

1-30-01

ORGAN-

IZATION

MEETING

ALASKA STATE LEGISLATURE

Rep. Lesil McGuire, Chair
Sen. Robin Taylor, Vice-Chair
Sen. Lyda Green
Sen. Georgianna Lincoln
Rep. Jeannette James
Rep. Joe Hayes



State Capitol, Room 116
Juneau, AK 99801-1182
(907) 465-5446 fax: 465-6592
Interim
716 W. 4th Ave. Suite 430
Anchorage, AK 99501
(907) 269-0250 fax: 269-0249

Administrative Regulation Review Committee

AGENDA

Tuesday 01/30/01, Butrovich Room, 9:30 am

- I. Overview of Committee by Chair Lesil McGuire**
- II. Tam Cook- Legislative Legal- Review of Committee Powers**
- III. Deborah Behr- Department of Law- Law's Review of Regulations**
- IV. Board of Pharmacy Review**
 - Catherine Reardon, Director, Div. Of Occupational Licensing
 - Deborah Behr (to answer legal questions)
 - Comments by Members of the Committee

***This Hearing will be teleconferenced**

Thursday 02/01/01, Butrovich Room, 9:30 am

- I. Review of January 8, 2001, Fish & Game Public Hearing on Shellfish Regulations.**

***This Hearing will be teleconferenced**

LEGAL SERVICES

DIVISION OF LEGAL AND RESEARCH SERVICES
LEGISLATIVE AFFAIRS AGENCY
STATE OF ALASKA

(907) 465-3867 or 465-2450
FAX (907) 465-2029
Mail Stop 3101

State Capitol
Juneau, Alaska 99801-1182
Deliveries to: 129 6th St., Rm. 329

MEMORANDUM

January 17, 2001

SUBJECT: Powers of the Administrative Regulation Review Committee
(Work Order No. 22-LS0383)

TO: Representative Lesil McGuire, Chair
Administrative Regulation Review Committee
Attn: Jim Pound

FROM: Tamara Brandt Cook
Director *TBC*

In view of the unconstitutionality of AS 44.62.320(a), you ask about what the power of the Administrative Regulation Review Committee is with respect to regulations. AS 44.62.320(a) states "The legislature, by a concurrent resolution adopted by a vote of both houses, may annul a regulation of an agency or department." This legislative veto provision was held invalid in State v. A.L.I.V.E. Voluntary, 606 P.2d 769 (Alaska 1980). The court found that, except where specifically permitted in the constitution itself, the legislature has no power to bind those outside of the legislature without following the procedures for enactment of law as set out in the Alaska Constitution, Art. II, secs. 13-18. The court stated "A mere resolution...is not a competent method of expressing the legislative will, where that expression is to have the force of law, and bind others than the members of the house or houses adopting it." (Id. at 773-774)

The Administrative Regulation Review Committee has statutory authority to review regulations and recommend legislative annulment under AS 44.62.320. (AS 24.20.400; AS 24.20.460(5)) The A.L.I.V.E. decision has made this course of action useless. However, nothing prevents the legislature from enacting a law that removes the authority of an agency to adopt a particular regulation or that conflicts with the substance of the regulation so that the regulation is superseded by statute. Obviously, if a bill is used to address the problem, all of the enactment provisions of the constitution will be complied with and the Governor will also have the power to veto the bill. The Administrative Regulation Review Committee has the power to introduce legislation through the Rules Committees under AS 24.08.060 and under AS 24.20.460(7). Thus, if after review of a particular regulation the Administrative Regulation Review Committee determines it is defective as a matter of policy, the Committee may simply introduce a bill that addresses and resolves the policy issue to the satisfaction of the members of the Committee, and then, like any bill sponsor, take appropriate action to attempt to insure enactment of bill.

