

Original sponsor: Fahrenkamp

Offered: 5/15/80
Referred: Rules

1 IN THE SENATE

BY THE JUDICIARY COMMITTEE

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HOUSE CS FOR CS FOR SENATE BILL NO. 340

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IN THE LEGISLATURE OF THE STATE OF ALASKA

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ELEVENTH LEGISLATURE - SECOND SESSION

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A BILL

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For an Act entitled: "An Act relating to the effectiveness of administrative regulations."

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

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* Section 1. AS 44.62.180 is amended to read:

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Sec. 44.62.180. EFFECTIVE DATE. A regulation or an order of repeal filed by the lieutenant governor becomes effective on the 60th legislative day after the date the regulations were submitted to the Administrative Regulation Review Committee under AS 44.62.320(b) [30TH DAY AFTER THE DATE OF FILING] unless

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(1) otherwise specifically provided by the statute under which the regulation or order of repeal is adopted, in which event it becomes effective on the day prescribed by the statute;

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(2) it is a regulation prescribing the organization or procedure of an agency, in which event it becomes effective upon filing by the lieutenant governor or upon a later date specified by the state agency in a written instrument submitted with, or as part of, the regulation or order of repeal;

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(3) it is an emergency regulation or order of repeal adopted under AS 44.62.250, in which case the finding and the statement of the facts constituting the emergency shall be submitted to the lieutenant governor, together with the emergency regulation or order of repeal, which, in that event only, becomes effective upon filing by the lieutenant governor or upon a later date specified by the state agency in a written instrument submitted with, or as part of, the regulation or

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order of repeal;

(4) a later date is prescribed by the state agency in a written instrument submitted with, or as part of, the regulation or order of repeal.

* Sec. 2. AS 24.20.445 is repealed.

* Sec. 3. A regulation adopted as an emergency regulation under the authority of a law enacted by the Second Session of the Eleventh Legislature remains in effect until March 12, 1981, notwithstanding the provisions of AS 44.62.260(a).