

CS FOR SENATE BILL NO. 272 (JUDICIARY)
IN THE LEGISLATURE OF THE STATE OF ALASKA
SEVENTEENTH LEGISLATURE - FIRST SESSION

BY THE SENATE JUDICIARY COMMITTEE

Offered: 5/15/91
Referred: Rules

Sponsor(s): SENATE RULES/GOVERNOR

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to notice of adoption of emergency regulations as a result of Shepherd
 2 v. State, 4FA-90-1514 Civil; and providing for an effective date."

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

4 * Section 1. AS 44.62.250 is amended to read:

5 Sec. 44.62.250. EMERGENCY REGULATIONS. A regulation or order of repeal may
 6 be adopted as an emergency regulation or order of repeal if a state agency makes a written
 7 finding, including a statement of the facts that constitute the emergency, that the adoption of the
 8 regulation or order of repeal is necessary for the immediate preservation of the public peace,
 9 health, safety, or general welfare. The requirements of AS 44.62.060 and 44.62.190 - 44.62.210
 10 do not apply to the initial adoption of emergency regulations; however, upon adoption of an
 11 emergency regulation the adopting agency shall immediately submit a copy of it to the lieutenant
 12 governor for filing and for publication in the Alaska Administrative Register, and within five
 13 days after filing by the lieutenant governor [ADOPTION] the agency shall give notice of the
 14 adoption in accordance with AS 44.62.190(a). Failure to give the required notice by the end of

1 the 10th day automatically repeals the regulation.

2 * Sec. 2. This Act takes effect immediately under AS 01.10.070(c).

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