Representative Lesil McGuire, Chair

January 17, 2001

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AS 24.20.445 permits the Administrative Regulation Review Committee to suspend the effectiveness of the adoption of a regulation when the legislature is not in session. In discussing the constitutionality of AS 44.62.320(a), the court in A.L.I.V.E. mentioned the power of the Committee to suspend, under AS 24.20.445, the operation of a regulation. While not specifically ruling AS 24.20.445 unconstitutional, it suggested that because of its primary holding that the legislature may affect a regulation only by law, it may not delegate to a committee the power to affect a regulation by any other method. Nor, indeed, may the legislature delegate its law-making power to a committee. (A.L.I.V.E. at 778; see also Kelly v. Hammond, Alaska Superior Court, First Judicial District at Juneau, Partial Summary Judgment, Case No. C.A. 77-4, April 19, 1978) Thus, the effect of the A.L.I.V.E. case is to strike down the Committee's power under AS 24.20.445.

In addition to the introduction of legislation that changes policy established by regulation, the Administrative Regulation Review Committee may, of course, exercise its political power and communicate its concerns about a regulation, whether adopted or proposed, to the appropriate executive agency or official.

TBC:glc
01-025.glc

Section 1. Legislative Power; Membership

The legislative power of the State is vested in a legislature consisting of a senate with a membership of twenty and a house of representatives with a membership of forty.

Here the legislative power of the state is vested in a legislature with 20 senators and 40 representatives. All state constitutions have a vesting provision. Such a provision implies that no other authority, public or private, may exercise legislative power. But, in fact, all legislatures routinely delegate legislative powers to agencies of the executive branch that are charged with implementing laws. When agencies adopt regulations, for example, they are performing a legislative function.

The courts have allowed the legislature to delegate power to administrators if it is accompanied by explicit guidelines and policy directions. Delegations of legislative power must be sufficiently narrow and specific to give the administrative agent reasonable standards to follow and the courts a basis for determining when the agent has exceeded the bounds of the delegated authority. Measures that fail this test are unconstitutional. For example, the Alaska Supreme Court struck down a section of the executive budget act [AS 37.07.080(g)(2)] which authorized the governor to withhold or reduce expenditures if the governor should determine that estimated receipts and surpluses are insufficient to provide for appropriations. In 1986, in the face of collapsing oil prices that presented a budgetary crisis, Governor William Sheffield issued an executive order restricting spending. The Fairbanks North Star Borough sued, alleging that the statutory authority for the governor's action was unconstitutional because it represented an illegal delegation of legislative power. The supreme court agreed, finding that the statute provided inadequate standards and principles to guide the governor in reducing spending in a fiscal emergency (*State v. Fairbanks North Star Borough*, 736 P.2d 1140, 1987). The legislature subsequently passed an appropriation bill that validated the governor's reductions, but it has not yet amended the executive budget act.

On the other hand, the Alaska Supreme Court has upheld the legality of several legislatively created boards which were challenged on the grounds (among others) that their enabling statutes delegated excessive authority to administrators (see, for example, *DeArmond v. Alaska State Development Corporation*, 376 P.2d 717, 1962; and *Walker v. Alaska State Mortgage Association*, 416 P.2d 245, 1966).

AAC CONTACTS
As of January 16, 2001

Department/Agency	AAC Contact
Administration M/S 0208	Roxanne Stewart, Spec. Assistant Office of the Commissioner roxanne_stewart@admin.state.ak.us Ph: 2277 Fax: 2194
Community & Economic Development M/S 0800	Jeff Bush, Deputy Commissioner jeff_bush@dced.state.ak.us Ph: 2503 Fax: 5442
Corrections M/S 2000	Margot Knuth, Special Assistant margot_knuth@correct.state.ak.us Ph: 4338 Fax: 3390
Education M/S 0500	Sheila Box, Executive Secretary sheila_box@eed.state.ak.us Ph: 2801 Fax: 4156
Environmental Conservation M/S 1800	Laura Hastings, Legal Assistant laura_hastings@envircon.state.ak.us Ph: 5061 Fax: 5070
Fish & Game M/S 1100	Robert Bosworth, Deputy Comm'r robert_bosworth@fishgame.state.ak.us Ph: 6140 Fax: 2332
Health & Social Services M/S 0600	Elmer Lindstrom, Special Assistant elmer_lindstrom@health.state.ak.us Ph: 1613 Fax: 3068
Labor and Workforce Development M/S 0700	Maryjean Smith, Regulation Specialist maryjean_smith@labor.state.ak.us Ph: 2709 Fax: 2784
Law M/S 0300	Deborah E. Behr, Assistant Atty Gen. deborah_behr@law.state.ak.us Ph: 2122 Fax: 2520
Military & Veterans' Affairs M/S 0900	Anita Porter, Special Assistant anita_porter@ak-prepared.com Ph: 907-428-6010 Fax: 907-428-6019

