

**CS FOR SENATE BILL NO. 34(FIN)**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIRST LEGISLATURE - SECOND SESSION

BY THE SENATE FINANCE COMMITTEE

Offered: 3/31/00

Referred: Rules

Sponsor(s): SENATOR ELLIS

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act relating to tattooing, body piercing, and ear piercing; relating to other  
2 occupations regulated by the Board of Barbers and Hairdressers; relating to fees  
3 charged by the Board of Barbers and Hairdressers; and providing for an effective  
4 date."

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

6 \* **Section 1.** AS 08.01.065(c) is amended to read:

7 (c) Except as provided in (f) **and (g)** of this section, the department shall  
8 establish fee levels under (a) of this section so that the total amount of fees collected  
9 for an occupation approximately equals the actual regulatory costs for the occupation.  
10 The department shall annually review each fee level to determine whether the  
11 regulatory costs of each occupation are approximately equal to fee collections related  
12 to that occupation. If the review indicates that an occupation's fee collections and  
13 regulatory costs are not approximately equal, the department shall calculate fee  
14 adjustments and adopt regulations under (a) of this section to implement the

1 adjustments. In January of each year, the department shall report on all fee levels and  
 2 revisions for the previous year under this subsection to the office of management and  
 3 budget. If a board regulates an occupation covered by this chapter, the department  
 4 shall consider the board's recommendations concerning the occupation's fee levels and  
 5 regulatory costs before revising fee schedules to comply with this subsection. In this  
 6 subsection, "regulatory costs" means costs of the department that are attributable to  
 7 regulation of an occupation plus

8 (1) all expenses of the board that regulates the occupation if the board  
 9 regulates only one occupation;

10 (2) the expenses of a board that are attributable to the occupation if the  
 11 board regulates more than one occupation.

12 \* **Sec. 2.** AS 08.01.065 is amended by adding a new subsection to read:

13 (g) Notwithstanding (c) of this section, the department shall establish fee levels  
 14 under (a) of this section so that the total amount of fees collected by the Board of  
 15 Barbers and Hairdressers approximately equals the total regulatory costs of the  
 16 department, the board, and the Department of Environmental Conservation for all  
 17 occupations regulated by the board. For purposes of this subsection, the regulatory  
 18 costs of the Department of Environmental Conservation for the occupations regulated  
 19 by the board include the cost of inspections under AS 08.13.210(b), the cost of  
 20 developing and adopting regulations under AS 44.46.020 for barbershop, hairdressing,  
 21 manicuring, esthetics, tattooing, body piercing, and ear piercing establishments, and the  
 22 cost to the Department of Environmental Conservation of enforcing those regulations.  
 23 The department shall set the fee levels for the issuance and renewal of a practitioner's  
 24 license issued under AS 08.13.100 so that the license and license renewal fees are the  
 25 same for all occupations regulated by the Board of Barbers and Hairdressers.

26 \* **Sec. 3.** AS 08.13.010 is amended to read:

27 **Sec. 08.13.010. Creation and membership of board.** (a) There is created  
 28 the Board of Barbers and Hairdressers consisting of six [FIVE] members appointed by  
 29 the governor.

30 (b) The board consists of

31 (1) two persons licensed as barbers under this chapter;

1 (2) **one person licensed to practice tattooing or body piercing under**  
 2 **this chapter;**

3 (3) two persons licensed as hairdressers under this chapter, one of  
 4 whom is also licensed as an esthetician under this chapter; and

5 (4) [(3)] one public member.

6 \* **Sec. 4.** AS 08.13.030 is amended to read:

7 **Sec. 08.13.030. Powers and duties of the board.** (a) The board shall  
 8 exercise general control over the vocations of barbering, hairdressing, manicuring,  
 9 [AND] esthetics, **tattooing, and body piercing.**

10 (b) The board shall

11 (1) examine applicants and approve the issuance of licenses and permits  
 12 to practice;

13 (2) authorize the issuance of licenses for schools of barbering,  
 14 hairdressing, manicuring, and esthetics;

15 (3) **develop oral and written instructions and notices that tattooing**  
 16 **and body piercing shop owners and practitioners are required to give or display**  
 17 **under AS 08.13.215.**

18 (c) The board may

19 (1) suspend or revoke a license or permit;

20 (2) on its own motion or upon receipt of a written complaint, conduct  
 21 hearings and request the Department of Community and Economic Development to  
 22 investigate the practices of a person, shop, or school involved in the practice or  
 23 teaching of barbering, hairdressing, manicuring, [OR] esthetics, **tattooing, or body**  
 24 **piercing;**

25 (3) adopt regulations or do any act necessary to carry out the provisions  
 26 of this chapter.

