Agency & Department Name:*

Department of Labor and Workforce Development, Division of Vocational Rehabilitation

II. *BRU & Component Names as listed in state budget:*

Vocational Rehabilitation BRU

Client Services
Vocational Rehabilitation Administration
Independent Living Rehabilitation
Disability Determination
Special Projects
Assistive Technology
Americans with Disabilities Act (ADA)

III. *Total Budget, all funds / identify fund sources*

Total Budget FY 00	\$23,624.9
Federal Funds	\$18,762.2
General Fund Match	\$ 2,155.9
General Funds	\$ 1,821.5
General Fund Program	\$ 4.9
Interagency Receipts	\$ 665.4
Voc Small Business	\$ 215.0

IV. *Total Revenue derived / net cost/ income to state*

Vocational Rehabilitation Basic Support Program: Alaska is eligible to receive the minimum federal allotment of \$7,736,247 if the state meets its required maintenance of effort (MOE) by contributing state funds of \$3,735,400. Currently Alaska is short of the MOE by \$ 433.4 and will lose a like amount of federal funds if other sources are of MOE are not found.

Business Enterprise Program: Vending machine commissions are paid to the program by private vending machine companies operating vending sites on public property. By statute (AS 23.15.130) these funds can only be used for the Business Enterprise Program to assist persons who are blind or who have other severe disabilities in operating vending sites. The FY 00 budget appropriates \$215.0 from this funding source.

Ronald Feigin	\$48,070	7/1/99-6/30/00
Gerald Morris	\$14,820	"
Heasoo Kang	\$11,400	"
Wandal Winn	\$109,440	"
Jeffrey Partnow	\$2,280	"
John Koivunen	\$5,415	"

All medical contracts were awarded based on AS 36.30.850(b)(4), which does not require competition. *Why?*

Contract for interpreting services for deaf individuals:

Robin Price	\$46,800	7/15/99 - 6/30/00
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The competitive process was used to select this contractor.

X. *Identify Existing Privatization Practices, if any. Evaluate them for effectiveness and public accountability.*

Vocational Rehabilitation has formed a strong partnership with private rehabilitation service providers. The Rehabilitation Act requires the program to use services provided by private community rehabilitation programs (CRP) for consumers who need such services to assist them in obtaining or maintaining employment. In federal fiscal year 98 the division paid \$860.9 to private service providers. This is an extremely effective means of providing a comprehensive rehabilitation program. State rehabilitation counselors work with the consumers to develop independent employment plans, including services purchased from private providers, and services which need to be provided directly by the counselor such as counseling and guidance. To receive federal funding the program must employ qualified counselors who determine the consumers' eligibility for services and assist them in developing employment plans.

The division grants all independent living funds to private non-profit organizations that directly provide independent living services. This has resulted in the expansion of independent living services statewide using the expertise of independent living specialist employed by those organizations. The division continues to monitor these grants to insure that high quality services are provided to consumers. Following are the private organizations receiving grants for FY 00:

Access Alaska - Fairbanks	Specialized Services	\$ 15,410
AK Center for Blind Adults	"	\$ 12,858
Arctic Access	"	\$ 3,828
Deaf Community Services	"	\$ 9,857
Kenai Peninsula IL Center	"	\$ 17,362
Southeast Alaska Independent Living (SAIL)"		\$ 20,988

AS 47.80.300 (State Independent Living Council)
 AS 23.15.010 - 320 (Vocational Rehabilitation)
 AS 39.52.120 (state ethics)
 AS 44.62.310 (open meetings)
 AS 36.30 (procurement)
 4 AAC 54 (Vocational Rehabilitation)
 2 AAC.12 (procurement)

VI. Agency Mission, Goals and Objectives / do reality check

SB 169 states: The mission of the Division of Vocational Rehabilitation is to assist individuals with disabilities to overcome barriers to employment and maintain suitable employment.

This statement should be expanded to read: The mission of the Division of Vocational Rehabilitation is to assist individuals with disabilities to overcome barriers to employment and encourage independence and integration into their communities.

VII. Number of Employees / Identify Specialized Expertise Needed for Mission

The division has a total of 125 positions. Vocational rehabilitation counselors are required to obtain certification as Certified Rehabilitation Counselor (CRC). To be eligible for CRC the individual must have a Masters degree.

OK

VIII. Describe Technology Used to Perform Mission / Identify Specialized Equipment Needed for Mission

The program purchases assistive equipment and devices needed by consumers with disabilities to enable them to work or to live independently. This can include simple devices such as a grab bar for a shower to a sophisticated talking computer. Employees with disabilities are provided specialized equipment if needed to perform their job. This includes a variety of accommodations such as large screen computers or flashing lights for telephones.

IX. List Existing Agency Contracts including amount, contractor, purpose, term, and procurement method.

Contracts with medical doctors for consultation services:

Doug Smith	\$5,700	7/1/99 - 6/30/00
Majorie Smith	\$39,250	"
Robert Hunter	\$475	"
Aron Wolf	\$2,500	"
Jay Caldwell	\$35,150	"
Shirley Fraser	\$4,940	"

MEMORANDUM**State of Alaska**

Department of Labor and Workforce Development

Division of Vocational Rehabilitation

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Central Office

To: Dwight Perkins
Deputy Commissioner**Date: September 24, 1999****e-mail:****Phone: 465-****Fax: 465-2856****From: Dave Quisenberry**
Acting Director**Subject: Privatization**

You have asked whether it is possible for the division's counseling staff to be privatized. Although it is not feasible for State counselors, substantial privatization is already occurring in the purchase of services from community rehabilitation programs.

There are many prescriptive requirements for the State to receive funds under the Rehabilitation Act to assist individuals with disabilities towards the goal of employment. The Act (Title IV of the Workforce Investment Act of 1998, PL 105-220) requires the State to designate an agency to operate the State Plan for Vocational Rehabilitation. Section 101(a)(2)(B) of the Act requires the State to designate an agency or division as the sole agency to administer the State Plan for Vocational Rehabilitation. In Alaska, this designation is the Division of Vocational Rehabilitation within the Department of Labor and Workforce Development. As part of its requirements, the division must insure that it:

- (I) "is primarily concerned with vocational rehabilitation..of individuals with disabilities, and is responsible for the vocational rehabilitation program of the designated state agency;
- (II) has a full-time director (and)
- (III) has a staff employed on the rehabilitation work of the organizational unit all or substantially all of whom are employed full time on such work..."

Throughout the Rehabilitation Act, reference is made to the Designated State Unit as the sole entity authorized to make programmatic and resource commitments on behalf of individuals with disabilities. Examples:

Sec. 102 Eligibility and Individualized Plan for Employment

Access Alaska - Anchorage	Specialized Services	\$ 45,300
Access Alaska - Anchorage	IL Center Services	\$249,286
Access Alaska - Fairbanks1	"	\$236,938
Arctic Access	"	\$ 36,865
Kenai Peninsula IL Center	"	\$161,600
SAIL	"	\$ 37,719
SAIL	Older Blind Services	\$ 15,586*
Access Alaska - Fairbanks	"	\$ 15,586*
AK Center for Blind Adults	"	\$ 15,586*
Kenai Peninsula IL Center	"	\$ 15,586*

***The grantees providing services for older blind individuals will be awarded additional grant funds of \$37,500 each for FY 00.**

XI. *Make recommendations per section 5 in SB 33, suggestions for new legislation.*

Section 5 provides a comprehensive approach to assess privatization of government services. An extremely important role for the state Vocational Rehabilitation program has been to ensure high quality services provided by qualified professionals through monitoring and evaluating services provided by staff as well as private service providers. Standards must be maintained.

XII. *Explain rationale for each recommendation, the number of votes for/ against it.*

XIII. *List problems or barriers to implementing proposed privatization.*

Federal law contains restrictions for the receipt of federal funds for vocational rehabilitation. Funds cannot be awarded directly to a private for profit entity.

MEMORANDUM

**DEPARTMENT OF LABOR
And Workforce Development**

STATE OF ALASKA

Labor Standards & Safety Division

**TO: Dwight Perkins
Deputy Commissioner**

DATE: September 24 , 1999

THRU:

FILE: ASAC1.doc

PHONE: 465-4855

**FROM: Al Dwyer
Division Director**

SUBJECT: Privatization ASAC

The Alaska Safety Advisory Council (ASAC) works in cooperation with official and unofficial organizations, individuals and groups to marshal resources toward reducing accidental deaths and injuries and to promote safety, health and wellness for all Alaskans. Their highest profile function is the Governor's Safety and Health Conference, which they offer every year. Approximately 350 people attend the conference.

The DOL&WD are investigating the possibility of privatizing the safety conference planning and implementation. The ASAC will still be a part of the process and, except for the funds required to implement the conference, will remain part of the DOL&WD budget. There are some personnel problems that need to be resolved before we can finalize the plan.

(a)(6) "The *designated State unit* shall determine whether an individual is eligible for vocational rehabilitation services under this title ..."

(b) Development of an Individualized Plan for Employment

"If an individual is determined to be eligible for vocational rehabilitation services as described in subsection (a), the *designated State unit* shall complete the assessment for determining eligibility and vocational rehabilitation needs, and shall provide the individual...options for developing an individualized plan for employment.."

(C) Signatories

"A: Individualized plan for employment shall be --

- (i) agreed to, and signed by, such eligible individuals or, as appropriate, the individual's representative; and
- (ii) approved and signed by a qualified rehabilitation counselor *employed by the designated State unit.*"

The division did respond to a request for information on privatization for Subcommittee Report -- SB 33 in August 1999. Contained in that report included information requested where the division identified privatization practices. I've included for your review, relevant information provided in that report.

Identify Existing Privatization Practices, if any. Evaluate them for effectiveness and public accountability.

Vocational Rehabilitation has formed a strong partnership with private rehabilitation service providers. The Rehabilitation Act requires the program to use services provided by private community rehabilitation programs (CRP) for consumers who need such services to assist them in obtaining or maintaining employment. In federal fiscal year 98 the division paid \$860.9 to private service providers. This is an extremely effective means of providing a comprehensive rehabilitation program. State rehabilitation counselors work with the consumers to develop independent employment plans, including services purchased from private providers, and services which need to be provided directly by the counselor such as counseling and guidance. To receive federal funding the program must employ qualified counselors who determine the consumers' eligibility for services and assist them in developing employment plans.

Please let me know if additional information is necessary.

(4) ensure that children are not exploited in dangerous occupations.

(c) The mission of the Mechanical Inspection Section in the Division of Labor Standards and Safety is to protect employers and employees by

(1) providing oversight and inspection for hazards related to boilers, pressure vessels, elevators, escalators, wheelchair lifts, recreational devices, electrical and plumbing installations statewide;

(2) testing and licensing people associated with some of the activities set out in (1) of this subsection.

(d) The mission of the Occupational Safety and Health Administration in the Division of Labor Standards and Safety is to work in partnership with Alaska employers and workers toward eliminating workplace injuries, illnesses, and deaths, and to assist employers in complying with state and federal regulations relating to occupational safety and health.

(e) The mission of the Alaska State Advisory Council in the Division of Labor Standards and Safety is to work with organizations, individuals, and groups that are interested in the promotion of safety to reduce accidental death and injury.

Number of Employees (FY 2000 Authorized)

Wage and Hour	21 PFT
Mechanical Inspection	19 PFT
Occupational Safety & Health	36 PFT
Safety Advisory Council	1 PPT

Wage and Hour, Mechanical Inspection, and Occupational Safety and Health program/field staff have to meet the job specifications required for them to perform investigative and consultation activities pertinent to the individual program. Some of the activity specific job types are as follow:

Wage and Hour Investigators (11)

Electrical Inspector (3) 2

Elevator Inspector (1)

Plumbing Inspector (3)

Boiler/Pressure Vessel Inspector (3)

Industrial Hygienist (9) (5 Safety / 4 Consultation)

Occupational Safety Compliance Officers (12) (6 Safety / 6 Consultation / 1 Discrimination)

Each section also has management staff to oversee the specific job categories that are not counted above.

Technology Used to Perform Mission

Program staff use the department's Local Area Network to access databases relevant to the individual program as well as general communications between regional offices, other divisions and departments. The Mechanical Inspection section uses a network database for licensing information; Occupational Safety and Safety provides case file information to FED OSHA through a NCR server/system.