AAC CONTACTS
As of January 16, 2001

<p align="center">Natural Resources M/S 1000</p>	<p>Johanna Munson, Special Asslstant johanna_munson@dnr.state.ak.us Ph: 907-269-8426 Fax: 907-269-8918</p>
<p align="center">Public Safety M/S 1200</p>	<p>Royce Weller, Special Assistant royce_weller@dps.state.ak.us Ph: 4322 Fax: 4362</p>
<p align="center">Revenue M/S 0400</p>	<p>Kim Rechin, Paralegal Assistant kimberly_rechin@revenue.state.ak.us Ph: 2358 Fax: 3798</p>
<p align="center">Transportation & Public Facilities M/S 2500</p>	<p>Boyd "Bo" Brownfield, Dep. Comm. boyd_brownfield@dot.state.ak.us Ph: 3900 Fax: 9-586-8365</p>
<p align="center">Post-secondary Education & Alaska Student Loan Corp. M/S 0505</p>	<p>Donna Mayfield, Executive Assistant donna_mayfield@acpe.state.ak.us Ph: 6740 Fax: 3293</p>
<p align="center">Governmental Coordination M/S 0101</p>	<p>Kerry Howard, Project Review kerry_howard@gov.state.ak.us Ph: 8794 Fax: 3075</p>
<p align="center">Elections M/S 0105</p>	<p>Gail Fenumiai, Election Prog. Spec. gail_fenumiai@gov.state.ak.us Ph: 4611 Fax: 3203</p>
<p align="center">Commercial Fisheries Entry Comm'n. M/S 0302</p>	<p>Susan Haymes, Law Specialist susan_haymes@cfec.state.ak.us Ph: 9-790-6963 Fax: 9-789-6170</p>

reg/correspondence/CONTACTS.doc

Online Public Notice

State of Alaska Online



hibit 2

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Title	Notice Date
▶ Adopted Regulations - Text or Summary of Text	
▶ Agency Meetings	
▶ Boards & Commissions	
▶ Competitive & Other Solicitations	
▶ Competitive & Other Solicitations: Invitation to Bid	
▶ Competitive & Other Solicitations: Other	
▶ Competitive & Other Solicitations: Request for Proposal	
▶ Grants	
▶ Grants: Request for Proposal	
▼ Notices of Proposed Regulations	
▶ Community & Economic Development	
▼ Education & Early Development	
<u>Notice Of Proposed Changes - 4 AAC 03.025, Student Advisor To The State Board</u>	01/24/2001
<u>Proposed Changes In Provisional Certification Of Teachers</u>	12/20/2000
<u>Proposed Changes in Special Education Endorsements and Waivers</u>	12/20/2000
<u>Proposed Changes In Waivers for Certification and Endorsement in Shortage Areas</u>	12/20/2000
<u>Supplemental Notice of Changes to 4 AAC 52, Education for Gifted Children</u>	01/02/2001
▶ Environmental Conservation	
▶ Fish & Game	
▶ Natural Resources	
▶ Office of the Governor	
▶ Public Safety	
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▶ Public Notices: Other	
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▶ Regulations Filed by the Lieutenant Governor	

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Online Public Notice

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Submitted by	Date Modified	Alk Admin Journal	Attachments	Public (Web edit)
Sheila Box/OOC/EED on 01/24/2001 at 01:44 PM	01/24/2001 01:50:14 PM	[not printed]	4aac03-025 Student Advisor Elect.doc	