27 \* **Sec. 5.** AS 08.13.070 is amended to read:

28 **Sec. 08.13.070. License required.** A person may not

29 (1) practice barbering, hairdressing, [OR] esthetics, **tattooing, or body**  
 30 **piercing** without a license, temporary permit, temporary license, or student permit  
 31 unless exempted under AS 08.13.160(d);

1 (2) practice barbering, hairdressing, [OR] esthetics, **tattooing, or body**  
 2 **piercing** except in a shop or school licensed under this chapter unless exempted under  
 3 AS 08.13.160(d) or permitted under AS 08.13.160(e);

4 (3) open or conduct a school of barbering, hairdressing, or esthetics  
 5 without a license;

6 (4) teach in a school of barbering, hairdressing, or esthetics, or  
 7 supervise an apprentice **in barbering, hairdressing, or esthetics** without an  
 8 instructor's license;

9 (5) operate a shop in violation of AS 08.13.120;

10 (6) permit an employee or other person being supervised who is not  
 11 exempted under AS 08.13.160(d) to practice barbering, hairdressing, [OR] esthetics,  
 12 **tattooing, or body piercing** without a license, temporary permit, temporary license,  
 13 or student permit;

14 (7) permit the use of the person's license, temporary permit, temporary  
 15 license, or student permit by another person;

16 (8) obtain or attempt to obtain a license, temporary permit, temporary  
 17 license, or student permit by fraudulent means.

18 \* **Sec. 6.** AS 08.13.080 is amended by adding a new subsection to read:

19 (d) An applicant for a license to practice tattooing or body piercing shall

20 (1) satisfy the apprenticeship requirement of AS 08.13.082(d);

21 (2) demonstrate to the board or the board's designee safety, sanitation,  
 22 and sterilization techniques that indicate that the applicant has adequate knowledge of  
 23 infection control practices and requirements relating to tattooing or body piercing, as  
 24 applicable; this demonstration may, at the option of the board, be through a written  
 25 examination, a practical examination, or both; and

26 (3) pay the appropriate fee.

27 \* **Sec. 7.** AS 08.13.082 is amended by adding a new subsection to read:

28 (d) The period of apprenticeship required to qualify an applicant for a license  
 29 to practice either tattooing or body piercing is 75 hours for each vocation. The  
 30 apprentice must be at least 18 years of age when the apprenticeship commences. An  
 31 apprenticeship under this subsection

1 (1) shall be served in a licensed shop under a person who has a  
 2 practitioner's license under this chapter in the field in which the apprentice seeks  
 3 training;

4 (2) must include at least 12 hours of training in safety, sanitation,  
 5 sterilization, and other practices necessary to prevent transmission of diseases and  
 6 infection; and

7 (3) shall be completed in not less than six months and not more than  
 8 one year from the date of its commencement.

9 \* **Sec. 8.** AS 08.13.100(a) is amended to read:

10 (a) The board shall authorize the issuance of a license **for the practice of**  
 11 **barbering, hairdressing, or esthetics** to each qualified applicant who has passed an  
 12 examination under AS 08.13.090. **The board shall authorize the issuance of a**  
 13 **license for the practice of tattooing or body piercing to each applicant who has**  
 14 **satisfied the requirements of AS 08.13.080(d).**

15 \* **Sec. 9.** AS 08.13.100(b) is amended to read:

16 (b) A practitioner license must state the areas of practice (barbering,  
 17 hairdressing, manicuring, esthetics, **tattooing, or body piercing** [OR ANY  
 18 COMBINATION]) that the practitioner is qualified to perform.

19 \* **Sec. 10.** AS 08.13.100(d) is amended to read:

20 (d) A person **who holds** [HOLDING] a current valid license from a board of  
 21 barbering, hairdressing, manicuring, or esthetics in another state **or who is licensed by**  
 22 **another state to practice tattooing or body piercing** is entitled to a license or  
 23 endorsement under this chapter without examination **or a new period of**  
 24 **apprenticeship** in this state. An application must include

25 (1) proof of a valid license issued by another licensing jurisdiction; and

26 (2) proof of completed training, testing, and working experience that  
 27 the board finds to meet the minimum requirements of **this** [THE] state.