The Mechanical Inspection staff use various testing equipment and standard tools for inspecting mechanical devices. Occupational Safety and Health compliance and enforcement staff use various types of highly specific laboratory equipment for measuring noises, air particles, etc. and safety gear and equipment at the

Agency: Department of Labor

BRU / Division: Labor Standards & Safety

Components: Wage and Hour
Mechanical Inspection
Occupational Safety and Health
Alaska Safety Advisory Council

*need to find
an other mech. inspec.
Elevator
get some mech. contractors
to talk to u.*

FUNDING

Expenditures

(FY 2000 Authorized)	Federal	GF/Match	GF	GF/PR	VA	Exp Total
Wage and Hour			1,343.5		21.6	1,365.1
Mechanical Inspection			465.1	755.7	410.5	1,631.3
Occupational Safety and Health	1,777.2	1,131.1			23.1	2,931.4
Safety Advisory Council				106.7		106.7
LS&S Total	1,777.2	1,131.1	1,808.6	862.4	455.2	6,034.5

Revenues

GF/PR Revenues	FY 2000 Estimate	FY 2000 Auth	Difference
Mechanical Inspection	888.2	755.7	132.5
Safety Advisory Council	111.7	106.7	5.0

** Note: Excess receipts go back to the Council for next year's conference via front section carryforward language.

STATUTORY PROVISIONS (Summary)

Division of Labor Standards and Safety AS 23.10.075

Wage and Hour AS 23.05; AS 23.10

Mechanical Inspection AS 18.60; AS 18.62

Occupational Safety & Health AS 18.60; AS 18.63; AS 18.31 and 29 CFR 1952.240

Safety Advisory Council AS 18.60.830-840

LS&S Missions and Goals (SB 169, Sec. 85)

Division of Labor Standards and Safety. (a) The mission of the Division of Labor Standards and Safety is to provide assistance and oversight to both employees and employers in the state by ensuring safe and healthy working conditions, just compensation, and legal employment practices, and to provide public and consumer protection by ensuring the integrity and safety of various mechanical systems and equipment.

(b) The mission of the Wage and Hour administration in the Division of Labor Standards and Safety is to

- (1) assist employers by responding to their questions concerning the application of the wage and hour statutes and regulations to their unique business situations;
- (2) ensure that employees are justly compensated for work;
- (3) safeguard workers from unscrupulous employment practices; and

FY99 Info

Subject: FY99 Info**Date: Mon, 20 Sep 1999 12:11:00 -0800****From: Alan Dwyer <alan_dwyr@labor.state.ak.us> Internal****Organization: Alaska Department of Labor and Workforce Development****To: Dwight L Perkins <dwight_perkins@labor.state.ak.us>****CC: Laura L Baker <laura_baker@labor.state.ak.us> ,****Thomas E Stuart <thomas_stuart@labor.state.ak.us> ,****Randy Carr <randy_carr@labor.state.ak.us> ,****Denny Bowden <dcnnis_bowden@labor.state.ak.us>**

Hello Dwight:

I hope the following answers your questions if not, let me know.

1. What is the revenue generated in FY99 (including fines) by our various programs?

OSH: (FFY99) from fines.....\$311,203
 MIS: (SFY99) Electrical CF's.....\$367,240
 Plumber CF's.....\$132,335
 Asbestos abatement CF's...\$83,440 (to AKOSH in FY00)
 Explosive Handlers CF's...\$9,900 (ditto)
 Hazardous Paint CF's.....\$34,460 (ditto)
 Elevators.....\$73,177
 Boilers/Pressure Vessels..\$1,038,067

total revenue \$2,048,822

In addition to the above but not included as revenue, W&H collected through the enforcement of Titles 36 and 23 a total of \$1,051,836.67. This money was distributed to the claimants.

2. What was the total number of inspections, investigations by program, performed in FY99??

OSH: Enforcement inspections..... 429
 Consultations..... 337
 MIS: Boiler/Pressure Vessels insp.....3589
 Electrical insp.....1138
 Plumbing insp..... 471
 Elevator insp..... 551
 Recreational Device insp..... 28
 Licensing checks.....1776*
 W&H: Title 23 claims closed..... 665
 Investigations Title 36..... 67
 Payrolls audited Title 36.....3982
 Title 36 enforcement actions..... 282
 Title 36 on-site inspections..... 311

* The electrical and plumbing inspectors check each job site they visit for proper contractor registration, electrical/mechanical administrator and certificate of fitness licensing. If violations are found they contact our investigator who completes the investigation and prepares the case for the DA or advises the inspector to issue a Cease & Desist order.

3. What was the Federal target for AKOSH in FFY99??

Ans. Health consultations was 98. We did 106.

Post-It Fax Note	7671	Date	9/21/99
To	AL	From	Dwight
Co/Dept		Ca	
Phone 1		Phone 2	
Fax 1		Fax 2	

job site that are required by law. Most program staff use cameras and other standardized tools necessary to carry out their functions.

Privatization Practices

The inspection of tramways has been wholly privatized due to lack of state resources. There are currently only two privately licensed tramway inspectors in the state. One is employed by Alyeska Resort, Girdwood, AK, and he is limited to inspecting the assets of his employer. The other is an insurance company representative who is limited to inspecting devices insured by his company or associated brokeraged companies. Although these services have been privatized, there are not enough actively licensed inspectors to meet the need.

The second area privatized, is the inspection of boilers and pressure vessels. In addition to the three State of Alaska inspectors, there are 35 licensed private sector inspectors licensed in the State. These individuals are either employed by owner-operators of large systems or by insurance companies. The employees working for owner-operator companies are limited by their National Board Commission restrictions to inspecting only vessels owned and operated by their employers.

MEMORANDUM
DEPARTMENT OF LABOR AND
WORKFORCE DEVELOPMENT

STATE OF ALASKA
Labor Standards and Safety

TO: Dwight Perkins
Deputy Commissioner

DATE: October 19, 1999

FILE: 1_oshpriv_2.doc

PHONE: 465-4855

FROM: Al Dwyer
Director

SUBJECT: AKOSH Privatization Issues

As we discussed, I am providing you with the information you requested for the Privatization Committee meeting tomorrow.

1. Explain why AKOSH paperwork takes so long to complete?

Answer: Inspection report form as prescribed by federal OSHA has to be filled out in entirety before any determination can be made. There are times when an officer has to wait for the employer to provide documentation that refutes the allegation. Also, in particular cases that involve sampling, it is necessary to wait for the return of the lab results. In addition, the inspection process requires internal review by supervisors to verify the proper citations, applicability of laws, etc. have been cited relating to the alleged violation. It is important to note that this timeframe has been lengthened due to reduction in staff both at the reviewing level and administrative support. In addition to the actual inspections, inspectors work on multiple cases at a time, respond to phone inquiries, participate in hearings, attend federal required training classes, etc.

2. Why is the cost per inspection so high (based on committees calculations)?

In determining how much an inspection costs the following all need to be taken into consideration: Mandatory outside training for staff; cost of acquiring data from Research and Analysis; supervisory and administrative staff costs; Fixed/overhead costs such as office space, equipment, vehicles, DP computer support; Legal support from Department of Law; OSH Review Board expenses and Review Board hearing officer contract; travel and per diem to perform training and on-site investigations. *includes wages & benefits*

Using a refined calculation* we estimate inspection activity to cost around \$2,500.00 each. We also estimate that 40% of that cost are state funds versus federal funds.

FY99 Info

Safety visits was 250. We did 231.
Health enforcement inspections was 180. We did 177.
Safety enforcement inspections was 396. We did 252.*

* Safety enforcement personnel were kept busy with 8 fatality investigations which accounts for missing the target number.

4. What is the difference between an IH (Industrial Hygienist) and a Safety Compliance Officer??

Ans. Industrial Hygienist = Conducts independent inspections of worksites to determine compliance with occupational health standards; takes sample at workplaces to determine the presence of physical and chemical elements hazardous to health. Investigates complaints where workers are alleged to be exposed to conditions that are hazardous to health; investigates accidents and illnesses where hazardous health conditions are suspected.

IH's typically have a chemistry degree or public health degree and at least two years of experience as an IH.

Safety Compliance Officer = Performs workplace inspections according to OSH procedures; holds opening conferences to advise employers and employees of the program purpose and their rights and responsibilities; conducts inspections to identify and document employee exposure to hazards; investigates occupational accidents and fatalities; provides testimony to OSH review board; investigates complaints of safety and health related discrimination.

Safety Compliance Officers generally are required to have at least 5 years of general work experience preferably in any of the following industries: construction, petroleum, manufacturing, logging, fish processing, electrical, gas, wholesale and retail trades and sanitary services.

c). Planned Program Inspections:

Our internal policy, based on the fact that we are a State Plan State with both Enforcement and Consultation, is as long as the employer has an ongoing consultation intervention activity enforcement resources are focused elsewhere until the next inspection cycle.

None of the above activities exempt an employer from Fatality, Catastrophe, or Complaint inspections by the enforcement section.

In the interest of time, I have asked Tom Stuart, Chief of AKOSH, to attend the committee meeting with you. He will be able to answer any program questions the Committee may have. His hands-on knowledge will provide the Committee members with greater perspective of the AKOSH program activities and requirements.

cc: Tom Stuart, Chief, AKOSH
Laura Baker, Administrative Manager, LS&S

Equation: SFY 99 budget (\$2,931.4) X 75% divided by 869 (consultations, investigations & training classes) = \$2,500.00 (Fed - \$1,500.00; State - \$1,000.00).

*(The consultation and investigation numbers previously provided reflected approximately 75% of the activity for the year (federal fiscal year) and 103 training classes were not included in the consultation total.)

3. Under what circumstances would the federal government subsidize consultation and training programs?

Subsidy is provided to state government entities when they enter into a contract with the federal government and meet the federal requirements. Funding would be available through different grant vehicles. Federal OSHA will not enter into an agreement with private sector.

4. Are there any federal funded OSH programs anywhere that are not state plan states, i.e.: private sector or public sector?

There are no private sector OSHA programs. We are aware of five states that have federal enforcement programs with state consultation and training provided through Universities. (University of Alabama, Colorado State University, Indiana University of Pennsylvania, Georgia Tech, and Boise University.)

5. What is the charge for consultation services in the real world?

We do not know.

In addition, I want to clarify my statement in the last paragraph of the September 24, 1999 memo regarding enforcement activities on sites participating in consultation activities.

Enforcement Planned Program Inspections:

If an employer has an ongoing consultation intervention then he would not be subject to an enforcement inspection under the following guidelines:

a). Safety and Health Achievement Recognition Program (SHARP):

1 year from consultation visit (some issues may be longer depending on the amount of time to work out the abatement, such as Process Safety Management issues).

b). Voluntary Protection Program (VPP):

Merit Level - 1 year from date of Merit award and may stay in this level for a period of three years while working toward the Star Level.

Star Level - 3 years from date of award and may be extended in three-year increments as long as they meet the requirements.

**MEMORANDUM
DEPARTMENT OF LABOR****STATE OF ALASKA
Labor Standards & Safety Division****TO:** Dwight Perkins
Deputy Commissioner**DATE:** September 24 , 1999**THRU:****FILE:** privl.doc**FROM:** Al Dwyer
Division Director**PHONE:** 465-4855**SUBJECT:** AKOSH Questions

This is in response to questions concerning AKOSH which were asked by the privatization committee.

1. What are the rates of pay for Industrial Hygienists and Compliance Officers??

Ans: CO: Range 49 Local 71 yearly salary & benefits: \$66.0 to \$78.0 (depends upon years of service & location).

IH: Range 19 GGU yearly salary & benefits: \$62.0 to \$78.0 (depends upon years of service & location).

2. Why do AKOSH inspectors perform fewer inspections than MIS inspectors??

Ans: The paper work required by MIS inspectors usually consists of one piece of paper which lists the violations of one code found on the installation of one system or type of work i.e., separate reports from each inspection discipline (plumbing, electrical, boilers etc). Most MIS inspections take less than one day to complete. Each MIS inspection program requires a specialist in that program. Each MIS program has its own code. These codes are very technical and require the inspectors to be specialists in their field.

AKOSH has certain inspection functions that require specialists but the average AKOSH inspection covers every aspect of worker safety i.e., machine guards, trip hazards, hazardous materials, toxic air, extension cords, proper lighting levels, adequate guard rails, structural integrity of floors & roofs, employee safety training, proper emergency egress, ladder use, the list is almost endless. Every site inspection must include a check of all of these items. The time it takes to perform a safety inspection depends on the size of the workplace. Some inspections take 2 weeks some 3 days. After the inspection is completed, forms must be filled out. The average paperwork required for each safety enforcement inspection consists of approximately 50 pages and takes close to 30 days to complete. Health enforcement cases average 150 pages and take close to 45 days to complete. This requires the inspector to research the regulation as well as all federal interpretations of the applicable rules. Sometimes samples need to be sent out to a lab for analysis. The inspector has to wait for their findings and add that information to his report. This takes time. It is for those reasons that the feds allow the inspectors 30 days to complete their reports.

During the last FY, in addition to their normal workload, AKOSH investigated 8 fatalities. A fatality takes many months to complete the necessary reports. In some instances, a fatality may

Legislative Research Services

Alaska State Legislature
Legislative Affairs Agency
Division of Legal and Research Services

State Capitol
Juneau, AK 99801-1182
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October 14, 1999

Memorandum

TO: Representative John Cowdery

FROM: Kathleen L. Wakefield
Legislative Analyst

RE: OSHA Inspections

You asked if any states use private sector employees to carry out OSHA inspections. According to the National Conference of State Legislatures, states may use private sector employees for follow-up consultations after an OSHA inspection is done, but not for the inspection itself (the consultation is a free, on-site meeting to help employers correct any OSHA violations in the workplace). According to OSHA, one of the requirements of a federally approved state OSHA program is that the state will maintain a "sufficient number of qualified enforcement personnel."¹

Currently, 23 states and jurisdictions, including Alaska, have federally-approved state OSHA programs which cover both public and private sector employees.² Plans in Connecticut and New York cover only public sector employees.