Notice Of Proposed Changes - 4 AAC 03.025, Student Advisor To The State Board

Category: Notices of Proposed Regulations

Department:
Education & Early
Development

Publish Date: 01/24/2001

Location: Juneau,
Statewide
Region: Southeast;
Statewide

Body of Notice:

NOTICE OF PROPOSED CHANGES IN THE REGULATIONS OF THE STATE BOARD OF EDUCATION & EARLY DEVELOPMENT

Notice is given that the State Board of Education & Early Development, under the authority of AS 14.07.020 and AS 14.07.060, proposes to amend regulations in 4 AAC 03.025, Advisory Members of State Board, to implement and make specific AS 14.20.020 by

- Adding a second student advisory member, called advisory member elect, to the board.
- Allowing for two-year, overlapping terms for student advisory members, with the first year serving as an apprenticeship and the second year as a full advisory member.

Notice is also given that interested persons may present written comments relevant to the proposed action, including the potential costs to private persons of complying with the proposed action, by writing to:

Commissioner's Office
Department of Education & Early Development
Attn: Regulations Review
801 West Tenth Street, Suite 200
Juneau, Alaska 99801-1894

so that your comments are received **no later than 4:30 p.m. on March 16, 2001**. Additionally, any person may present oral comments relevant to the proposed action, including the potential costs to private persons of complying with the proposed action, at an oral hearing during the next regularly scheduled meeting of the Alaska State Board of Education & Early Development, **March 30, 2001, at 8:30 a.m. in the State Boardroom, 801 West 10th Street, Juneau, Alaska**. Written comments will not be accepted at the

oral hearing.

If you are a person with a disability who may need a special accommodation in order to participate in the process on the proposed regulations, please contact Sheila Box at 907-465-2801, or e-mail sheila_box@eed.state.ak.us, no later than March 23, 2001, to ensure any necessary accommodations can be provided.

This action is not expected to require an increased appropriation.

Copies of the proposed regulations may be obtained by writing to the Commissioner's Office at the address above, e-mailing sheila_box@eed.state.ak.us, or calling 907-465-2801, and they can be found on the Department of Education & Early Development's web site <http://www.eed.state.ak.us/regs>.

The State Board of Education & Early Development, after the oral hearing mentioned above, will either adopt these or other proposals dealing with the same subject without further notice or decide to take no action on them. The language of the final regulations may vary from that of the proposed regulations. **You should comment during the time allowed if your interests could be affected.**

January 18, 2001

/s/ Shirley J. Holloway, Ph.D., Commissioner
Department of Education & Early Development

**ADDITIONAL REGULATIONS NOTICE INFORMATION
(AS 44.62.190(d))**

Alaska Department of Education & Early Development

Subject: Student Advisory Member Elect added to the State Board

Citation: 4 AAC 03.025

Reason for Proposed Action: The State Board and its student advisor members have long believed that student representation on the board is beneficial to the board and all children of Alaska, as well as the serving student. Expanding this representation would allow greater opportunities for students to serve on the board, as well as increasing their contribution by allowing for an apprenticeship period of one year for the student advisory elect to become familiar with the issues and procedures of the board before taking his/her place as student advisor, allowing him/her to better represent the voice of Alaska's student population.

Program Category and BRU: State Board of Education & Early Development.

Cost of implementation to EED and available funding (in thousands of dollars)

Initial Year (FY00)

General Fund -0-

Federal Funds -0-

Other Funds (specify) -0-

THE
FOLLOWING
DOCUMENT(S)
ARE
POOR
ORIGINAL
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**AGENCY ATTORNEY FINAL REVIEW CHECKLIST
(FOR "REGULAR" REGULATIONS)**

Exhibit 3

DOCUMENTS IN FINAL REGULATIONS PACKAGE

- Clean (unmarked) original, and one copy, of the regulations.
- Original adoption order or certification order.
- Copy of any delegation of authority or "acting commissioner" designation.
- Excerpt of board/commission minutes and staff affidavit (if appropriate).
- Copy of public notice.
- Additional notice information form (as distributed with the public notice).
- Orig. agency affidavits, signed by affiant, and notarized:
 - affidavit of notice;
 - affidavit of oral hearing (if appropriate);
 - affidavit of agency record of public comment (not applicable to boards and commissions).
- Originals of publishers' affidavits.
- Original fiscal note (if appropriate):
- Copy of any material adopted by reference.

