

Original sponsor: Rules/Administrative  
Regulation Review Committee

1 IN THE SENATE BY THE JUDICIARY COMMITTEE

2 CS FOR SENATE BILL NO. 384 (Judiciary)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to adoption of regulations."

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

8 \* Section 1. AS 44.62.040(b) is amended to read:

9 (b) Citation of the general statutory authority under which a  
10 regulation is adopted, as well as citation of specific statutory  
11 sections being implemented, interpreted or made clear, shall follow  
12 the text of each regulation submitted under (a) of this section. The  
13 signature of the governor approving adoption of the regulation or  
14 order of repeal as required by AS 44.62.065 must accompany the regu-  
15 lation or order of repeal.

16 \* Sec. 2. AS 44.62 is amended by adding a new section to read:

17 Sec. 44.62.065. GOVERNOR'S SIGNATURE. A regulation or order of  
18 repeal is not valid unless the governor has approved its adoption in  
19 writing. The lieutenant governor may not accept a regulation or order  
20 of repeal for filing under AS 44.62.040 unless it is accompanied by  
21 the governor's approval of adoption. This section also applies to  
22 regulations and orders of repeal exempted from submission to the  
23 lieutenant governor under AS 44.62.040(a). This section does not  
24 apply to emergency regulations, emergency orders of repeal, or to  
25 regulations or orders of repeal of the

26 (1) Alaska Permanent Fund Corporation;

27 (2) Alaska Public Offices Commission;

28 (3) Board of Fisheries and Board of Game, including regu-  
29 lations adopted under AS 16.05.270; and

1 (4) ombudsman.

2 \* Sec. 3. AS 44.62.200(a) is amended to read:

3 (a) The notice of proposed adoption, amendment, or repeal of a  
4 regulation shall include

5 (1) a statement of the time, place, and nature of proceed-  
6 ings for adoption, amendment, or repeal of the regulation;

7 (2) reference to the authority under which the regulation  
8 is proposed and a reference to the particular code section or other  
9 provisions of law which are being implemented, interpreted, or made  
10 specific;

11 (3) an informative summary of the proposed subject of  
12 agency action and of the action's intended effect on persons subject  
13 to the action; the summary must include a description of the substance  
14 of each repealed regulation or group of related regulations and a  
15 description of the intended effect of the repeal;

16 (4) other matters prescribed by a statute applicable to the  
17 specific agency or to the specific regulation or class of regulations;

18 (5) a summary of the fiscal information required to be  
19 prepared under AS 44.62.195.

20 \* Sec. 4. The amendments made to AS 44.62.040 by sec. 1 of this Act and  
21 AS 44.62.065, enacted by sec. 2 of this Act, apply to regulations and  
22 orders of repeal adopted on or after the effective date of this Act. The  
23 amendments made to AS 44.62.200 by sec. 3 of this Act apply to notices of  
24 proposed action published on or after the effective date of this Act.