I hope you find this information useful. Please do not hesitate to contact us if you have questions or need additional information.

¹ "What is a State OSHA Program?" Occupational Safety & Health Administration, U.S. Department of Labor, <http://www.osha-slc.gov/fso/osp/faq.html>.

² According to OSHA, the following states and jurisdictions have approved plans covering both the public and private sectors: Alaska, Arizona, California, Hawaii, Indiana, Iowa, Kentucky, Maryland, Michigan, Minnesota, Nevada, New Mexico, North Carolina, Oregon, Puerto Rico, South Carolina, Tennessee, Utah, Vermont, Virgin Islands, Washington, and Wyoming. "State Occupational Safety and Health Plans," Occupational Safety & Health Administration, U.S. Department of Labor, <http://www.osha-slc.gov/fso/osp/faq.html>.

Dwight Perkins

September 23, 1999

B/PV Program

I think that most people are aware of what happens to a building whenever a boiler or pressure vessel blows up so I won't waste space explaining why the program exists.

Scope

Generally, MIS does not inspect places of residence with less than 6 families.

Where it has jurisdiction, MIS is responsible for ensuring that all boilers and pressure vessels are safe and properly constructed and used. This includes any repairs or modifications to them. MIS must issue certificates of operation to the owners of B/PV's and suspend or revoke them if the device is unsafe or not operated in a safe manner. They must enforce the applicable codes. They must keep a record of each device and the type, dimensions, maximum allowable working pressure, age, condition, location, and the date of the last recorded internal inspection.

Inspectors

Before being employed by the DOL as deputy inspectors, the statute requires that they must pass the National Board of Boiler and Pressure Vessel Inspector examination. Another statute allows the DOL to appoint insurance company and owner-user company employees as special inspectors. Before they can be appointed, they must pass the National Board examination. Special inspectors must report their findings to MIS. At the present time, insurance inspectors and owner-user inspectors inspect about half of the devices in the state.

B/PV Privatization

Privatization of this program would require very little adjustment. We already have the statutes in place that allow special inspectors (AS 18:60.240). They would have to be amended to require that unless the owner-user employs a National Board inspector, they must have insurance. The insurance company would then provide the inspections and inform DOL whenever they drop a policy. At the present time, we contact insurance companies and owner-users whenever they are late with their inspection reports.

To the extent that B/PV inspections are delegated to owner-user and insurance company employees, municipality employees could also receive delegation with an amendment to the statute. MIS would handle the inspection information the same way it does now with the owner-users and insurance companies.

Another statute change would allow private or self-employed inspectors to perform these inspections. I think this approach would be cost prohibitive. The travel and per diem required would drive the cost per inspection through the roof. Inspector liability insurance would also be a cost factor.

Program Management

Years ago it was made clear to MIS that no matter what the cost of providing the B/PV inspection, the charge to the owner would never be different than what we would charge for a similar B/PV inspection in Anchorage. To deal with this problem, we make every attempt to get the most out of our travel dollars by performing as many B/PV inspections as possible during each trip. There are many B/PV's that are located in remote areas where the expense of getting there and back far exceeds the inspection fee. How could we expect private industry to accept losses like that?

**MEMORANDUM
DEPARTMENT OF LABOR****STATE OF ALASKA****TO:** Dwight Perkins
Deputy Commissioner**DATE:** September 23 , 1999**THRU:****FILE:** mispriv.doc**FROM:** Al Dwyer
Director**PHONE:** 465-4855**SUBJECT:** Privatization of MIS

You have requested my comments concerning the privatization of the Mechanical Inspection Section (MIS) inspection functions. My comments are based on my experience as an employee of the MIS from 1982 through 1995. During that period I served as a State Electrical Inspector from 1982 to 1990, Assistant Chief from 1990 to 1993 and Chief of the section until my appointment as the Division Director in 1996. My day-to-day experiences dealing with contractors and local governments on code and licensing enforcement issues will I hope, provide you with enough information to assist the committee in making their recommendations.

MIS History

- 1955 - Boiler and Pressure Vessel (B/PV) Section created.
- 1969 - Electrical Inspection program created by Legislature no positions funded
- 1972 - Plumbing Inspection program created by Legislature, no positions funded
- FY 77 - Program receipt authority granted to fund 4 Electrical Inspectors
- FY 78 - Program receipts fund 3 Plumbing Inspectors
- FY 78 - Elevator program created with funding for 1 Elevator Inspector
- FY 84 - Amusement ride program transferred to MI from Public Safety with no funds for Inspectors

Secondary Inspector Functions

Since before 1975, MIS has enforced the construction industry licensing laws. By statute, this function was shared with the Department of Commerce. This shared responsibility made sense and still does. Our inspectors visit or attempt to visit every construction job in the state. It made fiscal sense to add this secondary function to our electrical and plumbing inspector's duties. Therefore, they were trained to enforce the complicated construction industry licensing laws. Since the B/PV and elevator inspectors generally visit existing installations where there are no contractors, they were not utilized for this purpose.

Since 1974, MIS has administered and enforced the certificate of fitness licensing program utilizing the electrical and plumbing inspectors. This program generates revenue.

The inspectors from each program are tasked with creating examinations based on the most recently adopted code (usually every 3 years) which are used to license journeyman level tradesmen in the electrical, plumbing and boiler operator trades.

Dwight Perkins

September 23 , 1999

are defined as hotels, resident housing with more than one rental unit, restaurants, taverns, lodging houses, children's homes, auditoriums, town halls, or any structures designed or used for public assembly whether publicly or privately financed. Records are kept on each violation to ensure proper abatement. Penalties are charged to installers who refuse to abate a violation. An integral part of their duties is to check installers for current certificates of fitness. Our inspectors also monitor the workmanship of installers who repeatedly violate the code. The inspector presents his case to the division director who decides if a Certificate of Fitness should be cancelled. The inspector must also give code workshops to installers whenever there is a code update. This occurs every 3 years. The code updates usually are for 8 hours.

There are no fees charged for electrical code enforcement unless a violation is not abated. In extreme cases, a fine is charged at the rate of \$1000/violation/day.

Privatization Issues

MIS avoids performing inspections in communities where qualified electrical inspectors are employed by the local government. In most cases, MIS inspectors work well with the local inspectors. MIS is an information source for local jurisdictions. Unfortunately, there are not very many communities who can provide electrical inspections. Most communities experience little construction activity so little in fact, that they provide no inspection services. Frequently the only person qualified to inspect in most communities is the installer or his best friend. Our program is focused on the bush communities i.e.; in communities where there are no inspections.

There are national organizations that certify electrical inspectors. It could be possible to deputize these people to perform the service. But, as stated above in the B/PV program, the travel and per diem costs required to perform electrical inspections statewide are at a level where it would not be profitable for a private inspector. The B/PV issues regarding cost per inspection and oversight would also apply to this program.

At the present time there is a statute that allows the Commissioner to delegate electrical inspection authority on request to power companies. This is not a common request.

Elimination of this program would greatly effect revenues derived from the inspector's certificate of fitness, construction contractor and electrical/mechanical administrator enforcement activities. There would be no enforcement of these licensing programs.

Plumbing Program

Like our electrical inspectors, our plumbing inspectors are from the plumbing industry. They are all at least journeyman plumbers. As stated above under the B/PV section, we are in the process of training and testing two of these inspectors to perform cast iron boiler inspections. One of our plumbing inspectors has already passed the National Board test and is a full-fledged B/PV inspector who doubles as a plumbing inspector. Like our electrical inspectors, the plumbing inspectors must provide code classes to installers whenever a new edition of the code is adopted.

Scope

The statute requires the state to administer the plumbing code in every city, community or borough which have a population of 2500 or more. The MIS does not interfere with any community who enforces the code unless their enforcement is less stringent than the code.

Dwight Perkins

September 23, 1999

Another approach that MIS developed was to utilize our 3 plumbing inspectors to inspect small cast iron boilers. MIS provided special training for them and required them to pass an examination designed to test their knowledge on the code requirements for cast iron boilers. I must add here that their cooperation and willingness to be trained and perform these additional inspections without complaint was most appreciated. This approach will dramatically decrease our backlog of inspections.

Some additional concerns if privatized:

- Loss of a positive cash flow to the GF
- Will increase the cost to the public.
- Oversight issues

The statutes could be repealed and all liability for the program removed from the state. It should be noted here that the State of Kansas dropped its oversight of B/PV's for two years before re-enacting the law. The reasons were: increased cost to the owner-user and lack of oversight by any entity after the insurance company cancelled a policy because the B/PV owner failed to abate violations. The cancellation cured the insurance company's liability but did nothing to ensure public safety.

Elevator Program

Our elevator inspectors have always come to us from the industry. They were in most cases, at the installer journeyman level.

Scope

In addition to elevators, this program includes the inspections of escalators, dumb waiters, inclined lifts, moving walks, wheelchair lifts, stairway chairlifts and recreational devices such as tramways, ski lifts and amusement rides. This FY budget forced the layoff of one elevator inspector which leaves one. In order to deal with this, MIS has submitted a regulation change to allow biennial instead of annual inspections for elevators.

Inspection Delegation

We have for many years, had a memorandum of understanding with the Municipality of Anchorage which authorizes them to inspect elevators within their service areas at no cost to the state. MIS has extended that MOU to include all elevators within their municipal boundaries. This has worked out well and they employ qualified inspectors. Anchorage sends MIS quarterly reports. This practice could be extended to any community willing to pay for the program. The down side for delegating this program is that except for Anchorage, there are not enough elevators to pay for the program i.e.; Fairbanks has 170, Juneau has 118 and Ketchikan has 46. At a fee of \$120/inspection there is not much revenue.

Electrical Program

Our electrical inspectors come to us from the industry and are at least at the journeyman level. Most of our electrical inspectors are also electrical administrators (master electricians). Since most people understand the dangers of electricity, I do not see the need for explaining why the program exists.

Scope

The statute states that the department "may" inspect. There is no requirement that an installation be inspected. The scope of this program includes the inspection of new installations and alterations to existing installations at places of employment or in public structures in the state. "Public structures"

Component Transaction Detail - FY00 Operating Budget

Component: Employment Services
BRU: Employment Security

Agency: Department of Labor

Transaction Title	Trans Type	Total Expenditure	Pers Svc	Travel	Contractual	Commodities	Equipment	Land/Bldg	Grants	Misc	PFT	PPT
***** Changes from FY99 Conference Committee thru FY00 Governor Amended *****												
Conference Committee	ConfCom	9,847.0	7,088.7	190.0	1,507.4	130.0	120.0	0.0	812.9	0.0	114	30
Fed Rcpts 9,333.7												
UA Rcpts 239.4												
Stat Desig 273.9												
FY 1999 COLA Authorization	SalAdj	59.6	59.6	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Fed Rcpts 57.0												
UA Rcpts 2.4												
Stat Desig 0.2												
Transfer personal services to contractual	LIT	0.0	(701.6)	0.0	701.6	0.0	0.0	0.0	0.0	0.0	0	0
Position Adjustment for staffing needs	PesAdj	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1	-1
Transfer position to Unemployment Insurance	TrOut	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	-1	0
Delete PCN's in the Employment Services component	Dec	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	-1	-3
Add Interagency Authorization for Welfare to Work Activities	Inc	350.0	244.0	0.0	88.0	10.0	0.0	0.0	0.0	0.0	0	0
UA Rcpts 350.0												
Transfer Funding for Personnel Specialist to Management Svcs	TrOut	(5.9)	(5.0)	(0.2)	(0.6)	(0.1)	0.0	0.0	0.0	0.0	0	0
Fed Rcpts (5.9)												
Transfer Funding for Internal Auditor to Commissioner's Ofc	TrOut	(6.3)	(5.2)	(0.3)	(0.7)	(0.1)	0.0	0.0	0.0	0.0	0	0
Fed Rcpts (6.3)												
Transfer SpM PCN's & Related Federal Auth'n from UI to ES	TrIn	242.7	192.3	0.0	50.4	0.0	0.0	0.0	0.0	0.0	9	0
Fed Rcpts 242.7												
Transfer federal authorization to DP from ES	TrOut	(50.4)	0.0	0.0	(50.4)	0.0	0.0	0.0	0.0	0.0	0	0
Fed Rcpts (50.4)												
Line Item Transfer from Grants & Contractual to Personal Svc	LIT	0.0	702.7	0.0	(389.8)	0.0	0.0	0.0	(312.9)	0.0	0	0

Dwight Perkins

September 23, 1999

With some exceptions, the code applies to all new work in relocated buildings, and to any alteration, repairs, or reconstruction of buildings. MIS "may" inspect work installed, removed, altered, or replaced on any plumbing, gas or drainage piping, plumbing fixture, water heater, or water treatment equipment in a building or other location.