PUBLIC NOTICE

- "Subject matter" covers everything included in final regulations.
- Adequately describes changes that were made in regulations.
- Correctly cites statutory authority.
- Allowed sufficient timeframe for written comments and for any oral hearing.
- Contains statement of fiscal impact.
- Published in at least one newspaper at least once.
- Properly distributed (follow "Affidavit of Notice" list).
- Meets all requirements of AS 44.62.190(a) and (b), and 44.62.200(a).
- AS 44.62.190(d) additional regulations notice information was distributed with public notice.

PROCEDURE

- All related public meetings were properly noticed.
- Agency considered written comments and any oral testimony.
- Agency properly responded to Department of Law legal advice.

FOR AN ADOPTION ORDER

- Signed by person with current regulation adoption authority (or signed at adoption meeting by all board or commission members who voted).
- Signed at least 30 days after notice was first published.
- Refers to correct number of pages of regulations.

FOR A CERTIFICATION ORDER FOR BOARD OR COMMISSION

- Signed by executive director, chairperson, or acting chairperson of board or commission.
- Date of board or commission meeting stated in order was at least 30 days after notice was first published.
- Refers to correct number of pages of regulations.

MECHANICS

- Correct numbering system used, and no duplication.
- Amendments amend current version of right section (check AAC and unpublished filed regulations).
- Adoptions-by-reference contain all necessary elements.
- In-text citations are accurate.
- Authority citation is present and accurate (check it).
- History notes are present and accurate (check AAC and unpublished filed regulations).
- Lead-in lines are present and accurate.
- Page headings are complete and correct.
- Pages are numbered.

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SUBSTANCE OF REGULATION

Within scope of regulation-adoption authority (check AS and prior AG's opinions).

Consistent with statutes (check AS and prior AG's opinions).

Reasonably necessary to carry out purpose of statute.

Valid under state and federal constitutions.

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LANGUAGE, STYLE, AND DRAFTING

Understandable by public in general and especially by target audience.

"Plain English" is used.

Terminology and result are consistent with other regulations (check AAC and other regs in project).

Logically developed and organized (with "general provisions" distinguished from "miscellaneous provisions" and located at the back).

Only necessary and helpful definitions are included.

Agency's intended effect is clear; regulations are not vague or ambiguous.

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ITEMS FOR SUBMITTAL TO LEGISLATION/REGULATIONS SECTION

Agency's final regulations package.

Review memorandum from agency attorney to regulations attorney.

Any recommended corrections, marked on a separate copy of the regulations.

The blue regulations project file.

FRAN ULMER
LIEUTENANT GOVERNOR
STATE OF ALASKA

January 24, 2001

Thomas Cranfield
Legal Analyst
Lexis Publishing
701 East Water Street
Charlottesville, VA 22902

Dear Tom:

The **second** transmittal of regulations for publication in Register 157, the April, 2001 supplement to the Alaska Administrative Code is as follows with copies enclosed.

PERMANENT REGULATIONS

**2 AAC 70 (RE: DIVISION OF MOTOR VEHICLES: BOAT REGISTRATION),
eff. 02/03/2001**

8 AAC 45.065 - .535 (RE: WORKERS' COMPENSATION), eff. 02/03/2001

**8 AAC 61.1010(a) -(b); 8 AAC 61.1145 (RE: INCORPORATION OF FEDERAL
OCCUPATIONAL SAFETY AND HEALTH STANDARDS), eff. 02/15/2001**

**11 AAC 05.010; 11 AAC 55; 11 AAC 66; 11 AAC 67 (RE: DISPOSAL OF REMOTE
RECREATIONAL CABIN SITES, FEES, AND MISCELLANEOUS LAND DISPOSAL
PROCEDURES), eff. 02/09/2001**

