

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

BY THE SENATE RULES COMMITTEE

Offered: 5/18/91

Referred: Today's Calendar

Sponsor(s): SENATE RULES/GOVERNOR

A BILL

FOR AN ACT ENTITLED

1 "An Act amending a statute that relates to notice of adoption of emergency regulations  
2 in order to cure problems raised by Shepherd v. State, 4FA-90-1514 Civil; and providing  
3 for an effective date."

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

5 \* Section 1. AS 44.62.250 is amended to read:

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

- 1 adoption in accordance with AS 44.62.190(a). Failure to give the required notice by the end of
- 2 the 10th day automatically repeals the regulation.
- 3 • Sec. 2. This Act takes effect immediately under AS 01.10.070(c).