Although the department is authorized by statute to charge a fee, the fees are too low to pay for the paper work. In extreme cases, fines are charged for non-abatement of violations at the same rate as the electrical program (\$1000/violation/day).

Privatization Issues

The electrical program issues apply to the plumbing program as well.

Component Transaction Detail - FY00 Operating Budget

Component: Alaska Work Programs
BRU: Employment Security

Agency: Department of Labor

Transaction Title	Trans Type	Total Expenditure	Pers Srv	Travel	Contractual	Commodities	Equipment	Land/Bld	Grants	Misc	PFT	PPT
***** Changes from FY99 Conference Committee thru FY00 Governor Amended *****												
Conference Committee	ConfCom	1,861.7	1,582.0	15.0	274.7	5.0	5.0	0.0	0.0	0.0	28	0
Q/F Match 129.0												
WA Rcpts 1,732.7												
FY 1999 COLA Authorization	SalAdj	11.7	11.7	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Q/F Match 1.0												
WA Rcpts 9.8												
Positions & Funds transfer to Work Services Component	TrOut	(1,873.4)	(1,573.7)	(15.0)	(274.7)	(5.0)	(5.0)	0.0	0.0	0.0	-28	0
Q/F Match (130.9)												
WA Rcpts (1,742.5)												

Component Transaction Detail - FY00 Operating Budget

Component: Unemployment Insurance
BRU: Employment Security

Agency: Department of Labor

Transaction Title	Trans Type	Total Expenditure	Per Srv	Travel	Contractual	Commodities	Equipment	Land/Bldg	Grants	Misc	PFT	PPT
***** Changes from FY99 Conference Committee thru FY00 Governor Amended *****												
Conference Committee	ConfCom	17,644.7	13,059.5	281.0	3,545.7	253.8	392.8	0.0	132.1	0.0	175	75
Fed Rcpts 16,734.3												
IA Rcpts 342.3												
Trng/Bldg 568.1												
FY 1999 COLA Authorization	SalAdj	120.4	120.4	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Fed Rcpts 116.0												
IA Rcpts 1.0												
Trng/Bldg 4.4												
Position Adjustment for staffing needs	PosAdj	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	-1	1
Transfer position from Employment Services	Trin	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1	0
Deleted PCN's in UI component	Dec	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	-1	-7
Add Federal Funds for increased Overhead and TRA Grants	Inc	700.0	0.0	0.0	482.1	0.0	0.0	0.0	217.9	0.0	0	0
Fed Rcpts 700.0												
Change status from seasonal to full time for 4 positions	PosAdj	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	4	7
Line Item Transfer from Personal Services to Contractual	LIT	0.0	(861.3)	0.0	861.3	0.0	0.0	0.0	0.0	0.0	0	0
Transfer Personnel Specialist & costs to Management Svcs	TrOut	(66.6)	(57.7)	(1.6)	(8.4)	(0.9)	0.0	0.0	0.0	0.0	-1	0
Fed Rcpts (66.6)												
Transfer Internal Auditor & costs to Commissioner's Office	TrOut	(72.6)	(59.6)	(3.9)	(7.7)	(1.5)	0.0	0.0	0.0	0.0	-1	0
Fed Rcpts (72.6)												
Transfer Split PCN's & Related Federal Auth'n from UI to ES	TrOut	(242.7)	(192.3)	0.0	(50.4)	0.0	0.0	0.0	0.0	0.0	-9	0
Fed Rcpts (242.7)												
Transfer federal auth'n to OP from UI	TrOut	(629.2)	(73.8)	(7.0)	(548.4)	0.0	0.0	0.0	0.0	0.0	0	0
Fed Rcpts (629.2)												

Component Transaction Detail - FY00 Operating Budget

Component: State Training Employment Prog
BRU: Employment Security

Agency: Department of Labor

Transaction Title	Trans Type	Total Expenditure	Pers Srv	Travel	Contractual	Commodities	Equipment	Lands/Bldg	Grants	Misc	PFT	PPT
***** Changes from FY99 Conference Committee thru FY00 Governor Amended *****												
Conference Committee Empl Trng	ConfCom	4,048.1	0.0	0.0	4,048.1	0.0	0.0	0.0	0.0	0.0	0	0
4,048.1												

OCT-25-1999 MON 04:42 PM

FAX NO.

P. 14/38

OCT-25-1999 MON 04:42 PM

FAX NO.

P. 13/38

Component Transaction Detail - FY00 Operating Budget

Component: Work Services
BRU: Employment Security

Agency: Department of Labor

Transaction Title	Trans Type	Total Expenditure	Pers Srv	Travel	Contractual	Commodities	Equipment	Land/Bldg	Grants	Misc	PFT	PPT
***** Changes from FY99 Conference Committee thru FY00 Governor Amended *****												
Positions & Funds transfer from Alaska Work Programs	Trin	1,973.4	1,573.7	15.0	274.7	5.0	5.0	0.0	0.0	0.0	20	0
G/F Match 130.9												
IA Rcpts 1,742.5												
Interagency Receipt and Positions Decrement	Dec	(153.3)	(153.3)	0.0	0.0	0.0	0.0	0.0	0.0	0.0	-2	0
IA Rcpts (153.3)												

Component Transaction Detail - FY00 Operating Budget

Component: Management Services
BRU: Administrative Services

Agency: Department of Labor

Transaction Title	Trans Type	Total Expenditure	Pers Srv	Travel	Contractual	Commodities	Equipment	Land/Bldg	Grants	Misc	PFT	PPT
***** Changes from FY99 Conference Committee thru FY00 Governor Amended *****												
Conference Committee	ConfCom	2,210.4	1,845.4	10.5	278.0	39.4	29.1	0.0	0.0	0.0	33	2
Fed Rcpts 1,802.4												
G/F Match 296.7												
IA Rcpts 121.3												
FY 1999 COLA Authorization	SolAdj	12.6	12.6	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Fed Rcpts 9.1												
G/F Match 1.5												
IA Rcpts 1.4												
CIP Rcpts 0.6												
Position Adjustment for staffing needs	PosAdj	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1	-1
Transfer CIP to Data Processing	TrOut	(0.6)	(0.6)	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
CIP Rcpts (0.6)												
Transfer Personnel Specialist to Management Services	Trin	66.8	67.7	1.8	6.4	0.9	0.0	0.0	0.0	0.0	1	0
Fed Rcpts 66.9												
Transfer Funding for Personnel Specialist to Management Svcs	Trin	5.9	5.9	0.2	0.6	0.1	0.0	0.0	0.0	0.0	0	0
Fed Rcpts 5.9												
Transfer Funding for Internal Auditor to Commissioner's Ofc	TrOut	(15.0)	(12.3)	(0.8)	(1.0)	(0.3)	0.0	0.0	0.0	0.0	0	0
G/F Match (15.0)												
Increase Interagency Receipt Auth'n to align with receipts	Inc	60.0	0.0	10.0	25.0	10.0	5.0	0.0	0.0	0.0	0	0
IA Rcpts 50.0												
***** Changes from FY00 Governor Amended to FY00 Senate *****												
SSub: General Fund Reduction of Pers Svcs	Dec	(13.1)	(13.1)	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
G/F Match (13.1)												
***** Changes from FY00 Governor Amended to FY00 Conference Committee *****												
General Fund Reduction of Personal Services	Dec	(13.1)	(13.1)	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
G/F Match (13.1)												

Component Transaction Detail - FY00 Operating Budget

Component: Data Processing
BRU: Administrative Services

Agency: Department of Labor

Transaction Title	Trans Type	Total Expenditure	Pers Srv	Travel	Contractual	Commodities	Equipment	Lands/Build	Grants	Misc	PFT	PPT
***** Changes from FY99 Conference Committee (thru FY00 Governor Amended) *****												
Conference Committee	ConfCom	4,581.8	2,894.1	48.2	1,588.0	85.8	157.5	0.0	0.0	0.0	40	1
Fed Rcpts 3,078.1												
IA Rcpts 1,410.0												
CIP Rcpts 82.5												
FY 1999 COLA Authorization	SelAdj	8.0	8.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
IA Rcpts 8.0												
Transfer personal services to contractual	LIT	0.0	(10.0)	0.0	10.0	0.0	0.0	0.0	0.0	0.0	0	0
Position Adjustment for staffing needs	PosAdj	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	-1	0
Transfer CIP from Management Services	Trin	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
CIP Rcpts 0.0												
Decrease Federal Receipt Authorization	Dec	(3.0)	0.0	0.0	0.0	0.0	(3.0)	0.0	0.0	0.0	0	0
Fed Rcpts (3.0)												
Decrease One Full Time Position Funding	Dec	(87.6)	(82.6)	0.0	(5.3)	0.0	0.0	0.0	0.0	0.0	0	0
IA Rcpts (87.6)												
Increase Interagency Receipt Authorization	Inc	122.8	114.8	8.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
IA Rcpts 122.8												
Miscellaneous line item adjustments	LIT	(0.0)	0.0	0.2	(17.5)	(0.3)	16.9	0.0	0.0	0.0	0	0
Travel fund source adjustment (2 of 5)	FndChg	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
IA Rcpts 2.0												
CIP Rcpts (2.0)												
Contractual fund source adjustment (3 of 5)	FndChg	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
IA Rcpts (1.0)												
CIP Rcpts 1.0												
Supplies fund source adjustment (4 of 5)	FndChg	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
IA Rcpts 4.0												
CIP Rcpts (4.0)												

Component Transaction Detail - FY00 Operating Budget

Component: Unallocated Reduction
BRU: Office of the Commissioner

Agency: Department of Labor

Transaction Title	Trans Type	Total Expenditure	Pers Srv	Travel	Contractual	Commodities	Equipment	Lands/Build	Grants	Misc	PFT	PPI
***** Changes from FY00 Governor Amended to FY00 Senate *****												
Department-wide unallocated 10% GF travel reduction Gen Fund (14.8)	Dec	(14.8)	0.0	(14.8)	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Department-wide unallocated 1.5% GF pers svcs reduction Gen Fund (71.9)	Dec	(71.9)	(71.9)	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
***** Changes from FY00 Governor Amended to FY00 Conference Committee *****												
Department-wide unallocated 10% GF travel reduction Gen Fund (14.8)	Dec	(14.8)	0.0	(14.8)	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Department-wide unallocated 1.5% GF pers svcs reduction Gen Fund (71.9)	Dec	(71.9)	(71.9)	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0

OCT-25-1999 MON 04:43 PM

FAX NO.

Component Transaction Detail - FY00 Operating Budget

Component: Labor Market Information
BRU: Administrative Services

Agency: Department of Labor

Transaction Title	Trans Type	Total Expenditure	Pers Svc	Travel	Contractual	Commodities	Equipment	Land/Bldg	Grants	Misc	PFT	PPT
***** Changes from FY99 Conference Committee thru FY00 Governor Amended *****												
Conference Committee	ConfCom	2,899.6	2,262.3	55.7	513.1	51.1	15.4	0.0	0.0	0.0	41	0
Fed Rcpts 1,245.2												
Q/F Match 70.0												
Gen Fund 488.9												
IA Rcpts 1,016.7												
Stat Desig 77.0												
FY 1999 COLA Authorization	SalAdj	14.0	14.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Fed Rcpts 8.3												
Q/F Match 0.4												
Gen Fund 0.9												
IA Rcpts 5.6												
Invt Loss 0.0												
Transfer personal services to non-pers svcs	LIT	0.0	(92.0)	10.6	42.0	15.0	25.0	0.0	0.0	0.0	0	0
Position Adjustment for staffing needs	PesAdj	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	-5	0
Change Investment Loss Trust Fund to General Fund	FndChg	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Gen Fund 0.0												
Invt Loss (0.0)												
Delete Excess SB 334	Dec	(385.5)	(351.7)	0.0	(33.8)	0.0	0.0	0.0	0.0	0.0	0	0
Interagency Receipt Authorization												
IA Rcpts (385.5)												
Ch 85 SLA 96 (SB 334)	FisM99	447.0	336.0	0.0	98.0	4.0	9.0	0.0	0.0	0.0	3	0
Guidelines & Sids for State Trng Prgms												
IA Rcpts 447.0												
***** Changes from FY00 Governor Amended to FY00 Senate *****												
SSub: General Fund Reduction of Pers Svcs & 1 PFT	Dec	(55.0)	(55.0)	0.0	0.0	0.0	0.0	0.0	0.0	0.0	-1	0
Gen Fund (55.0)												
***** Changes from FY00 Governor Amended to FY00 Conference Committee *****												
General Fund Reduction of Personal Services & 1 PFT	Dec	(55.0)	(55.0)	0.0	0.0	0.0	0.0	0.0	0.0	0.0	-1	0
Gen Fund (55.0)												

Component Transaction Detail - FY00 Operating Budget

Component: Alaska Labor Relations Agency
BRU: Office of the Commissioner

Agency: Department of Labor

Transaction Title	Trans Type	Total Expenditure	Per Srv	Travel	Contractual	Commodities	Equipment	Land/Bld	Grants	Misc	PFT	PPT
***** Changes from FY99 Conference Committee thru FY00 Governor Amended *****												
Conference Committee Gen Fund 323.2	ConfCom	323.2	254.6	19.3	42.9	4.9	1.8	0.0	0.0	0.0	4	0
FY 1999 COLA Authorization Gen Fund 0.5 Invt Loss 0.5	SalAdj	1.0	1.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Transfer contractual to personal services	LIT	0.0	5.4	0.0	(0.4)	0.0	0.0	0.0	0.0	0.0	0	0
Change Investment Loss Trust Fund to General Fund Gen Fund 0.5 Invt Loss (0.5)	FndChg	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Transfer contractual & equipment to personal services	LIT	0.0	6.3	0.0	(5.1)	0.0	(1.2)	0.0	0.0	0.0	0	0

OCT-25-1999 MON 04:44 PM

FAX NO.