**11 AAC 54; 11 AAC 58; 11 AAC 63.110; 11 AAC 67; 11 AAC 71 (RE:
MATERIAL AND TIMBER SALES, VETERANS' DISCOUNTS, AND MISCELLANEOUS
LAND DISPOSAL PROCEDURES), eff. 02/08/2001**

**12 AAC 02.110 (RE: BD. OF ARCHITECTS, ENGINEERS AND LAND SURVEYORS:
LIMITED LIABILITY COMPANIES AND PARTNERSHIPS), eff. 02/02/2001**

**17 AAC 42.225 (RE: INTERNATIONAL AIRPORT REGULATIONS: CORRECTIONS
TO TABLES), eff. 02/10/2001**

ALASKA STATE LEGISLATURE

Rep. Lesil McGuire, Chair
Sen. Robin Taylor, Vice-Chair
Sen. Lyda Green
Sen. Georgiana Lincoln
Rep. Jeannette James
Rep. Joe Hayes



State Capitol
Juneau, AK 99801-1182
(907) 465-2995 fax: 465-6592
Interim
716 W. 4th Ave.
Anchorage, AK 99501

Administrative Regulation Review Committee CURRENT PROPOSED REGULATIONS

Administration NONE

Community and Economic Development
3 AAC 35.110-.900 TRANSFER OF WEIGHT STATIONS FOR VEHICLES TO THE DEPT OF
TRANSPORTATION Written comments until 2/9/01

Corrections NONE

Education and Early Development
Emergency Regs. 20 AAC 15.645 (h) REDUCTION IN STUDENT LOAN ORIGINATION FEE TO 3%

Environmental Conservation

18 AAC 80 AK DRINKING WATER-BRINGS ALASKA INTO FEDERAL COMPLIANCE. COMMENT
ENDED 1/22

Fish & Game

5 AAC 41 . 200-400 AQUATIC FARM AND SHELLFISH HATCHERY OPERATIONS
COMMENT UNTIL 2/12

BOARD OF FISHERIES- ANNUAL NOTICE FOR POSSIBLE REGULATION TOPICS AT MEETING
1/9/01

BOARD OF GAME- ANNUAL NOTICE FOR POSSIBLE REGULATION TOPIC AT MEETING 3/2/01

Health & Social Services NONE

Labor & Workforce Development

8 AAC 45. NEW BENEFIT PAYMENTS FOR WORKERS COMPENSATION
COMPLETED

Law
NONE

Military & Veterans Affairs
NONE

Natural Resources
11 AAC 39- CHANGES OF THE REVOLVING LOAN FUND CONTROL FROM DIRECTOR TO BOARD
WRITTEN THROUGH 2/8

Public Safety
13 AAC 04 USE OF BLUE FLASHING LIGHTS ON NONE EMERGENCY VEHICLES IE. SNOWPLOWS
WITHOUT ALSO HAVING YELLOW FLASHING LIGHTS COMMENTS UNTIL 2/25

13AAC 02 EXEPTIONS TO DRIVING ON A ROADWAY RESTRICTED TO ONE-WAY TRAFFIC
SLOWER TRAFFIC MUST KEEP TO THE RIGHT COMMENTS UNTIL 2/25

Revenue
NONE

Transportation & Public Facilities
17 AAC 45 RURAL AIRPORTS INCLUDING FEES- COMMENT UNTIL 2/22

17 AAC 25 ACCEPTING WEIGHT STATIONS FROM DCED-COMMENT UNTIL 2/9

Courts
NONE

University of Alaska
NONE

GOVERNOR (BOARDS AND COMMISSIONS)

6 AAC 50 ALASKA COSTAL POLICY COUNCIL CHANGES TO COMPLY WITH ALASKA COSTAL
MANAGEMENT PROGRAM PUBLIC HEARING 2/21/01

BOARD OF PHARMACY- REGULATIONS TO ALLOW PHARMACIST TO DISPENSE PRESCRIPTION
DRUGS WITHOUT THE PATIENT FIRST VISITING A DOCTOR (REQUIRES AND AGREEMENT)
COMMENT ENDED

CORRECTED 12/14/2000

FRAN ULMER
LIEUTENANT GOVERNOR
STATE OF ALASKA

October 3, 2000

Thomas Cranfield
Legal Analyst
Lexis Publishing
701 East Water Street
Charlottesville, VA 22902

Dear Tom:

The first transmittal of regulations for publication in Register 156, the January, 2001 supplement to the Alaska Administrative Code is as follows with copies enclosed.

