

Original sponsor(s): REP. JACED, Foster, Zawacki

1 IN THE HOUSE BY THE C&RA COMMITTEE
2 CS FOR HOUSE BILL NO. 426 (C&RA)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 SIXTEENTH LEGISLATURE - SECOND SESSION
5 A BILL
6 For an Act entitled: "An Act relating to the notice requirements for
7 adopting, amending, or repealing a regulation."
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:
9 * Section 1. AS 44.62.190(a) is amended to read:
10 (a) At least 30 days before the adoption, amendment, or repeal
11 of a regulation, notice of the proposed action shall be
12 (1) published in the newspaper of general circulation, or
13 trade or industry publication, that the state agency prescribes and in
14 the Alaska Administrative Journal; if the state agency proposing the
15 adoption, amendment, or repeal determines that the proposed action is
16 reasonably expected to have a significant effect on a community or on
17 a substantial number of the members of a community, and if there is a
18 regional newspaper that is distributed on a regular basis in the
19 community, notice of the proposed action shall also be published in
20 the regional newspaper; in this paragraph,
21 (A) "community" means
22 (i) a municipality; and
23 (ii) an area that is not a municipality and in
24 which 25 or more adult persons permanently reside within one
25 mile of a designated point or structure;
26 (B) "effect" includes an effect that may also be
27 experienced by other communities;
28 (2) mailed to every person who has filed a request for
29 notice of proposed action with the state agency;

1 (3) if the agency is within a department, mailed or de-
2 livered to the commissioner of the department;

3 (4) when appropriate in the judgment of the agency,
4 (A) mailed to a person or group of persons whom the
5 agency believes is interested in the proposed action, and

6 (B) published in the additional form and manner the
7 state agency prescribes;

8 (5) furnished the Department of Law together with a copy of
9 the proposed regulation, amendment, or order of repeal for the depart-
10 ment's use in preparing the opinion required after adoption and before
11 filing by AS 44.62.060;

12 (6) furnished to all incumbent State of Alaska legislators
13 and the Legislative Affairs Agency;

14 (7) furnished to the standing committee of each house of
15 the legislature having legislative jurisdiction over the subject
16 matter treated by the regulation under the Uniform Rules of the Alaska
17 State Legislature, together with a copy of the proposed regulation,
18 amendment, or order of repeal for the committee's use in conducting
19 the review authorized by AS 24.05.182;

20 (8) furnished to the staff of the Administrative Regulation
21 Review Committee.