

**Department of Law
FY24 Midyear Status Report**

Item No.	Appropriation / Allocation	Description	Amount / Fund Source	LFD Questions																												
1	Criminal Division / Criminal Appeals/Special Litigation	Criminal Investigator for Rural Homicide/Felony Sex Offenses/Other Violent Crimes and Conflict Cases	\$143.7 Gen Fund (UGF) 1 PPT Position	Has recruitment for this position been successful and if so when was it filled?																												
<p>Agency Response: The enacted included a PPT instead of PFT. The department needs a PFT to create the position.</p>																																
<table border="0" style="width: 100%; border-collapse: collapse;"> <tr> <td style="font-size: small;">Partial Reduction for Criminal Investigator on Election Fraud</td> <td style="font-size: small;">24Enacted</td> <td style="font-size: small;">Dec</td> <td style="font-size: small;">-35.9</td> <td style="font-size: small;">-28.1</td> <td style="font-size: small;">-0.3</td> <td style="font-size: small;">-6.3</td> <td style="font-size: small;">-1.2</td> <td style="font-size: small;">0.0</td> <td style="font-size: small;">0.0</td> <td style="font-size: small;">0.0</td> <td style="font-size: small;">-1</td> <td style="font-size: small;">1</td> <td style="font-size: small;">0</td> </tr> <tr> <td style="font-size: small;">1004 Gen Fund (UGF)</td> <td></td> <td></td> <td style="font-size: small;">-35.9</td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> </tr> </table>					Partial Reduction for Criminal Investigator on Election Fraud	24Enacted	Dec	-35.9	-28.1	-0.3	-6.3	-1.2	0.0	0.0	0.0	-1	1	0	1004 Gen Fund (UGF)			-35.9										
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2	Criminal Division / Criminal Appeals/Special Litigation	Add Attorney 5 Position for Crimes Related to Missing and Murdered Indigenous Persons	\$209.0 Gen Fund (UGF) 1 PFT Position	Has recruitment for this position been successful and if so when was it filled?																												
<p>Agency Response: This position did have a successful recruitment and the position was filled on 12/1/2023.</p>																																
3	Civil Division / Deputy Attorney General's Office	Sec 64(a-b), HB39 - Statehood Defense (FY24-26)	\$5,000.0 Gen Fund (UGF) MultiYr	It appears \$1.2 million was carried forward into FY24 from prior multi-year appropriations providing for a total of \$6.2 million for Statehood Defense. How much of that has been utilized thus far in FY24 and what is expected to be expended by year end? What does that leave for FY25? Can you tell me specific efforts where the funding is being applied?																												
<p>Agency Response: Although it is hard to predict, LAW anticipates expending between \$3 to \$4 million by the end of FY'25 from the statehood defense multi-year appropriations. For both current and anticipated cases, the total estimated costs are over \$15 million. Attached is an updated list of matters that are currently being funded with these appropriations and their estimated costs.</p>																																

Multi-Year Statehood Defense/State's Rights Funding Updated: 1/17/2024

Existing Litigation Where MYA is the Primary Source of Funding

Note: This only includes cases primarily funded with MYA. Any statehood defense cases funded with other historical funding sources will default to MYA if the historical funding source cannot cover.

Matter Name	Summary	Anticipated Duration	Anticipated Total Costs
ANCSA 17(d)(1) Revocation Delays	Challenge to delays in revoking ANCSA Section 17(d)(1) withdrawals covering 28 million acres	2-4 years	\$25,000
Fortymile Rivers Quiet Title Actions (navigability)	Assertion of State ownership to submerged lands underlying North Fork and Middle Fork, Fortymile River, AK	2-4 years	\$1,335,000
Koyukuk River Quiet Title Actions (navigability)	Assertion of State ownership to submerged lands underlying portions of the Koyukuk and the Bettles Rivers	2-4 years	\$1,335,000
Mulchatna family of rivers Quiet Title Actions (navigability)	Continued actions to formally recognize strategic navigability for title waters	3-5 years	\$1,335,000
Mendenhall Lake Quiet Title Actions (navigability)	Continued actions to formally recognize strategic navigability for title waters	3-5 years	\$1,335,000
Texas v. EPA	Challenge to new Clean Air Act rules regarding passenger vehicles and trucks	2-4 years	\$94,000
Formerly Used Defense Site and other Federal Site Cleanup	Suit to compel cleanup of formerly used defense and other federally contaminated sites located on Alaska Native Claim Settlement Act lands	3-5 years	\$2,000,000
ESG investment rule	Coalition of states challenging the Department of Labor's ESG rule	2-4 years	\$94,000
Kenai Refuge Rule	Challenge to federal rules that attempt to regulate the means and methods of hunting	2-4 years	\$150,000
NPS Rule	Challenge to federal rules that attempt to regulate the means and methods of hunting	2-4 years	\$150,000
Ice Seals Critical Habitat finding	Challenge to the expansive critical habitat designation for bearded and ringed seals	3-5 years	\$400,000
Polar Bear Incidental Take under ESA	Defense of incidental take regulations issued by the U.S. Fish and Wildlife Service	3-5 years	\$800,000
Ringed Seal Delisting	Challenge to National Marine Fisheries Service 90-day finding regarding SOA's petition to delist ringed seal.	3-5 years	\$400,000
Definition of Water's of the U.S.	Multi-state challenge to new rule defining what waters, wetlands and even permafrost are covered under the Clean Water Act	2-4 years	\$150,000
Clean Water Act 401 certification rule	Multi-state challenge to the new Clean Water Act 401 certification.	2-4 years	\$94,000
Amicus brief in Sackett case	Urge Supreme Court to adopt Scalia's test for waters of the U.S.	under 1 year	\$50,000
Biden Oil and Gas Leasing Moratorium (LA Case)	Coalition of States challenging Biden administration moratorium on oil and gas leasing activities	2-4 years	\$94,000
GHG Social Costs (MO Case)	Coalition of States challenging Biden administration use of social costs modelling in GHG emission costs	2-4 years	\$94,000
Tongass Roadless Rule	Challenge the reinstatement of the Roadless Rule on the Tongass	2-4 years	\$300,000
FHWA emissions rule	Multi-state challenge to FHWA's rule requiring states to create and monitor emission targets on the transportation system (separate and apart from Clean Air Act)	2-4 years	\$94,000
Clean Air Act, 111(d), State Implementation Plan Regs.	Multi-state challenge to new rules taking away discretion from states on how to comply with emissions rules and shortening the time for compliance.	2-4 years	\$94,000
TOTAL			\$10,423,000