28 \* **Sec. 11.** AS 08.13.100(e) is amended to read:

29 (e) A person licensed as an instructor is considered to be licensed as a  
 30 practitioner and is subject to the same requirements that a practitioner is subject to, in  
 31 the same area for which the person is licensed as an instructor, except that, for

1 purposes of setting fees under AS 08.01.065, the department shall consider instructors  
 2 to be an occupation separate from practitioners. An instructor license shall state the  
 3 areas of practice (barbering, hairdressing, manicuring, esthetics [, OR ANY  
 4 COMBINATION]) in which the licensee is qualified to instruct and practice.

5 \* **Sec. 12.** AS 08.13.120 is amended to read:

6 **Sec. 08.13.120. Shop license.** The board shall adopt regulations for the  
 7 licensing of shops. A shop owner shall be licensed to operate a shop without  
 8 examination, but, unless the shop owner is a practitioner, the shop owner may not  
 9 conduct business without employing a manager who is a practitioner. This section  
 10 does not apply to a shop **for the practice of barbering, hairdressing, or esthetics**  
 11 located in a community having a population of less than 1,000 people that is not  
 12 within 25 miles of a community of more than 1,000 people.

13 \* **Sec. 13.** AS 08.13.150 is amended to read:

14 **Sec. 08.13.150. Disciplinary sanctions and grounds [GROUNDS] for refusal**  
 15 **[, SUSPENSION, OR REVOCATION] of a license or permit.** The board may, **in**  
 16 **addition to the actions authorized under AS 08.01.075,** refuse, suspend, or revoke  
 17 a license, student permit, temporary license, or temporary permit for failure to comply  
 18 with this chapter, with a regulation adopted under this chapter, **with a regulation**  
 19 **adopted by the Department of Environmental Conservation under AS 44.46.020,**  
 20 or with an order of the board.

21 \* **Sec. 14.** AS 08.13.160(d) is amended to read:

22 (d) The licensing and permit provisions of this chapter do not apply to

23 (1) a person practicing barbering, hairdressing, manicuring, or esthetics  
 24 in a community having a population of less than 1,000 people that is not within 25  
 25 miles of a community of more than 1,000 people and who uses only chemicals  
 26 available to the general public;

27 (2) the practice of manicuring by a student as part of instruction in a  
 28 12-hour course approved under AS 08.13.110(b);

29 (3) a shampoo person;

30 (4) a licensed health care professional;

31 (5) a person licensed by another licensing jurisdiction in a field of

1 practice licensed by this chapter while demonstrating techniques or products to persons  
2 holding licenses or permits under this chapter;

3 **(6) a person practicing tattooing or body piercing solely on the**  
4 **person's own body.**

5 \* **Sec. 15.** AS 08.13.170 is amended to read:

6 **Sec. 08.13.170. Temporary permits.** The department shall issue a temporary  
7 permit to an applicant for licensing who holds a license to practice **barbering,**  
8 **hairdressing, manicuring, esthetics, tattooing, or body piercing** [AS A BARBER,  
9 HAIRDRESSER, MANICURIST, OR ESTHETICIAN] in another state. The permit  
10 is valid until the board either issues a permanent license or rejects the application. The  
11 board shall act on an application within six months.

12 \* **Sec. 16.** AS 08.13.180 is amended to read:

13 **Sec. 08.13.180. Student permits.** **Before a** [A] person **attends**  
14 [ATTENDING] a licensed school of barbering, hairdressing, or esthetics, and **before**  
15 a person **is** apprenticed to a licensed instructor in a shop approved by the board **or**  
16 **apprenticed to a practitioner of tattooing or body piercing, the person** shall obtain  
17 a student permit. A student permit to practice barbering or hairdressing is valid for  
18 two years. A student permit to practice esthetics, **tattooing, or body piercing** is valid  
19 for one year. A student permit may not be renewed, but, upon application, the board  
20 may issue a new permit to the same person or extend an expired permit to the date of  
21 the next scheduled examination. Credit earned under an expired student permit may  
22 be transferred to a new permit as determined by the board.