P. 20/38

Component Transaction Detail - FY00 Operating Budget

Component: Commissioner's Office
BRU: Office of the Commissioner

Agency: Department of Labor

Transaction Title	Trans Type	Total Expenditure	Pers Srv	Travel	Contractual	Commodities	Equipment	Lands/Build	Grants	Misc	PFT	PFT
***** Changes from FY99 Conference Committee thru FY00 Governor Amended *****												
Conference Committee	ConfCom	475.7	408.7	17.2	41.3	6.7	1.8	0.0	0.0	0.0	5	0
Gen Fund 475.7												
MA Rcpts 5.0												
FY 1999 COLA Authorization	SalAdj	0.8	0.8	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Gen Fund 0.4												
Invt Loss 0.4												
Change Investment Loss Trust	FndChg	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Fund to General Fund												
Gen Fund 0.4												
Invt Loss (0.4)												
Transfer Funding for Internal	Trin	6.3	5.2	0.3	0.7	0.1	0.0	0.0	0.0	0.0	0	0
Auditor from ES												
Fed Rcpts 6.3												
Transfer Funding for Internal	Trin	15.0	12.3	0.8	1.6	0.3	0.0	0.0	0.0	0.0	0	0
Auditor from Mgmt Services												
Gen Fund 15.0												
Transfer Internal Auditor Position	Trin	72.8	59.8	3.9	7.7	1.8	0.0	0.0	0.0	0.0	1	0
from UI												
Fed Rcpts 72.8												
***** Changes from FY00 Governor Amended to FY00 House *****												
HSub: Delete Special Asst	Dec	(103.3)	(103.3)	0.0	0.0	0.0	0.0	0.0	0.0	0.0	-1	0
Position & Pers Svcs												
Gen Fund (103.3)												
HSub: Misc. Reduction Equal to	Dec	(124.1)	0.0	0.0	0.0	0.0	0.0	0.0	0.0	(124.1)	0	0
FY 99 Austerity Program												
Gen Fund (124.1)												
***** Changes from FY00 Governor Amended to FY00 Senate *****												
SSub: Delete Special Asst	Dec	(103.3)	(103.3)	0.0	0.0	0.0	0.0	0.0	0.0	0.0	-1	0
Position & Pers Svcs												
Gen Fund (103.3)												
***** Changes from FY00 Governor Amended to FY00 Conference Committee *****												
Delete Special Asst Position &	Dec	(103.3)	(103.3)	0.0	0.0	0.0	0.0	0.0	0.0	0.0	-1	0
Personal Services												
Gen Fund (103.3)												

Component Transaction Detail - FY00 Operating Budget

Component: Workers' Compensation
BRU: Workers' Compensation

Agency: Department of Labor

Transaction Title	Trans Type	Total Expenditure	Pers Srv	Travel	Contractual	Commodities	Equipment	Lands/Build	Grants	Misc	PFT	PPT
***** Changes from FY99 Conference Committee thru FY00 Governor Amended *****												
Conference Committee	ConfCom	5,352.4	2,144.6	43.0	294.5	55.0	0.0	0.0	2,614.4	0.0	39	2
Gen Fund 2,450.7												
GF/Pgm 29.9												
IA Rcpts 19.4												
See Injury 2,852.4												
FY 1999 COLA Authorization	SalAdj	9.0	9.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Gen Fund 4.4												
IA Rcpts 0.1												
See Injury 0.6												
Invt Loss 4.7												
Change Investment Loss Trust	FndChg	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Fund to General Fund												
Gen Fund 4.7												
Invt Loss (4.7)												
Transfer Positions and Funds to	TrOut	(2,853.0)	(189.0)	0.0	(32.2)	(2.0)	0.0	0.0	(2,809.8)	0.0	-3	0
Second Injury Fund Component												
See Injury (2,853.0)												
Position Time Status Change	PesAdj	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	-1	1
Position Time Status Change	PesAdj	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1	-1
Increase Interagency Receipts	Inc	25.5	23.5	0.0	2.0	0.0	0.0	0.0	0.0	0.0	0	0
from Second Injury Fund												
IA Rcpts 25.5												
***** Changes from FY00 Governor Amended to FY00 Senate *****												
SSub: General Fund Reduction of	Dec	(56.0)	(36.0)	0.0	(20.0)	0.0	0.0	0.0	0.0	0.0	-1	1
Pers Svcs & Contractual												
Gen Fund (56.0)												
***** Changes from FY00 Governor Amended to FY00 Conference Committee *****												
General Fund Reduction of Pers	Dec	(56.0)	(36.0)	0.0	(20.0)	0.0	0.0	0.0	0.0	0.0	-1	1
Svcs & Contractual												
Gen Fund (56.0)												

Component Transaction Detail - FY00 Operating Budget

Component: Fishermans Fund
BRU: Workers' Compensation

Agency: Department of Labor

Transaction Title	Trans Type	Total Expenditure	Pers Srv	Travel	Contractual	Commodities	Equipment	Land/Bldg	Grants	Misc	PFT	PPT
***** Changes from FY99 Conference Committee thru FY00 Governor Amended *****												
Conference Committee	ConfCom	1,300.5	132.8	29.3	90.3	5.7	4.0	0.0	1,038.4	0.0	3	0
Dis Fisher 1,300.5												
FY 1999 COLA Authorization	SalAdj	0.5	0.5	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Dis Fisher 0.5												
Transfer travel to personal services	LIT	0.0	4.0	(4.0)	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Transfer Travel to Personal Services	LIT	0.0	2.0	(2.0)	0.0	0.0	0.0	0.0	0.0	0.0	0	0

Component Transaction Detail - FY00 Operating Budget

Component: Fishermens Fund
BRU: Workers' Compensation

Agency: Department of Labor

Transaction Title	Trans Type	Total Expenditure	Pers Srv	Travel	Contractual	Commodities	Equipment	Land/Bld	Grants	Misc	PFT	PPT
***** Changes from FY99 Conference Committee thru FY00 Governor Amended *****												
Conference Committee Dis Fisher 1,300.5	ConfCom	1,300.5	132.0	20.3	90.3	5.7	4.0	0.0	1,039.4	0.0	3	0
FY 1999 COLA Authorization Dis Fisher 0.5	SalAdj	0.5	0.5	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Transfer travel to personal services	LIT	0.0	4.0	(4.0)	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Transfer Travel to Personal Services	LIT	0.0	2.0	(2.0)	0.0	0.0	0.0	0.0	0.0	0.0	0	0

OCT-25-1999 MON 04:45 PM

FAX NO.

P. 24/38

Transaction Title	Trans Type	Total Expenditure	Pers Srv	Travel	Contractual	Commodities	Equipment	Land/Bldg	Grants	Misc	PFT	PPI
***** Changes from FY99 Conference Committee thru FY00 Governor Amended *****												
Conference Committee Dis Fisher 1,300.5	ConfCom	1,300.5	132.8	28.3	80.3	5.7	4.0	0.0	1,039.4	0.0	3	0
FY 1999 COLA Authorization Dis Fisher 0.5	SetAdj	0.5	0.5	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Transfer travel to personal services	LIT	0.0	4.0	(4.0)	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Transfer Travel to Personal Services	LIT	0.0	2.0	(2.0)	0.0	0.0	0.0	0.0	0.0	0.0	0	0

OCT-25-1999 MON 04:45 PM

FAX NO.

8/25/99 10:46:03 AM

Legislative Finance Division

Page 13a

Component Transaction Detail - FY00 Operating Budget

Component: Alaska Labor Relations Agency
BRU: Office of the Commissioner

Agency: Department of Labor

P. 23/38

Component Transaction Detail - FY00 Operating Budget

Component: Wage and Hour Administration
BRU: Labor Standards and Safety

Agency: Department of Labor

Transaction Title	Trans Type	Total Expenditure	Pers Srv	Travel	Contractual	Commodities	Equipment	Land/Bldg	Grants	Misc	PFT	PPT
***** Changes from FY99 Conference Committee thru FY00 Governor Amended *****												
Conference Committee	ConfCom	1,403.4	1,129.4	54.8	196.5	23.1	3.9	0.0	0.0	0.0	22	0
Gen Fund		1,351.9										
MA Rcpts		21.5										
FY 1999 COLA Authorization	SalAdj	5.7	5.7	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Gen Fund		2.7										
MA Rcpts		0.1										
Invt Loss		2.9										
Change Investment Loss Trust Fund to General Fund	FndChg	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Gen Fund		2.9										
Invt Loss		(2.9)										
***** Changes from FY00 Governor Amended to FY00 Senate *****												
SSub: Reduce GF for Pers Svcs & Two Positions	Dec	(88.0)	(88.0)	0.0	0.0	0.0	0.0	0.0	0.0	0.0	-2	0
Gen Fund		(88.0)										
***** Changes from FY00 Governor Amended to FY00 Conference Committee *****												
Reduce GF for Personal Services and 1 PFT	Dec	(44.0)	(44.0)	0.0	0.0	0.0	0.0	0.0	0.0	0.0	-1	0
Gen Fund		(44.0)										

OCT-25-1999 MON 04:45 PM

FAX NO.

P. 26/38

Component Transaction Detail - FY00 Operating Budget

Component: Second Injury Fund
BRU: Workers' Compensation

Agency: Department of Labor

Transaction Title	Trans Type	Total Expenditure	Per Srv	Travel	Contractual	Commodities	Equipment	Leads/Build	Grants	Misc	PFT	PPT
***** Changes from FY99 Conference Committee thru FY00 Governor Amended *****												
Transfer Positions and Funds from Workers' Compensation Sec Injury 2,853.0	Trin	2,853.0	189.0	0.0	52.2	2.0	0.0	0.0	2,609.8	0.0	3	0
Increase Interagency Receipts from Workers' Compensation MA Rcpts 5.0	Inc	5.0	5.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Transfer from Personal Services to Other Line Items	LIT	(0.0)	(34.1)	2.0	20.9	3.2	0.0	0.0	0.0	0.0	0	0

OCT-25-1999 MON 04:45 PM

FAX NO.

P. 25/38

Component Transaction Detail - FY00 Operating Budget

Component: Occupational Safety and Health
BRU: Labor Standards and Safety

Agency: Department of Labor

Transaction Title	Trans Type	Total Expenditure	Pers Srv	Travel	Contractual	Commodities	Equipment	Lease/Bldg	Grants	Misc	PFT	PPT
***** Changes from FY99 Conference Committee thru FY00 Governor Amended *****												
Conference Committee	ConfCom	2,823.3	2,224.6	180.5	474.9	57.7	5.6	0.0	0.0	0.0	35	0
Fed Rcpts 1,772.6												
G/F Match 1,127.6												
IA Rcpts 23.1												
FY 1999 COLA Authorization	SalAdj	8.1	8.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Fed Rcpts 4.8												
G/F Match 3.6												
Position Adjustment for staffing needs	PosAdj	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1	0
Line Item Adjustment	LIT	0.0	(0.8)	0.8	0.0	0.0	0.0	0.0	0.0	0.0	0	0
***** Changes from FY00 Governor Amended to FY00 House *****												
HSub: Eliminate OSHA, All Funding & Positions	Dec	(2,931.4)	(2,231.9)	(181.3)	(474.9)	(57.7)	(5.6)	0.0	0.0	0.0	-36	0
Fed Rcpts (1,777.2)												
G/F Match (1,131.1)												
IA Rcpts (23.1)												
HSub: Restore 7(c)(1) Grant Funding for Consultation Prgm	Inc	514.2	325.2	102.9	77.8	8.5	0.0	0.0	0.0	0.0	0	0
Fed Rcpts 468.0												
G/F Match 46.2												
HFC: Restore Funds for Public Sector & Trans to Fed OSHA	Inc	1,800.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1,800.0	0	0
Fed Rcpts 1,000.0												
Gen Fund 800.0												

