

 <p style="text-align: center;"><b>STATE OF ALASKA</b> <b>DEPARTMENT OF TRANSPORTATION</b> <b>AND PUBLIC FACILITIES</b></p> <p style="text-align: center;"><b>Policy and Procedure</b></p>	POLICY AND PROCEDURE NUMBER <b>05.01.060</b>	PAGE  1 of 3
	EFFECTIVE DATE August 29, 2012	
SUBJECT  <b>Salvaged Material from Design, Construction and Maintenance Projects</b>	SUPERSEDES  <b>New</b>	DATED
CHAPTER  <b>Design and Construction</b>	SECTION  <b>General Design and Construction</b>	APPROVED BY  <b>Signature on file</b>

## PURPOSE

This formalizes the policy and procedure (P&P) of the department for the salvage of material from design, construction and maintenance projects.

## POLICY

Material (including equipment) salvaged from the department's design, construction and maintenance projects may be retained by the contractor or retained by the State of Alaska. Salvaged material is considered to have zero dollar value, therefore no reimbursement or credit for the salvaged material will be paid to a local<sup>1</sup>, state or federal agency.

## PROCEDURE

### A. Applicability

1. This P&P applies to all state funded and all federal-aid funded design, construction and maintenance projects, administered by the Department of Transportation and Public Facilities (DOT&PF) and by delegated agencies<sup>2</sup>.
2. The definition of construction in AS 36.30.990 (6) applies to this P&P. Construction is defined as the process of building, altering, repairing, maintaining, improving, or demolishing a public highway, structure, building, or other public improvement of any kind to real property other than privately owned real property leased for the use of agencies; it includes services and professional services relating to planning and design required for the

<sup>1</sup> Local agency includes service areas as defined by AS 29.35.450, and city-owned utility companies.

<sup>2</sup> In this P&P, delegated agency is a local government, federal agency, or other State of Alaska department to which DOT&PF has delegated procurement authority under AS 36.30.015 (a) or (b).

construction; it does not include the routine operation of a public improvement to real property nor does it include the construction of public housing.

3. When material or equipment is purchased and used as part of the project, and it is planned to salvage the material or equipment at the end of the project, confirm with federal funding agencies that the material or equipment is eligible for federal cost participation.
4. If the state disposes of salvaged material as excess state property, any profits generated after deducting costs to the state for storage, freight movement, and disposal; will be returned to the funding agency at that agencies request.

## **B. Disposal or Reuse of Salvaged Materials**

When salvaged material is retained by the contractor, the contractor assumes ownership and responsibility for the material.

Salvaged material that contains hazardous substances must be handled and disposed of according to the contract requirements, and local, state and federal laws.

Salvaged material retained by the state may be:

- Stockpiled,
- Reused by the state,
- Transferred to local or federal government for reuse in projects, or
- Disposed of as excess state property.

No local, state or federal government employee or agent<sup>3</sup> acting for or on behalf of the government may benefit directly or indirectly from material salvaged from DOT&PF construction and maintenance projects.

## **AUTHORITY**

AS 36.30.015 (a) or (b)

AS 44.17.030

US Code of Federal Regulations, Title 49 part 18 as clarified by USDOT Construction Contract Core Curriculum Participant's manual and Reference Guide 2006.

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<sup>3</sup> A contractor is not considered an agent acting for or on behalf of the state regarding restriction on benefit from salvaged materials.

## **IMPLEMENTATION RESPONSIBILITY**

Deputy commissioner of highways and public facilities, deputy commissioner of aviation, deputy commissioner of Alaska marine highway system, director of facilities maintenance, regional directors, regional preconstruction engineers, regional construction engineers, and regional M&O directors.

## **DISTRIBUTION**

All department employees via the DOT&PF website