

Nancy Dahlstrom  
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**OFFICE OF THE LIEUTENANT GOVERNOR  
ALASKA**

**M E M O R A N D U M**

**TO:** Victoria Caltagirone  
Department of Commerce, Community and Economic Development

**FROM:** Kady Levale on behalf of April Simpson, Office of the Lieutenant Governor *KL*  
465.4081

**DATE:** June 22, 2023

**RE:** Filed Permanent Regulations: Board of Pharmacy

Department of Commerce, Community, and Economic Development regulations re:  
Board of Pharmacy Occupational Licensing Fees (12 AAC 02.310)

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Attorney General File:	2023200062
Regulation Filed:	6/15/2023
Effective Date:	7/15/2023 <i>← corrected date KL</i>
Print:	247, October 2023

cc with enclosures: Colleen Bailey, Department of Law  
Judy Herndon, LexisNexis  
Alison Osborne, Regulations Specialist  
Stefanie Davis, Regulations Specialist



THE STATE  
of **ALASKA**  
GOVERNOR MIKE DUNLEAVY

Department of Law

CIVIL DIVISION

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June 7, 2023

The Honorable Nancy Dahlstrom  
Lieutenant Governor  
State of Alaska  
P.O. Box 110015  
Juneau, AK 99811-0015

Re: *12 AAC 02.310: Board of Pharmacy Occupational Licensing Fees*

Our file: 2023200062

Dear Lieutenant Governor Dahlstrom:

The Department of Law has reviewed the attached regulations of the Department of Commerce, Community and Economic Development against the statutory standards of the Administrative Procedure Act. Based upon our review, we find no legal problems. This letter constitutes the written statement of approval under AS 44.62.060(b) and (c) that authorizes your office to file the attached regulations.

The regulations concern updates to occupational licensing fees for professions regulated by the Board of Pharmacy.

The regulations were adopted by the Department of Commerce, Community and Economic Development after the close of the public comment period. The March 23, 2023 public notice and the May 31, 2023 order adopting changes both state that this action is not expected to require an increased appropriation. Therefore, a fiscal note under AS 44.62.195 is not required.

We have made some minor technical corrections to conform the regulations in accordance with AS 44.62.060. The corrections are incorporated into the attached copy of the regulations.

Sincerely,

TREG TAYLOR  
ATTORNEY GENERAL

By: Rebecca C. Polizzotto  
Rebecca C. Polizzotto  
Chief Assistant Attorney General  
Legislation, Regulations, and  
Legislative Research Section

Digitally signed by  
Rebecca C. Polizzotto  
Date: 2023.06.07  
11:22:35 -08'00'

RCP/bhp

CC w/enclosure: Stefanie Davis, Regulations Specialist  
Department of Commerce, Community and Economic Development

Harriet D. Milks, Assistant Attorney General  
Department of Law

Steven C. Weaver, Assistant Attorney General  
Department of Law

ORDER ADOPTING CHANGES TO  
REGULATIONS OF THE DEPARTMENT OF COMMERCE,  
COMMUNITY, AND ECONOMIC DEVELOPMENT

The attached one page of regulations, dealing with adding manufacturer license fees, are adopted and certified to be a correct copy of the regulation changes that the Department of Commerce, Community, and Economic Development adopts under the authority of AS 08.01.065, AS 08.80.159, and AS 08.80.160, and after compliance with the Administrative Procedure Act (AS 44.62), specifically including notice under AS 44.62.190 and 44.62.200 and opportunity for public comment under AS 44.62.210.

This action is not expected to require an increased appropriation.

In considering public comments, the Department of Commerce, Community, and Economic Development paid special attention to the cost to private persons of the regulatory action being taken.

The regulation changes adopted under this order take effect on July 1, 2023, after they have been filed by the lieutenant governor, as provided in AS 44.62.180.

DATE: 5/31/2023

DocuSigned by:



Sylvan Robb, Director  
Division of Corporations, Business and  
Professional Licensing

FILING CERTIFICATION

I, Nancy Dahlstrom, Lieutenant Governor for the State of Alaska, certify that on June 15<sup>th</sup>, 2023 at 11:09 a.m., I filed the attached regulations according to the provisions of AS 44.62.040 – 44.62.120.



Nancy Dahlstrom, Lieutenant Governor

Effective: July 15, 2023-KL  
July 1, 2023

Register: 247, October 2023

**FOR DELEGATION OF THE LIEUTENANT GOVERNOR'S AUTHORITY**

**I, NANCY DAHLSTROM, LIEUTENANT GOVERNOR OF THE STATE OF ALASKA, designate the following state employees to perform the Administrative Procedures Act filing functions of the Office of the Lieutenant Governor:**

**April Simpson, Regulations and Initiatives Specialist**

**IN TESTIMONY WHEREOF, I have signed and affixed the Seal of the State of Alaska, in Juneau, on May 15th, 2023.**



A handwritten signature in blue ink, reading "Nancy Dahlstrom", is written over a horizontal dotted line.

**NANCY DAHLSTROM  
LIEUTENANT GOVERNOR**

**FOR DELEGATION OF THE LIEUTENANT GOVERNOR'S AUTHORITY**

**I, NANCY DAHLSTROM, LIEUTENANT GOVERNOR OF THE STATE OF ALASKA, designate the following state employees to perform the Administrative Procedures Act filing functions of the Office of the Lieutenant Governor:**

**Kady Levale, Notary Administrator**

**IN TESTIMONY WHEREOF, I have  
signed and affixed the Seal of the State of  
Alaska, in Juneau, on May 15th, 2023.**



A handwritten signature in blue ink, reading "Nancy Dahlstrom", is written over a horizontal dotted line.

**NANCY DAHLSTROM  
LIEUTENANT GOVERNOR**

Register 247, October 2023 PROFESSIONAL REGULATIONS

12 AAC 02.310(a) is amended to read:

**12 AAC 02.310. Board of Pharmacy.** (a) The following fees are established for pharmacists, pharmacy interns, pharmacy technicians, pharmacies, wholesale drug distributors, drug dispensaries, outsourcing facilities, [AND] third-party logistics providers, and manufacturers:

12 AAC 02.310(b) is amended to read:

(b) The following license and registration fees for all or part of the initial biennial licensing or registration period and subsequent biennial license and registration renewal fees are established for pharmacists, pharmacy technicians, remote and other pharmacies, wholesale drug distributors, outsourcing facilities, [AND] third-party logistics providers, and manufacturers:

12 AAC 02.310(b)(11) is amended to read:

(11) manufacturer, \$550. (Eff. 11/20/86, Register 100; am 10/1/88, Register 107; am 5/28/93, Register 126; am 10/19/97, Register 144; am 10/28/2000, Register 156; am 6/13/2002, Register 162; am 6/23/2004, Register 170; am 2/15/2006, Register 177; am 5/18/2006, Register 178; am 6/11/2010, Register 194; am 5/18/2014, Register 210; am 10/31/2019, Register 232; am 5/14/2022, Register 242; am 7 / 15 / 2023, Register 247)

**Authority:** AS 08.01.065      AS 08.80.159      AS 08.80.160