Component Transaction Detail - FY00 Operating Budget

Component: Mechanical Inspection
BRU: Labor Standards and Safety

Agency: Department of Labor

Transaction Title	Trans Type	Total Expenditure	Pers Srv	Travel	Contractual	Commodities	Equipment	Land/Bldg	Grants	Misc	PFT	PPT
***** Changes from FY99 Conference Committee thru FY00 Governor Amended *****												
Conference Committee	ConfCom	1,831.1	1,428.5	130.2	250.8	22.9	0.7	0.0	0.0	0.0	22	0
Gen Fund		871.6										
GF/Prgm		783.8										
IA Rcpts		405.7										
FY 1999 COLA Authorization	SalAdj	5.0	5.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Gen Fund		1.1										
GF/Prgm		1.8										
IA Rcpts		0.9										
Invt Loss		1.1										
Change Investment Loss Trust Fund to General Fund	FndChg	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Gen Fund		1.1										
Invt Loss		(1.1)										
Transfer to contractual line (1 OF 2)	LIT	0.0	(13.2)	0.0	13.2	0.0	0.0	0.0	0.0	0.0	0	0
Transfer to contractual line (2 OF 2)	LIT	0.0	(16.8)	0.0	16.8	0.0	0.0	0.0	0.0	0.0	0	0
Pool Secondary Educ Commission RSA	Inc	14.9	9.2	0.0	5.3	0.4	0.0	0.0	0.0	0.0	0	0
IA Rcpts		14.9										
Reduction in CBED RSA funding	Dec	(11.0)	(10.2)	0.0	(0.8)	0.0	0.0	0.0	0.0	0.0	0	0
IA Rcpts		(11.0)										
Add Fairbanks Boiler Inspector I position	Inc	80.0	60.5	7.5	11.0	0.5	0.5	0.0	0.0	0.0	1	0
GF/Prgm		80.0										
***** Changes from FY00 Governor Amended to FY00 Senate *****												
SSub: Reduce GF for Pers Svcs & Misc, & Delete 2 PFTs	Dec	(158.7)	(122.5)	0.0	0.0	0.0	0.0	0.0	0.0	(36.2)	-2	0
Gen Fund		(158.7)										
SSub: Deny Increment for Fbr Boiler Inspector	Dec	(80.0)	(68.5)	(7.5)	(11.0)	(0.5)	(0.5)	0.0	0.0	0.0	-1	0
GF/Prgm		(80.0)										
***** Changes from FY00 Governor Amended to FY00 Conference Committee *****												
Reduce GF for Pers Svcs & Misc, & Delete 2 PFTs	Dec	(158.7)	(122.5)	0.0	0.0	0.0	0.0	0.0	0.0	(36.2)	-2	0
Gen Fund		(158.7)										

Component Transaction Detail - FY00 Operating Budget

Client Services
Vocational Rehabilitation

Agency: Department of Education

OCT-25-1999 MON 04:46 PM

	Trans Type	Total Expenditure	Per Srv	Travel	Contractual	Commodities	Equipment	Land/Bldg	Grants	Misc	PFT	PPT
***** Changes from FY99 Conference Committee thru FY00 Governor Amended *****												
unlike	CentCom	11,539.0	4,377.5	243.5	907.8	52.9	128.4	0.0	5,828.8	0.0	01	0
pta 8,177.0												
lch 1,922.4												
nd 1,273.7												
sig 165.0												
nd	SerAdj	23.0	23.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
pta 10.3												
lch 3.0												
nd 1.4												
iss 1.4												
ord Less Trust	FndChg	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Fund												
nd 1.4												
iss (1.4)												
nd Fund	Inc	190.0	0.0	0.0	0.0	0.0	0.0	0.0	190.0	0.0	0	0
nd 100.0												
nd Authority	Inc	2,000.0	0.0	0.0	1,000.0	0.0	0.0	0.0	100.0	0.0	0	0
pta 2,000.0												
nd Program	FndChg	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
nd												
sig (165.0)												
nd 165.0												
nd in Item	Trin	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	1
nd												
RP 68-90-722	PosAdj	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1	0
3-2023, 05-2100												
nd Rehab Admin	TrOut	(167.0)	0.0	0.0	0.0	0.0	0.0	0.0	(167.0)	0.0	-2	0
pta (167.0)												
nd for Gov.	Trin	42.5	0.0	31.9	10.6	0.0	0.0	0.0	0.0	0.0	0	0
nd Special Projects												
nd 37.8												
nd 4.9												
nd Enterprise	Inc	60.0	0.0	0.0	0.0	0.0	0.0	0.0	60.0	0.0	0	0
nd												
nd 80.0												

FAX NO.

P. 30/38

Component Transaction Detail - FY00 Operating Budget

Component: Alaska Safety Advisory Council
BRU: Labor Standards and Safety

Agency: Department of Labor

Transaction Title	Trans Type	Total Expenditure	Perf Srv	Travel	Contractual	Commodities	Equipment	Land/Bldg	Grants	Misc	PFT	PPT
***** Changes from FY99 Conference Committee thru FY00 Governor Amended *****												
Conference Committee	ConfCom	108.3	32.3	8.7	50.3	15.0	0.0	0.0	0.0	0.0	0	1
GF/Prgm 108.3												
FY 1999 COLA Authorization	SalAdj	0.4	0.4	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
GF/Prgm 0.4												
Transfer contractual to personal services	LIT	0.0	1.0	0.0	(1.0)	0.0	0.0	0.0	0.0	0.0	0	0

OCT-25-1999 MON 04:46 PM

FAX NO.

P. 29/38

8/25/99 10:46:03 AM

Legislative Finance Division

Page 18a

Component Transaction Detail - FY00 Operating Budget

Component: Federal Training Grant
BRU: Vocational Rehabilitation

Agency: Department of Education

OCT-25-1999 MON 04:46 PM

Transaction Title	Trans Type	Total Expenditure	Pers Srv	Travel	Contractual	Commodities	Equipment	Land/Bldg	Grants	Misc	PFT	PPT
***** Changes from FY99 Conference Committee thru FY00 Governor Amended *****												
Conference Committee	ConfCom	58.3	0.0	30.3	24.0	2.0	0.0	0.0	0.0	0.0	0	0
Fed Rcpts		50.7										
OF Match		6.6										

FAX NO.

Component Transaction Detail - FY00 Operating Budget

Component: Client Services
Vocational Rehabilitation

Agency: Department of Education

Section Title	Trans Type	Total Expenditure	Per Srv	Travel	Contractual	Commodities	Equipment	Land/Bldg	Grants	Misc	PFT	PPY
***** Changes from FY00 Governor Amended to FY00 House *****												
Priority Measure Gen Fund (41.4)	Dec	(41.4)	0.0	0.0	0.0	0.0	0.0	0.0	0.0	(41.4)	0	0
Service Travel for Governors Gen Fund (8.8)	Dec	(8.8)	0.0	(8.8)	0.0	0.0	0.0	0.0	0.0	0.0	0	0
***** Changes from FY00 Governor Amended to FY00 Senate *****												
Priority Measure Gen Fund (190.0)	Dec	(190.0)	(8.0)	(8.0)	(0.0)	(0.0)	(0.0)	(0.0)	(190.0)	(0.0)	-0	-0
Priority Measure Gen Fund (72.5)	Dec	(72.5)	0.0	0.0	0.0	0.0	0.0	0.0	0.0	(72.5)	0	0
***** Changes from FY00 Governor Amended to FY00 Conference Committee *****												
Service Travel for Governors Gen Fund (8.8)	Dec	(8.8)	0.0	(8.8)	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Priority Measure Gen Fund (72.5)	Dec	(72.5)	0.0	0.0	0.0	0.0	0.0	0.0	0.0	(72.5)	0	0
Priority Measure Gen Fund (190.0)	Dec	(190.0)	(0.0)	(0.0)	(0.0)	(0.0)	(0.0)	(0.0)	(190.0)	(0.0)	-0	-0
***** FY99 RPL's *****												
0-0567 Business Enterprise Program Fed Rcpts 1,000.0	RPL	1,000.0	0.0	0.0	900.0	0.0	0.0	0.0	100.0	0.0	0	0
***** FY99 Supplementals *****												
0-0567, BLA99, Sec.9(c), change of source Stat Desig (165.0) VecSmBu 165.0	Suppl	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0

OCT-25-1999 MON 04:46 PM

FAX NO.

P. 31/38

Component Transaction Detail - FY00 Operating Budget

Component: Independent Living Rehabilitat
BRU: Vocational Rehabilitation

Agency: Department of Education

Transaction Title	Trans Type	Total Expenditure	Pers Srv	Travel	Contractual	Commodities	Equipment	Land/Bldg	Grants	Misc	PFT	PPT
***** Changes from FY99 Conference Committee thru FY00 Governor Amended *****												
Conference Committee	ConfCom	1,273.2	88.4	40.8	84.0	4.1	1.7	0.0	1,043.4	0.0	1	0
Fed Rcpts		520.8										
GF Match		87.8										
Gen Fund		534.8										
MA Rcpts		160.0										
FY99 Cola Spread	SalAdj	0.3	0.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
MA Rcpts		0.3										
Transfer Federal Funding Auth. From Assistive Technology	Trin	75.0	0.0	0.0	0.0	0.0	0.0	0.0	75.0	0.0	0	0
Fed Rcpts		75.0										

OCT-25-1999 MON 04:47 PM

FAX NO.

Component Transaction Detail - FY00 Operating Budget

Component: Voc Rehab Administration
BRU: Vocational Rehabilitation

Agency: Department of Education

Transaction Title	Trans Type	Total Expenditure	Pers Srv	Travel	Contractual	Commodities	Equipment	Land/Bldg	Grants	Misc	PFT	PPT
***** Changes from FY99 Conference Committee thru FY00 Governor Amended *****												
Conference Committee	ConfCom	1,121.8	619.7	66.0	489.5	17.2	29.1	0.0	0.0	0.0	8	0
Fed Rcpts 954.6												
G/F Match 167.0												
FY99 Colo Spread	SalAdj	2.4	2.4	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Fed Rcpts 1.9												
G/F Match 0.5												
Trans. PCN 05-2023, 05-2100 and Funding From Client Services	Trn	167.0	167.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	2	0
Fed Rcpts 167.0												
Increase Federal Authority & Establish 2 positions (1 imp)	Inc	92.0	92.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1	0
Fed Rcpts 92.0												

OCT-25-1999 MON 04:47 PM

FAX NO.

P. 33/38

Component Transaction Detail - FY00 Operating Budget

Component: Special Projects
BRU: Vocational Rehabilitation

Agency: Department of Education

Transaction Title	Trans Type	Total Expenditure	Pers Srv	Travel	Contractual	Commodities	Equipment	Land/Bldg	Grants	Misc	PFT	PPT
***** Changes from FY99 Conference Committee thru FY00 Governor Amended *****												
Conference Committee	ConfCom	1,514.3	103.4	28.5	62.3	8.8	0.0	0.0	1,314.5	0.0	2	0
Fed Rcpts 1,268.8												
Gen Fund 120.5												
GF/Prgm 4.0												
IA Rcpts 120.8												
FY99 Calc Spread	SalAdj	0.8	0.8	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Fed Rcpts 0.5												
LIT to fund personal services	LIT	0.0	13.1	0.0	(13.1)	0.0	0.0	0.0	0.0	0.0	0	0
Increase Inter-Agency Receipts & Establish 4 Positions	Inc	300.0	234.0	0.0	67.0	3.0	0.0	0.0	0.0	0.0	4	0
IA Rcpts 300.0												
Line Item Transfer	LIT	0.0	0.0	0.0	34.0	5.0	10.0	0.0	(54.0)	0.0	0	0
Transfer Funding for Gov. Committee to Client Services	TrOut	(42.8)	0.0	(17.8)	(17.1)	(5.8)	0.0	0.0	(2.0)	0.0	0	0
Gen Fund (37.6)												
GF/Prgm (4.9)												
***** Changes from FY00 Governor Amended to FY00 House *****												
Miscellaneous Reduction	Dec	(300.0)	(234.0)	(0.0)	(67.0)	(3.0)	0.0	0.0	0.0	0.0	-4	0
IA Rcpts (300.0)												
***** Changes from FY00 Governor Amended to FY00 Senate *****												
Miscellaneous Reduction	Dec	(300.0)	(234.0)	(0.0)	(67.0)	(3.0)	0.0	0.0	0.0	0.0	-4	0
IA Rcpts (300.0)												
***** Changes from FY00 Governor Amended to FY00 Conference Committee *****												
Miscellaneous Reduction	Dec	(300.0)	(234.0)	(0.0)	(67.0)	(3.0)	0.0	0.0	0.0	0.0	-4	0
IA Rcpts (300.0)												

OCT-25-1999 MON 04:47 PM

FAX NO.