PERMANENT REGULATIONS

3 AAC 08.050(c) ; 3 AAC 08.230(j) (RE: EFFECTIVE DATES OF REGISTRATION UNDER THE SECURITIES ACT AND SUBMISSION OF AMENDED PROSPECTUSES) eff. 10/26/2000

4 AAC 12.030 (a) (1) (RE: BD. OF EDUCATION: TYPE B ADMINISTRATOR CERTIFICATES), eff. 10/13/2000

4 AAC 12.060(a)(4)(A)-(C) (RE: BD. OF EDUCATION: TEACHER CERTIFICATION AND CONTENT ENDORSEMENTS), eff. 10/12/2000

5 AAC 27.100 – 5 AAC 38.146 (RE: BD. OF FISHERIES: SOUTHEASTERN AK AREA COMMERCIAL FINFISH AND SHELLFISH FISHERIES, eff. 10/12/2000

7 AAC 43 (RE: MENTAL HEALTH SERVICES), eff. 11/01/2000

7 AAC 50; 51; 53 AND 56 (RE: CHILD PLACEMENT AGENCIES; COMMUNITY CHILD LICENSING; SOCIAL SERVICES), eff. 01/01/2001

8 AAC 63.010 – 8 AAC 90.130 (RE: PLUMBING CODE, BOILER AND VESSEL PRESSURE CODE AND PLUMBER CERTIFICATION OF FITNESS), eff. 11/01/2000

12 AAC 02.130 (RE: BD. OF PHARMACY: FEES: SPEECH-LANGUAGE PATHOLOGISTS), eff. 10/12/2000

Tom Cranfield
Page two
October 3, 2000

12 AAC 02.145 - .360 (RE: OCCUPATIONAL LICENSING FEES), eff. 10/28/2000

12 AAC 21.120(a)(1); 12 aac 21.650-.690 (RE: RESIDENTIAL CONTRACTOR ENDORSEMENTS), eff. 10/15/2000

15 AAC 55.171(f) (RE: PREVAILING VALUE FOR PURPOSES OF THE OIL AND GAS PRODUCTION TAX), eff. 11/01/2000

18 AAC 75.025; 18 AAC 75.205 - 18 AAC 75.290; .990 (RE: FINANCIAL RESPONSIBILITY FOR OIL AND HAZARDOUS SUBSTANCE SPILLS FROM NONTANK VESSELS AND RAILROAD TANK CARS), erf. 10/28/2000

20 AAC 10.020 (RE: PROF. TEACHING PRACTICES COMM: EDUCATOR CODE OF ETHICS AND STANDARDS OF PRACTICE), eff. 10/25/2000


EMERGENCY REGULATION

5 AAC 85.045(a)(22) (RE: BD. OF GAME: HUNTING SEASONS & BAG LIMITS: MOOSE - UNIT 24), eff. 09/28/2000 and will expire on 01/25/2001 unless made permanent by the agency.

6 AAC 94 (RE: WESTERN ALASKA FISHERIES DISASTER AND 1999 NORTON SOUND FISHERIES FAILURE), eff. 09/11/2000 and will expire on 01/08/2001 unless made permanent by the agency.

Please notify me of your receipt of this information. Thanks, Tom.

