

29-LS1355\E
Nauman
3/16/16

CS FOR HOUSE BILL NO. 351()

IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-NINTH LEGISLATURE - SECOND SESSION

BY

**Offered:
Referred:**

Sponsor(s): REPRESENTATIVE PRUITT

A BILL

FOR AN ACT ENTITLED

"An Act relating to adoption of regulations; and providing for an effective date."

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

*** Section 1.** AS 44.62.020 is amended by adding a new subsection to read:

(b) A state agency may not adopt, and the lieutenant governor may not accept, a new regulation unless

(1) the new regulation is part of a set of the initial regulations adopted by a board or commission after the creation of that board or commission by law;

(2) the agency repeals one or more existing regulations and the cost of the new regulation is less than or equal to the cost of the repealed regulation or regulations, as determined by the commissioner of the department or the board or commission adopting the regulation;

(3) the regulation is adopted as an emergency regulation;

(4) the regulation implements a state or federal law enacted, amended, or repealed within 120 days of the adoption of the regulation, unless that time is extended by the lieutenant governor under AS 44.62.040(d); or

1 (5) if applicable, the estimated costs under AS 44.62.190(d)(2) and (3)
2 are less than or equal to zero.

3 * **Sec. 2.** AS 44.62.040 is amended by adding a new subsection to read:

4 (d) The lieutenant governor may not accept regulations submitted under this
5 section that do not comply with AS 44.62.020(b). The lieutenant governor may, in
6 writing and for a reasonable cause, extend the time for adopting a regulation
7 implementing a new or amended law under AS 44.62.020(b)(4).

8 * **Sec. 3.** The uncodified law of the State of Alaska is amended by adding a new section to
9 read:

10 APPLICABILITY. Section 1 of this Act applies to regulations adopted on or after the
11 effective date of this Act.

12 * **Sec. 4.** This Act takes effect January 1, 2017.