

**HOUSE BILL NO. 338**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTIETH LEGISLATURE - SECOND SESSION

BY REPRESENTATIVES VEZEY, Foster

Introduced: 1/21/98

Referred: State Affairs, Finance

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act relating to the repeal of provisions of the Administrative Procedure Act,  
2 prohibiting the adoption of regulations by an agency of the executive branch of  
3 state government, annulling all regulations adopted by an agency of the executive  
4 branch, and relating to additional legislation to carry out the purposes of this  
5 Act; and providing for an effective date."

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

7 \* **Section 1.** AS 44.99 is amended by adding a new section to read:

8 **Sec. 44.99.040. Adoption of regulations prohibited.** Notwithstanding any  
9 other provision of law, a department, board, commission, public corporation, or other  
10 agency of the executive branch of state government may not adopt a rule or regulation.

11 \* **Sec. 2.** AS 44.62.010, 44.62.020, 44.62.030, 44.62.040, 44.62.050, 44.62.060, 44.62.070,  
12 44.62.080, 44.62.100, 44.62.110, 44.62.120, 44.62.125, 44.62.130, 44.62.140, 44.62.160,  
13 44.62.175, 44.62.180, 44.62.190, 44.62.195, 44.62.200, 44.62.210, 44.62.215, 44.62.220,

1 44.62.230, 44.62.240, 44.62.250, 44.62.260, 44.62.270, 44.62.280, 44.62.290, 44.62.300,  
2 44.62.320, 44.62.330, 44.62.340, 44.62.350, 44.62.360, 44.62.370, 44.62.380, 44.62.390,  
3 44.62.400, 44.62.410, 44.62.420, 44.62.430, 44.62.440, 44.62.450, 44.62.460, 44.62.470,  
4 44.62.480, 44.62.490, 44.62.500, 44.62.510, 44.62.520, 44.62.530, 44.62.540, 44.62.550,  
5 44.62.560, 44.62.570, 44.62.580, 44.62.590, 44.62.600, 44.62.610, 44.62.620, 44.62.630,  
6 44.62.635, 44.62.640, and 44.62.650 are repealed.

7 \* **Sec. 3.** All rules and regulations adopted by a department, board, commission, public  
8 corporation, or other agency of the executive branch of state government are annulled.

9 \* **Sec. 4.** TRANSITION. Notwithstanding the repeal of AS 44.62.330 - 44.62.650 in sec.  
10 2 of this Act, if a hearing has been initiated before the effective date of sec. 2 of this Act by  
11 the filing of an accusation under AS 44.62.360 or by the filing of a statement of issues under  
12 AS 44.62.370, AS 44.62.330 - 44.62.650 as those provisions read before the effective date of  
13 sec. 2 of this Act apply to the matter.

14 \* **Sec. 5.** (a) The revisor of statutes shall prepare a bill conforming the Alaska Statutes  
15 to the changes made by this Act. The bill shall be presented to the House and Senate Rules  
16 Committees for introduction on the first day of the First Regular Session of the Twenty-First  
17 Alaska State Legislature.

18 (b) Each agency of the executive branch of state government with the authority to  
19 adopt regulations shall submit proposed draft legislation necessary to accommodate this Act  
20 to the House and Senate Rules Committees on the first day of the First Regular Session of the  
21 Twenty-First Alaska State Legislature.

22 \* **Sec. 6.** Section 5 of this Act takes effect immediately under AS 01.10.070(c).

23 \* **Sec. 7.** Sections 1 - 4 of this Act take effect July 1, 2002.