P. 36/38

Component Transaction Detail - FY00 Operating Budget

Component: Disability Determination
BRU: Vocational Rehabilitation

Agency: Department of Education

Transaction Title	Trans Type	Total Expenditure	Pers Srv	Travel	Contractual	Commodities	Equipment	Land/Bldg	Grants	Misc	PFT	PPT
***** Changes from FY99 Conference Committee thru FY00 Governor Amended *****												
Conference Committee	ConfCom	4,188.5	1,257.4	118.1	1,011.1	12.1	118.0	0.0	1,680.8	0.0	23	0
Fed Rcpts 4,089.4												
HA Rcpts 99.1												
FY99 Cola Spread	SalAdj	8.5	8.6	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Fed Rcpts 6.5												
Increase Federal Authority & Establish 3 Permanent Positions	Inc	750.0	150.0	0.0	0.0	0.0	0.0	0.0	600.0	0.0	3	0
Fed Rcpts 750.0												

Component Transaction Detail - FY00 Operating Budget

Component: Americans With Disabilities
BRU: Vocational Rehabilitation

Agency: Department of Education

Transaction Title	Trans Type	Total Expenditure	Per Srv	Travel	Contractual	Commodities	Equipment	Land/Bldg	Grants	Misc	PFT	PPT
***** Changes from FY99 Conference Committee thru FY00 Governor Amended *****												
Conference Committee	ConfCom	114.7	85.0	12.1	13.1	4.5	0.0	0.0	0.0	0.0	1	0
Gen Fund 104.7												
GF/Prgm 10.0												
FY99 Cola Spread	SelAdj	0.3	0.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Gen Fund 0.1												
Invst Loss 0.2												
Change Investment Loss Trust	FndChg	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Fund in General Fund												
Gen Fund 0.2												
Invst Loss (0.2)												
Increase for Agency Compliance	Inc	75.0	0.0	25.0	50.0	0.0	0.0	0.0	0.0	0.0	0	0
IA Rcpts 75.0												
***** Changes from FY00 Governor Amended to FY00 Senate *****												
Fund Source Change	FndChg	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Gen Fund (105.0)												
GF/Prgm (10.0)												
IA Rcpts 115.0												
***** Changes from FY00 Governor Amended to FY00 Conference Committee *****												
Fund ADA with IA Chargebacks	FndChg	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Gen Fund (105.0)												
GF/Prgm (10.0)												
IA Rcpts 115.0												

Component Transaction Detail - FY00 Operating Budget

Component: Assistive Technology
BRU: Vocational Rehabilitation

Agency: Department of Education

Transaction Title	Trans Type	Total Expenditure	Pers Srv	Travel	Contractual	Commodities	Equipment	Lands/Bldg	Grants	Misc	PFT	PPT
***** Changes from FY99 Conference Committee thru FY00 Governor Amended *****												
Conference Committee	ConfCom	980.1	132.0	102.0	307.0	19.7	7.5	0.0	329.0	0.0	2	0
Fed Rcpts 822.1												
MA Rcpts 98.0												
Stat Desig 62.0												
FY99 Coin Spread	StatAdj	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0
Fed Rcpts 0.0												
LIT to adjust personal services	LIT	0.0	(60.0)	0.0	50.0	0.0	0.0	0.0	0.0	0.0	0	0
PCN Trans Out to Client Svcs	TrOut	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	-1	0
Transfer Federal Authorization to Independent Living	TrOut	(75.0)	0.0	0.0	(75.0)	0.0	0.0	0.0	0.0	0.0	0	0
Fed Rcpts (75.0)												
Decrease Statutory Designated Program Receipts	Dec	(82.0)	0.0	0.0	(82.0)	0.0	0.0	0.0	0.0	0.0	0	0
Stat Desig (82.0)												
Line Item Transfer - RPS6-S-0518	LIT	0.0	0.0	0.0	(160.0)	0.0	0.0	0.0	160.0	0.0	0	0
Delete Unfunded Non-Permanent PCN	PosAdj	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0

DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT
COMMISSIONER'S OFFICE and ADMINISTRATIVE SERVICES DIVISION

Offc of Commiss	Commissioner Ofc	FED	79.1	See Attached	See Attached	5FT	See Attached	See Attached
		GF	383.2	Budget Pages	SB 169 and	Intend to		
		IA	5.0		Budget Pages	restore 1		
		TOTAL	467.3			FT in addn		

Offc of Commiss	AK Labor Relations	GF	324.2	See Attached	See Attached	4FT	See Attached	See Attached
				Budget Pages	SB 169 and			
					Budget Pages			

Office of the Commissioner	FED	79.1	9FT
	GF	707.4	will be 10
	IA	5.0	
	TOTAL	791.5	

CORRECTION

**THE FOLLOWING DOCUMENT(S)
HAVE BEEN REFILMED TO
ASSURE LEGIBILITY OR PAGINATION**



Rev. 6/98

Central Microfilm Services
Department of Education & Early Development
State of Alaska

DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT

COMMISSIONER'S OFFICE and ADMINISTRATIVE SERVICES DIVISION

Offc of Commiss	Commissioner Ofc	FED	79.1	See Attached	See Attached	5FT	See Attached	See Attached
		GF	383.2	Budget Pages	SB 169 and	Intend to		
		I/A	5.0		Budget Pages	restore 1		
		TOTAL	467.3			FT in addn		
			K					
Offc of Commiss	AK Labor Relations	GF	324.2	See Attached	See Attached	4FT	See Attached	See Attached
				Budget Pages	SB 169 and			
					Budget Pages			
Office of the Commissioner		FED	79.1			9FT		
		GF	707.4			will be 10		
		I/A	5.0					
		TOTAL	791.5					

DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT

COMMISSIONER'S OFFICE and ADMINISTRATIVE SERVICES DIVISION

<u>BRU</u>	<u>Component</u>	<u>Fund Source</u>	<u>Total Budget</u>	<u>Total Rev.</u>	<u>Constitutional, Statutory Prov.</u>	<u>Mission, Goals Objectives</u>	<u>Number of Empl.</u>	<u>Specialized Expertise Needed (describe)</u>	<u>Specialized Equipment Needed (describe)</u>
Admin Services	Data Processing	FED	3,858.9	0.0	See Attached	See Attached	41FT,1PT	See Attached	See Attached
		GF	111.4		Budget Pages	SB 169 and	2NP		
		IA	1,493.0		Inter-agency Receipts	Budget Pages			
		CIP	87.7		Cap Invest. Projects	primarily computer time			
		TOTAL	5,551.0		million				
Admin Services	Mangmt. Serv.	FED	1,982.4	0.0	See Attached	See Attached	47FT,1PT	See Attached	See Attached
		GFM	280.1		Budget Pages	SB 169 and			
		GF	177.6		gen fund match	Budget Pages			
		IA	470.7						
		TOTAL	2,890.8						
Admin Services	Labor Market Info.	FED	1,251.5	0.0	See Attached	See Attached	38FT	See Attached	See Attached
		GFM	71.2		Budget Pages	SB 169 and			
		GF	435.7			Budget Pages			
		STAT	77.0		statutory gen fund receipts				
		IA	1,083.7						
		TOTAL	2,819.1						
Administrative Services Division		FED	7,092.8				126FT,2PT		
		GFM	331.3				2NP		
		GF	724.7						
		STAT	77.0						
		CIP	87.7						
		IA	3,047.4						
		TOTAL	11,360.9						

**COMMISSION ON PRIVATIZATION
AND
DELIVERY OF GOVERNMENT SERVICES**

**SUBCOMMITTEE REPORT
ON THE
DEPARTMENT OF LABOR**

November 4, 1999

**Subcommittee Members: Valerie Baffone, Chairman; Robert Derr, Jerry DesJarlais,
Kay Slack, Clark Smith, Jim Spalding, Bill Watterson**

LAW

**COMMISSION ON PRIVATIZATION
AND
DELIVERY OF GOVERNMENT SERVICES**

SUBCOMMITTEE REPORT

ON THE

DEPARTMENT OF LAW

November 18, 1999

**Subcommittee Members: Mark Johnson, Chair; Scott Brandt-Erichsen, Blake Call,
John Cowdery, Pete Kinneen, Richard McVeigh, William Oberly, Betty Rollins,
Bill Satterberg, Bruce Weyhrauch**

November 3, 1999
13631 Windward Circle
Anchorage, Alaska 99516

Senator Jerry Ward
Representative John Cowdery
Co-Chairs
Commission of Privatization
and the Delivery of Government Services
Alaska State Legislature
Anchorage, Alaska 99501

Dear Senator Ward and Representative Cowdery:

This submission constitutes the final Report of the Subcommittee for the Department of Law.

The following individuals have contributed to the work of the Subcommittee:

Mark K. Johnson, Chair
Scott Brandt-Erichsen
William B. Oberly
Richard L. McVeigh
Blake Call
Bill Satterburg
Betty Rollins
Pete Kinneen
Bruce Weyrauch

While all have contributed, no particular point which has been made in this Report should be necessarily attributed to individual members.

APPROACH OF THE SUBCOMMITTEE

The Department of Law is fairly unique among state agencies in that it exclusively performs services for the State and agencies of the State. It does not provide services to the general public or to particular classes of the public. In addition, legal services in many, if not most, cases involve the exercise of considerable discretion on the part of the attorney assigned to the case, be it at the intake, trial or appeal level.

In recognition of these facts, the Subcommittee at the outset did not commence work from the standpoint of elimination of legal professional staff or the wholesale assignment of individual programs to the private sector. In the first instance, it seems clear that appropriation for legal staff will generally produce a commitment to litigation and prosecution at that level. If more funds are appropriated, more resources will be expended on those functions. If less funds are appropriated, less resources will be expended on those functions. In this regard, the Subcommittee is probably less able to address the question of the level of appropriation for the Department than the Finance Committees, as the Subcommittee has consisted of non-budgetary professionals working on a volunteer basis.

The Subcommittee has therefore focused upon those provisions of the Full Commission's authorizing legislation which permit examination of the Department of Law from the standpoint of efficiency and effectiveness. The Subcommittee has also examined contracting policy and procedures for the Department.

To a very considerable degree, each of the subjects inquired into on the part of the Subcommittee have, in one way or another, hinged on the exercise of discretion on the part of the leadership of the Department of Law. The Department of Law is also unique among the departments of state government in that with the exception of a handful of individuals, all of the professional employees of the Department are either exempt or partially exempt State employees who serve at the pleasure of the agency head, the Attorney General, and ultimately the Governor. There is clearly more discretion exercised in carrying out the functions assigned to the Department than in any other executive Department of State government.

This circumstance has led the Subcommittee into inquiring in various ways about how the Department exercises discretion and what legal and practical limitations exist on the exercise of discretion. If any change at all is going to be made to the functions and activities of the Department by the Legislature, sooner or later the issue of the exercise of discretion on the part of the Department will enter the equation.

In light of these circumstances, the Subcommittee has ventured probably a bit further from the pathway taken by some other subcommittees of the Commission and has examined the statutory underpinnings of the Department.

SUBCOMMITTEE MEETINGS AND PROCESS

The Subcommittee has met seven times, taken extensive testimony from the Department's leadership, posed two sets of written inquiries to the Department, and discussed and debated issues as a subcommittee on multiple occasions.

The written inquiries to the Department are attached to this Report, as are the responses of the Department.

The Department has been well represented by Deputy Attorney General Barbara Ritchie, Deputy Attorney General Cynthia Cooper, and Special Assistant to the Attorney General Joan Kasson. In all instances, these representatives have responded satisfactorily to the questions of the Subcommittee. Their cooperation is appreciated.

The Subcommittee at the outset adopted a policy that it would not discuss any particular matter currently in litigation. Discussion of cases by name has been extremely rare, if it has occurred at all.

Following the fact-finding segment, the Subcommittee has met to discuss and deliberate regarding the recommendations to be included in this Report. The chair has been of the view that it is the task of the Subcommittee to generate ideas to be passed along to the full Commission and ultimately the Legislature and that therefore it is not necessary or even desirable to seek a consensus or even majority support for any particular idea to be made part of this Report. Dissent from the points contained in this Report has been encouraged, and members may submit alternative viewpoints to any point to the full Commission. The Subcommittee stands behind the points contained in this Report as ideas meriting further examination by either the full Commission or the Legislature.

Sincerely,

Mark K. Johnson, Chair

Enclosures
Appendices

STATE OF ALASKA

DEPARTMENT OF LAW
OFFICE OF THE ATTORNEY GENERAL

TONY KNOWLES, GOVERNOR

P.O. BOX 110300
JUNEAU, ALASKA 99811-0300
PHONE: (907) 465-3600
FAX: (907) 465-2075

November 29, 1999

**Commission on Privatization and Delivery
of Government Services
Alaska State Legislature
Anchorage, AK 99501**

Dear Commission Members:

At the November 18, 1999 meeting of the commission, a number of questions were posed to the department:

Mr. Harper requested information on the benefits accruing to the state from its expenditures on oil and gas litigation. Since 1982, the state has recovered over \$10 billion to date as a result of oil and gas tax, royalty, and regulatory litigation. Between FY 1994 and FY 1999, the period of time the contractual expenditure information provided to the commission covers, more than \$3.3 billion was collected.

Mr. Pignalberi asked the department to provide the information requested of the various subcommittees in items I - X of the commission's "Suggested Outline for Subcommittee Reports." Attached are items I - IX. For item X, we would direct the commission's attention to the department's August 31, 1999 response to Mr. Johnson, questions 1 - 5.