Sincerely,


Carol J. Collins
Administrative Code Coordinator

Enclosures

cc: Senator Robin Taylor, Chairman,
Administrative Regulation Review Committee

Ms. Susanne Pietro, Manager,
Magistrate Services, Alaska Court System



FRAN ULMER
LIEUTENANT GOVERNOR
STATE OF ALASKA

December 14, 2000

The Honorable Robin Taylor
Attn: Sue Mossgrove
Administrative Regulation Review Committee
716 W 4th Avenue, Suite 540
Anchorage, AK 99501-2133

Dear Sue:

Please note that the first transmittal of regulations for publication in Register 156, the January, 2001 supplement to the Alaska Administrative Code contained the following:

7 AAC 50; 51; 53 and 56 (RE: CHILD PLACEMENT AGENCIES; COMMUNITY CHILD LICENSING; SOCIAL SERVICES).

The transmittal document dated October 3, 2000, and enclosed material erroneously reflected the effective date as 07/01/2001. The effective date for the amendments should be **01/01/2001**.

Please discard the original transmittal document and material which you received and replace with the enclosed material. Thank you.

Sincerely,

A handwritten signature in cursive script that reads "Carol Collins".

Carol Collins
Administrative Code Coordinator

Enclosure



FRAN ULMER
LIEUTENANT GOVERNOR
STATE OF ALASKA

January 2, 2001

Thomas Cranfield
Legal Analyst
Lexis Publishing
701 East Water Street
Charlottesville, VA 22902

Dear Tom:

The **first** transmittal of regulations for publication in Register 157, the April, 2001 supplement to the Alaska Administrative Code is as follows with copies enclosed.

PERMANENT REGULATIONS

2 AAC 50.258(d); 2 AAC 50.352; 2 AAC 50.364 (RE: AK. PUBLIC OFFICES COMMISSION: CAMPAIGN FINANCE AND DISCLOSURE), eff. 01/07/2001

3 AAC 52.240; 3 AAC 53.350; 3 AAC 53.740-.799 (RE: REGULATORY COMMISSION OF AK: PUBLIC INTEREST PAY TELEPHONE SERVICE) eff. 01/11/2001

11 AAC 80.065; 11 AAC 80.075; 11 AAC 80.085 (RE: RENEWAL OF PIPELINE RIGHT-OF-WAY LEASES), eff. 01/11/2001

12 AAC 02.140; 12 AAC 02.150 (a) (7)-(9) (RE: BD. OF BARBERS AND HAIRDRESSERS & BD. OF CHIROPRACTIC EXAMINERS), eff. 01/14/2001

12 AAC 60.080 (c); 12 AAC 60.300; 12 AAC 60.320(b); 12 AAC 60.330 (RE: BD. OF PSYCHOLOGISTS & PSYCHOLOGICAL ASSOCIATES SUPERVISED EXPERIENCE AND CONTINUING EDUCATION), eff. 01/14/2001

12 AAC 70.215; 12 AAC 70.220 (RE: BD. OF CERTIFIED REAL ESTATE APPRAISERS: CONTINUING EDUC. REQUIREMENTS FOR CERT. REAL ESTATE APPRAISER), eff. 01/07/2001

17 AAC 40; 42 (RE: INTERNATIONAL AIRPORTS), eff. 01/14/2001

18 AAC 32.020(a); 18 AAC 32.040(b); 18 AAC 32.990(34) (RE: MILK PROCESSING), eff. 01/14/2001

18 AAC 74 (RE: CERTIFICATION OF WATER AND WASTEWATER SYSTEM OPERATORS), eff. 01/18/2001

EMERGENCY MADE PERMANENT REGULATIONS

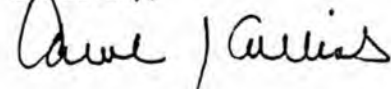
6 AAC 94.100 - .180 (RE: RELIEF ASSISTANCE TO VICTIMS OF THE 1999 NORTON SOUND FISHERIES DISASTER), eff. 01/14/2001

EMERGENCY REGULATIONS

20 AAC 15.945(h) (RE: AK. COMMISSION ON POSTSECONDARY EDUCATION LOAN ORIGINATION FEE), effective 12/18/2000 and will expire 04/16/2001 unless made permanent by agency.

Please notify me of your receipt of this information. Thanks, Tom.

Sincerely,



Carol J. Collins
Administrative Code Coordinator

Enclosures

cc: Senator Robin Taylor, Chairman,
Administrative Regulation Review Committee

Ms. Susanne Pietro, Manager,
Magistrate Services, Alaska Court System