

HOUSE BILL NO. 328

IN THE LEGISLATURE OF THE STATE OF ALASKA

SEVENTEENTH LEGISLATURE - FIRST SESSION

BY THE HOUSE JUDICIARY COMMITTEE

Introduced: 5/14/91

Referred: State Affairs, Judiciary, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the notice and public comment requirements for the adoption,
2 amendment, and repeal of regulations."

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

4 * **Section 1.** AS 44.62 200(b) is amended to read:

5 (b) A regulation that is adopted, amended, or repealed may vary in content from the
6 summary specified in (a)(3) of this section if the subject matter of the regulation remains the
7 same and the [ORIGINAL] notice was written so as to assure that members of the public are
8 reasonably notified of the proposed subject of agency action in order for them to determine
9 whether their interests could be affected by agency action on that subject.

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

11 **Sec. 44.62.215. SUPPLEMENTAL NOTICE AND PUBLIC PROCEEDINGS.** (a)
12 Notwithstanding AS 44.62.200(b), if a state agency rewrites a proposed regulation, amendment
13 of a regulation, or order of repeal after the agency has complied with AS 44.62.190, 44.62.200,
14 and 44.62.210, and if the rewriting changes the substance of the regulation, amendment, or order,

1 the agency shall provide notice and opportunity for public comment under AS 44.62.190,
2 44.62.200, and 44.62.210 for the rewritten regulation, amendment, or order of repeal.

3 (b) An agency is not required to comply with (a) of this section for more than one
4 rewriting of the proposed regulation, amendment, or order of repeal.