Also attached, per Mr. Pignalberi's request, are sample reports from the Civil Division's timekeeping and billing system.

We are still working on Mr. Pignalberi's request for information on our collection efforts. As I pointed out to Mr. Pignalberi when the request was made, this will take some time. We will submit this response to the commission as soon

as it can be completed; however, it is doubtful you will receive it until the week of December 6.

Sincerely,

BRUCE M. BOTELHO
ATTORNEY GENERAL

A handwritten signature in dark ink, appearing to read 'Barbara J. Ritchie', written over the typed name.

By: Barbara J. Ritchie
Deputy Attorney General

Attachment

I. DEPARTMENT OF LAW

II. BRU and Component Names as Listed in Department of Law Budget

BRU	COMPONENT
a. Criminal Division	First Judicial District Second Judicial District Third Judicial District: Anchorage Third Judicial District: Outside Anchorage Fourth Judicial District Criminal Justice Litigation Criminal Appeals/Special Litigation
b. Civil Division	Deputy Attorney General's Office Collections and Support Commercial Section Environmental Law Fair Business Practices Governmental Affairs Human Services Legislation/Regulations Mental Health Lands Natural Resources Oil and Gas and Mining Special Litigation Transportation Section Timekeeping and Support
c. Statehood Defense	Statehood Defense
d. Oil and Gas Litigation and Legal Services	Oil and Gas Litigation Oil and Gas Legal Services
e. Administration and Support	Office of the Attorney General Administrative Services

III. Total Department of Law FY00 Budget, All Funds
(\$ in thousands)

	Criminal Division	Civil Division	Statehood Defense	Oil & Gas Litigation & Legal Services	Admin & Support	Total
Federal Receipts	476.1					476.1
GF Match	157.3					157.3
General Fund	12,570.8	6,797.1	1,293.0	4,784.3	837.4	26,282.6
GF Program Receipts		422.1			46.2	468.3
Interagency Receipts	960.1	13,735.1			553.3	15,248.5
Fish & Game Fund	125.8					125.8
GF Mental Health		63.0				63.0
Interagency Oil & Hazardous		465.4				465.4
Permanent Fund Receipts				1,477.0		1,477.0
Statutory Designated Receipts		505.0				505.0
Tobacco Settlement Revenue		134.0				134.0
FY 2000 Authorized Total	14,290.1	22,121.7	1,293.0	6,261.3	1,436.9	45,403.0

IV. Total Revenue
(\$ in thousands)

General Fund Program Receipts

Collected criminal fines; forfeited bonds	1,330.0
Collected cost of appointed counsel	888.9
Collected cost of incarceration	741.6
Collected civil judgments	49.2
Misc. collections not posted to debt by fiscal year-end	101.4
Consumer protection recoveries	95.4
Recovery of attorneys' fees and costs	22.0

Federal Funds

Medicaid Provider Fraud	352.4
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Oil and Gas Litigation

Royalty, tax, regulatory settlements	59,607.5
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FY99 TOTAL	63,188.4
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V. Constitutional and Statutory Provisions Governing the Department of Law

Constitution

Article III,

- Section 16 - Governor's Authority**
- Section 22 - Executive Branch**
- Section 24 - Supervision**
- Section 25 - Department Heads**

Statutes

The main statutory provisions governing the Department of Law are found in AS 44.23. The department is also referred to in numerous other places in statute. Some examples follow:

- AS 08.88 - Real Estate Commission**
- AS 09.50 - Compromise by Attorney General**
- AS 14.07 - State Board of Education legal services**
- AS 18.66 - Council on Domestic Violence and Sexual Assault**
- AS 25.24 - Child Support Enforcement legal services**
- AS 31.05 - Oil and Gas Conservation Commission legal services**
- AS 39.52 - Executive Branch Ethics Act**
- AS 42.04 - Regulatory Commission of Alaska legal services**
- AS 43.10 - Enforcement and Collection of Taxes**
- AS 44.62 - Administrative Procedures Act**
- AS 44.80 - Liability of the State**
- AS 45.50 - Competitive Practices and Regulation of Competition**
- AS 47.17 - Child Protection**
- AS 47.24 - Protection of Vulnerable Adults**

VI. Department of Law Mission, Goals, and Objectives

The mission of the Department of Law is to (1) protect the state's sovereignty; (2) prosecute crime; (3) represent and advise the state in all civil matters; and (4) provide other legal services to state government.

Goals and Strategies

CRIMINAL DIVISION:

- Protect the public through effective prosecutions.
- Assist law enforcement agencies with criminal investigations and filing misdemeanor and felony charges.
- Serve as legal advisor to grand juries and represent the state in all phases of criminal trial and appellate proceedings.
- Effectively prosecute domestic violence crimes - both felony and misdemeanor.
- Reduce fraud in benefit programs.

CIVIL DIVISION:

- Provide effective legal advice and representation of the state.
- Protect Alaska's children and youth by handling child abuse, neglect, and delinquency cases expeditiously.
- Ensure the state receives its correct share of oil and gas taxes and royalties; clarify and improve the rules governing taxpayers to reduce disputes and litigation.
- Resolve questions of state versus federal control and management of natural resources and lands.
- Increase collections of money owed the state by businesses and individuals for child support, fines, loans, and other unpaid obligations.
- Ensure the department's revised process for legal review of regulations projects continues efficiently, timely, and responsive to the needs of agencies and the public.

VII. Number of Department of Law Employees

	Full-Time	Part-Time
Criminal Division		
Attorneys	89	1
Paraprofessionals	31	
Support Staff	61	1
Civil Division		
Attorneys	120	6
Paraprofessionals	33	
Support Staff	85	2
Statehood Defense		
Attorneys	8	
Paraprofessionals	2	
Support Staff	1	
Administration and Support	20	1
Total FY2000 Authorized	450	11

VIII. Technology Used to Perform the Department of Law's Mission

General-use Computer Technology

The Department of Law's information technology infrastructure consists of over 20 Novell Netware servers and 430+ Intel Pentium-based personal computers running Windows 95/98. There are 15 locations in the state, and 11 of these locations have local area networks. All 15 locations are joined to the State of Alaska WAN through dedicated circuits ranging from 56kbps to T-1. All user workstations are configured with the TCP/IP protocol and have Internet access.

Administrative Services

State of Alaska administration applications are hosted on an OS/390 mainframe accessed through TCP/IP (tn3270) over the statewide WAN. Applications in use include accounting, payroll, and property control. Law participates in budgeting by using the states Automated Budget System, a client/server system.

Legal Research / Legislation Tracking

The primary commercial tool used for electronic legal research is WestLaw. Users gain access to WestLaw either through modems connected to dedicated analog lines, or through the internet. The largest sites also have access to the WestLaw "Premise" product, a CD-based offering that is installed in networked CD devices. Research into statutes and regulations is accomplished through WAN access to databases maintained by the Legislative Affairs Agency. Tracking of current legislation is accomplished over the WAN using standard browsers accessing web-based databases. Some tracking of legislation is accomplished over the WAN using tn3270 to access mainframe databases.

Common Agency Software

The primary software for daily use is MS Office 97. Groupwise is used for email and scheduling, although the department plans a switch to the state's SMTP-based enterprise email system. Attachmate Extra Personal Client along with QWS3270 Winsock, a free 3270 emulator, are used for OS/390 access.

Prosecutor Case Management

Tracking of all criminal prosecution efforts is accomplished through the system known as CRIMES (Criminal Record Information and Exchange System.) "CRIMES" is an Oracle-based client/server system that supports up to 180 users across the state. Each client interacts with a local server housing a replicated copy of the database. Database synchronization occurs after working hours.

Timekeeping and Billing

The Civil Division has as clients each of the individual agencies of the executive branch. Costs of legal work are charged back to client agencies. Timekeeping and billing is accomplished through use of the Barrister Javelan program, a client/server system based on MS SQL Server. There are 160 Javelan users, located in Anchorage, Juneau, Bethel, and Fairbanks. Timekeeping records are stored in a single-repository SQL database and accessed by users over the WAN. Preparation of bills by administrative staff occurs in Juneau, accessing the database over the WAN.

Litigation Support Imaging

Litigation of oil & gas taxation and royalty cases requires intensive document research. Before a case reaches the discovery phase, these documents are usually in the possession of their owners. In litigation, each side requests documents to support their respective cases, resulting in the exchange of huge volumes of paper. The Department of Law's Litigation Support group is responsible for making relevant documents available to the attorneys working on a case. This is accomplished through use of the Litigation Support

VIII - Continued

Imaging System, a UNIX-based system that stores massive quantities of legal documents for use in any necessary litigation. The system uses an Oracle database for document indexing, and includes high-capacity magneto-optical storage devices. Document research is carried on using RetrievalWare, a software product designed to facilitate searching and indexing of scanned and text-based documents.

IX. Existing Agency Contracts
(as of November 21, 1999)

FIRM	SUBJECT	PURPOSE	BEGIN DAT	END DATE	AUTH	Procurement Type
Affiliated Appraiser	Real Estate	Expert Witness	8/14/97	6/30/00	\$30,500	Exempt (Expert Witness)
Affiliated Appraiser	Real Estate	Expert Witness	11/19/97	6/30/00	\$7,000	Exempt (Expert Witness)
Ashburn & Mason	Oil & Gas	Legal Services	4/1/83	1/1/15	\$330,060	Novation
Ashburn & Mason	Oil & Gas	Legal Services	8/19/92	6/30/00	\$542,500	Limited Comp (RFP)
Bankston & McCollum	Tort Litigation	Legal Services	2/18/98	1/1/15	\$475,000	Limited Comp (RFP)
Barrister Info. Syst	Timekeeping & Billing System	Software Support	6/26/98	6/30/04	\$418,062	Limited Comp (RFP)
Baxter, Bruce, et al	Employment	Legal Services	9/22/98	9/16/99	\$60,000	Limited Comp (RFP)
Birch/Foster/Rubini	Bond/Investment Counsel	Legal Services	11/1/93	10/31/99	\$3,250,000	Formal RFP
Blumstein & Dunn, PC	Employment	Legal Services	5/28/99	1/1/15	\$15,000	Limited Comp (RFP)
Brind, Joel, Ph.D.	Abortion Statute Challenge	Expert Witness	11/7/97	1/1/15	\$10,000	Exempt (Expert Witness)
Carney, Badley et al	Construction Claims	Legal Services	11/24/98	1/1/15	\$550,000	Limited Comp (RFP)
Clarke Engineering	Condemnation Dispute	Expert Witness	1/23/93	1/1/15	\$17,500	Exempt (Expert Witness)
Covington & Burling	Fed/State Relations	Legal Services	7/1/98	6/30/00	\$35,000	Small Purch. (R&A)
Crowell & Moring	Administrative Law (federal)	Legal Services	8/13/84	6/30/00	\$70,000	Pre-dates Code
Davison & Davison	Workers' Comp.	Legal Services	6/11/97	1/1/15	\$30,000	Small Purch. (RFP)
Delaney Wiles et al.	Tort Litigation	Legal Services	12/11/95	1/1/15	\$850,000	Limited Comp (RFP)
Delaney Wiles et al.	Tort Litigation	Legal Services	12/1/98	1/1/15	\$175,000	Limited Comp (RFP)
Delaney, Wiles	Employment	Legal Services	2/22/99	1/1/15	\$35,000	Limited Comp (RFP)
DeLisio Moran et al.	Tort Litigation	Legal Services	10/10/94	1/1/15	\$215,000	Limited Comp (RFP)
Econ One	Consumer Protection/Antitrust	Expert Witness	3/1/99	6/30/00	\$50,000	Exempt (Expert Witness)
Econ One	Oil & Gas	Expert Witness	9/1/98	6/30/00	\$220,000	Exempt (Expert Witness)
Epstein, David J.	Commercial	Legal Services	11/21/85	1/1/15	\$0	Multi-State
Fast, Kathleen J.	DA Volunteer Coordinator	DA Volunteer Coordinator	3/1/99	2/28/00	\$5,000	Small Purch. (R&A)
Forslund, Curtis D.	Commercial	Legal Services	6/22/99	6/30/00	\$50,000	Small Purch. (Single)
Foster, Gary	Construction Claims	Legal Services	7/15/97	1/1/15	\$250,000	Single Source
Foster/Birch (JV)	Bond/Investment Counsel	Legal Services	10/1/95	9/30/00	\$250,000	Formal RFP
Guess & Rudd	Workers' Comp.	Legal Services	3/29/95	1/1/15	\$20,000	Small Purch. (RFP)
Guetschow, Bernd C.	Bankruptcy	Legal Services	4/20/95	6/30/00	\$50,000	Small Purch. (R&A)
Hagans, Ahearn et al	Medicaid Fraud	Legal Services	4/15/99	6/30/00	\$7,500	Exempt (Expert Witness)
Hainline & Assoc.	Construction Claims	Expert Witness	9/24/99	6/30/01	\$30,000	Exempt (Expert Witness)
Hainline & Assoc.	Construction Claims	Expert Witness	9/18/98	6/30/00	\$50,000	Exempt (Expert Witness)