23 \* **Sec. 17.** AS 08.13.185(a) is amended to read:

24 (a) The Department of Community and Economic Development shall set fees  
25 under AS 08.01.065 for initial licenses, endorsements, and renewals for the following:

- 26 (1) schools;  
27 (2) school owners;  
28 (3) instructor;  
29 (4) shop owner;  
30 (5) practitioner of barbering;  
31 (6) practitioner of hairdressing;

- 1 (7) practitioner of manicuring;  
 2 (8) practitioner of esthetics;  
 3 (9) endorsement for advanced manicurist;  
 4 (10) **practitioner of tattooing;**  
 5 **(11) practitioner of body piercing;**  
 6 **(12)** temporary permit;  
 7 **(13)** [(11)] temporary license;  
 8 **(14)** [(12)] student permit.

9 \* **Sec. 18.** AS 08.13.190(a) is amended to read:

10 (a) A person who practices barbering, hairdressing, [OR] esthetics, **tattooing,**  
 11 **or body piercing,** or operates a shop, or operates a school of barbering, hairdressing,  
 12 or esthetics, or teaches in a school of barbering, hairdressing, or esthetics, without a  
 13 license, temporary permit, temporary license, or student permit and who is not exempt  
 14 under AS 08.13.120 or under AS 08.13.160(d) is guilty of a class B misdemeanor.

15 \* **Sec. 19.** AS 08.13 is amended by adding a new section to article 2 to read:

16 **Sec. 08.13.195. Civil penalty.** (a) In addition to any other provision of law,  
 17 if a person violates AS 08.13.070 or 08.13.217, the board may enter an order levying  
 18 a civil penalty.

19 (b) A civil penalty levied under this section may not exceed \$5,000 for each  
 20 offense. In levying a civil penalty, the board shall set the amount of the penalty  
 21 imposed under this section after taking into account appropriate factors, including the  
 22 seriousness of the violation, the economic benefit resulting from the violation, the  
 23 history of violations, and other matters the board considers appropriate.

24 (c) Before issuing an order under this section, the board shall provide the  
 25 person written notice and the opportunity to request, within 30 days of issuance of  
 26 notice by the board, a hearing on the record.

27 (d) In connection with proceedings under (a) and (b) of this section, the board  
 28 may issue subpoenas to compel the attendance and testimony of witnesses and the  
 29 disclosure of evidence, and may request the attorney general to bring an action to  
 30 enforce a subpoena.

31 (e) A person aggrieved by the levy of a civil penalty under this section may

1 file an appeal with the superior court for judicial review of the penalty under  
2 AS 44.62.560.

3 (f) If a person fails to pay a civil penalty within 30 days after entry of an order  
4 under (a) of this section, or if the order is stayed pending an appeal, within 10 days  
5 after the court enters a final judgment in favor of the board of an order appealed under  
6 (e) of this section, the board shall notify the attorney general. The attorney general  
7 may commence a civil action to recover the amount of the penalty.

8 (g) An action to enforce an order under this section may be combined with an  
9 action for an injunction under AS 08.01.087.

10 \* **Sec. 20.** AS 08.13.210 is amended to read:

11 **Sec. 08.13.210. Health and sanitary conditions.** Health and sanitary  
12 conditions in shops and schools of barbering, hairdressing, manicuring, [AND]  
13 esthetics, **tattooing, and body piercing** shall be supervised by the Department of  
14 Environmental Conservation.

15 \* **Sec. 21.** AS 08.13.210 is amended by adding a new subsection to read:

16 (b) The Department of Environmental Conservation shall conduct an annual  
17 inspection of each shop licensed for the practice of tattooing or body piercing to ensure  
18 that the shop meets the department's standards of cleanliness and sanitation established  
19 under AS 44.46.020. If the Department of Environmental Conservation determines that  
20 the shop is not in compliance with a regulation of the department, the department shall  
21 report the violation to the board and take appropriate action under its own regulations.

22 \* **Sec. 22.** AS 08.13 is amended by adding new sections to read:

23 **Sec. 08.13.215. Notification requirements for tattooing and body piercing.**

24 (a) Before performing a tattooing or body piercing procedure on a client, a  
25 practitioner shall give oral and written educational information, approved by the board,  
26 to the client.

27 (b) After completing a tattooing or body piercing procedure on a client, the  
28 practitioner shall give oral and written aftercare instructions, approved by the board,  
29 to the client. The written instructions

30 (1) must include advice to the client to consult a physician at the first  
31 sign of infection;

1 (2) must contain the name, address, and telephone number of the shop  
2 where the procedure was performed;

3 (3) shall be signed and dated by the client and the practitioner; the  
4 practitioner shall keep the original and provide a copy to the client.

5 (c) The owner of a shop for tattooing or body piercing shall prominently  
6 display

7 (1) a copy of the statement provided by the board under  
8 AS 08.13.030(b) that advises the public of the health risks and possible consequences  
9 of tattooing or body piercing, as applicable;

10 (2) the names, addresses, and telephone numbers of the board and the  
11 Department of Environmental Conservation and a description of how a complaint about  
12 the shop or a practitioner in the shop may be filed with either entity.

13 **Sec. 08.13.217. Tattooing or body piercing on a minor.** (a) A person may  
14 not practice tattooing on a minor.

15 (b) A person may not practice body piercing on a minor without prior written  
16 permission from the minor's parent or legal guardian and the presence of the parent  
17 or legal guardian during the body piercing procedure. The person who performs the  
18 body piercing shall keep a copy of the written permission on file for at least three  
19 years.

20 (c) A person who with criminal negligence violates this section is guilty of a  
21 class B misdemeanor. In this subsection, "criminal negligence" has the meaning given  
22 in AS 11.81.900.

23 \* **Sec. 23.** AS 08.13.220(6) is amended to read:

24 (6) "instructor" means a person who teaches barbering, hairdressing,  
25 manicuring, or esthetics in a school or who supervises an apprentice **in barbering,**  
26 **hairdressing, or esthetics;**

27 \* **Sec. 24.** AS 08.13.220(8) is amended to read:

28 (8) "practitioner" means a person licensed to practice barbering,  
29 hairdressing, manicuring, [OR] esthetics, **tattooing, or body piercing** under this  
30 chapter;

31 \* **Sec. 25.** AS 08.13.220(10) is amended to read:

1 (10) "shop" is an establishment operated for the purpose of engaging  
 2 in barbering, hairdressing, manicuring, [OR] esthetics, tattooing, or body piercing.

3 \* **Sec. 26.** AS 08.13.220 is amended by adding new paragraphs to read:

4 (11) "body piercing" means puncturing the body of a person by aid of  
 5 needles or other instruments designed to be used to puncture the body for the purpose  
 6 of inserting jewelry or other objects in or through the human body, except that, for  
 7 purposes of this chapter, "body piercing" does not include puncturing the external part  
 8 of the human ear;

9 (12) "tattooing" means the process by which the skin is marked or  
 10 colored by insertion of nontoxic dyes or pigments under the epidermis portion of the  
 11 skin into the top quarter of the dermis so as to form indelible marks for cosmetic or  
 12 figurative purposes.

13 \* **Sec. 27.** AS 44.46.020 is amended to read:

14 **Sec. 44.46.020. Duties of department.** The Department of Environmental  
 15 Conservation shall

16 (1) have primary responsibility for coordination and development of  
 17 policies, programs, and planning related to the environment of the state and of the  
 18 various regions of the state;

19 (2) have primary responsibility for the adoption and enforcement of  
 20 regulations setting standards for the prevention and abatement of all water, land,  
 21 subsurface land, and air pollution, and other sources or potential sources of pollution  
 22 of the environment, including by way of example only, petroleum and natural gas  
 23 pipelines;

24 (3) promote and develop programs for the protection and control of the  
 25 environment of the state;

26 (4) take actions that are necessary and proper to further the policy  
 27 declared in AS 46.03.010;

28 (5) adopt regulations for

29 (A) the prevention and control of public health nuisances;

30 (B) the regulation of sanitation and sanitary practices in the  
 31 interest of public health;

1 (C) standards of cleanliness and sanitation in connection with  
 2 the construction, operation, and maintenance of a camp, cannery, food handling  
 3 establishment, food manufacturing plant, mattress manufacturing establishment,  
 4 industrial plant, school, barbershop, hairdressing, manicuring, [OR] esthetics,  
 5 tattooing, body piercing, or ear piercing establishment, soft drink  
 6 establishment, beer and wine dispensaries, and for other similar establishments  
 7 in which lack of sanitation may create a condition that causes disease;

8 (D) the regulation of quality and purity of commercially  
 9 compressed air sold for human respiration.

10 \* **Sec. 28.** AS 44.46.020 is amended by adding a new subsection to read:

11 (b) The department's regulations for tattooing and body piercing shops must  
 12 include requirements that

13 (1) the shop be equipped with appropriate sterilizing equipment, with  
 14 availability of hot and cold running water, and with an appropriate waste receptacle;

15 (2) the owner of the shop is responsible for ensuring that case history  
 16 cards are kept for each client for a period of three years after the client's most recent  
 17 tattooing or body piercing;

18 (3) a practitioner in the shop may use only tattooing and body piercing  
 19 instruments that have been sterilized in accordance with methods approved by the  
 20 department.

21 \* **Sec. 29.** The uncodified law of the State of Alaska is amended by adding a new section  
 22 to read:

23 TRANSITIONAL LICENSES. (a) Notwithstanding AS 08.13, as amended by this  
 24 Act, the Board of Barbers and Hairdressers shall issue a license to practice tattooing or body  
 25 piercing to a person who

26 (1) submits to the board by July 1, 2001, the proper application and fees;

27 (2) provides to the board satisfactory evidence that the person is 18 years of  
 28 age or older and has been practicing tattooing or body piercing for a fee for at least 12 of the  
 29 24 consecutive months immediately preceding the person's application date; and

30 (3) demonstrates to the board adequate safety, sanitation, and sterilization  
 31 techniques and knowledge of infection control practices and requirements.

1 (b) In this section,

2 (1) "body piercing" means puncturing the body of a person for a fee by aid of  
3 needles or other instruments designed to be used to puncture the body for the purpose of  
4 inserting jewelry or other objects in or through the human body, except that, for purposes of  
5 this section, "body piercing" does not include puncturing the external part of the human ear  
6 for a fee;

7 (2) "tattooing" means the process by which, for a fee, the skin is marked or  
8 colored by insertion of nontoxic dyes or pigments under the epidermis portion of the skin into  
9 the top quarter of the dermis so as to form indelible marks for cosmetic or figurative purposes.

10 \* **Sec. 30.** The uncodified law of the State of Alaska is amended by adding a new section  
11 to read:

12 **TRANSITIONAL BOARD MEMBER.** Notwithstanding AS 08.13.010, as amended  
13 by sec. 3 of this Act, the initial member of the Board of Barbers and Hairdressers who is  
14 appointed to fill the seat designated for a person licensed to practice tattooing or body piercing  
15 need not be licensed to practice tattooing or body piercing until July 1, 2002.

16 \* **Sec. 31.** The uncodified law of the State of Alaska is amended by adding a new section  
17 to read:

18 **REGULATIONS.** The Board of Barbers and Hairdressers and the Department of  
19 Environmental Conservation shall begin the process of developing regulations to implement  
20 this Act. A regulation developed under this section takes effect under AS 44.62 but not before  
21 the effective date of the law that is implemented by the regulation.

22 \* **Sec. 32.** Except as provided in secs. 33 and 34 of this Act, this Act takes effect  
23 immediately under AS 01.10.070(c).

24 \* **Sec. 33.** (a) AS 08.13.070, as amended by sec. 5 of this Act, AS 08.13.180, as amended  
25 by sec. 16 of this Act, AS 08.13.190(a), as amended by sec. 18 of this Act, AS 08.13.215,  
26 enacted by sec. 22 of this Act, and AS 44.46.020, as amended by secs. 27 - 28 of this Act,  
27 take effect July 1, 2002.

28 (b) The following provision also takes effect July 1, 2002: AS 08.13.195, enacted by  
29 sec. 19 of this Act, to the extent that AS 08.13.195 covers violations relating to tattooing and  
30 body piercing other than violations of AS 08.13.217.

31 \* **Sec. 34.** The following provisions take effect September 1, 2000:

- 1 (1) AS 08.13.217, enacted by sec. 22 of this Act;
- 2 (2) AS 08.13.195, enacted by sec. 19 of this Act, to the extent that
- 3 AS 08.13.195 covers violations of AS 08.13.217.