



THE STATE
of **ALASKA**
GOVERNOR SEAN PARNELL

**Department of Commerce, Community,
and Economic Development**

DIVISION OF CORPORATIONS, BUSINESS AND
PROFESSIONAL LICENSING

P.O. Box 110806
Juneau, Alaska 99811-0800
Main: 907.465.2550
TDD: 907.465.5437
Fax: 907.465.2974

September 22, 2014

Dear licensees and interested parties:

Alaska's professional licensing statutes (AS 08.01.065) require the Division of Corporations, Business and Professional Licensing (CBPL) to "annually review each fee level to determine whether the regulatory costs of each occupation are approximately equal to fee collections related to that occupation." Alaska's licensing fee statutes go on to say, "If the review indicates that an occupation's fee collections and regulatory costs are not approximately equal, the department shall calculate fee adjustments and adopt regulations...to implement the adjustments."

The division proposes increasing licensing fee amounts in order to comply with the statute listed above, as well as to deliver its current level of service for the mortuary science licensing program.

A breakdown of the proposed fees is enclosed and located on the mortuary science web page at <http://commerce.alaska.gov/dnn/cbpl/ProfessionalLicensing/Morticians.aspx>

This fee proposal will enter a public comment period this week. The division encourages all licensees and interested parties to comment on this proposal through the division's Regulations Specialist, whose contact information is enclosed on the public notice. After the comment period closes and the division reviews all comments received, the division may adopt the regulation as drafted, may amend a proposed fee, or may withdraw the regulations in part or in its whole.

All comments received will be reviewed and taken into consideration prior to adopting the final regulations. The final decision will result in the fee to be implemented during this winter's license renewal.

Please feel welcome to contact me at sara.chambers@alaska.gov or (907) 465-2538 with any questions.

Sincerely,

A handwritten signature in blue ink that reads "Sara Chambers".

Sara Chambers
Director

Encl.

NOTICE OF PROPOSED CHANGES IN THE REGULATIONS OF THE DEPARTMENT OF COMMERCE, COMMUNITY, AND ECONOMIC DEVELOPMENT

BRIEF DESCRIPTION: The Department of Commerce, Community, and Economic Development proposes to change occupational license fees charged to funeral directors, embalmers, and funeral establishments.

The Department of Commerce, Community, and Economic Development proposes to adopt regulation changes in Title 12, Chapter 02 of the Alaska Administrative Code, dealing with occupational licensing fees related to Mortuary Science, including the following:

12 AAC 02.260, Mortuary science, is proposed to be changed to alter the application, license, permit, and renewal fees for funeral directors, embalmers, and funeral establishments.

Under AS 08.01.065, the Department of Commerce, Community, and Economic Development must establish fee levels so that the total amount of fees collected for an occupation approximately equals the actual regulatory costs for the occupation. The Department of Commerce, Community, and Economic Development has reviewed the income and expenses for the occupational licensing program for Mortuary Science and proposes fee changes that reflect, to the extent possible, the actual costs of the activities related to the program.

You may comment on the proposed regulation changes, including the potential costs to private persons of complying with the proposed changes, by submitting written comments by mail, fax, or e-mail to:

Jun Maiquis, Regulations Specialist
Division of Corporations, Business and Professional Licensing
Department of Commerce, Community, and Economic Development
P.O. Box 110806
Juneau, AK 99811-0806
Fax: (907) 465-2974
E-mail: jun.maiquis@alaska.gov

Comments may also be submitted through the Alaska Online Public Notice System, by accessing this notice on the system at <http://notice.alaska.gov/174137>, and using the “comment” link.

The written comments must be received no later than 4:30 p.m. on October 27, 2014.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Jun Maiquis at (907) 465-2537 no later than October 20, 2014 to ensure that any necessary accommodations can be provided.

For a copy of the proposed regulation changes, contact Jun Maiquis at the address or phone number above, or go to <http://commerce.alaska.gov/dnn/portals/5/pub/MOR-Fees-0914.pdf>

After the public comment period ends, the Department of Commerce, Community, and Economic Development will either adopt these or other provisions dealing with the same subject, without further notice, or decide to take no action on them. The language of the final regulations may be different from that of the proposed regulations. **YOU SHOULD COMMENT DURING THE TIME ALLOWED IF YOUR INTERESTS COULD BE AFFECTED.** Written comments received are public records and are subject to public inspection.

Statutory Authority: AS 08.01.065; AS 08.42.010

Statutes Being Implemented, Interpreted, or Made Specific: AS 08.01.065; AS 08.42.010

Fiscal Information: The proposed regulation changes are not expected to require an increased appropriation.

DATE: 09/25/14

/s/
Jun Maiquis, Regulations Specialist
Division of Corporations, Business and
Professional Licensing

For each occupation regulated under the Division of Corporations, Business and Professional Licensing, the Division keeps a list of individuals or organizations who are interested in the regulations of that occupation. The Division automatically sends a Notice of Proposed Regulations to the parties on the appropriate list each time there is a proposed change in an occupation's regulations in Title 12 of the Alaska Administrative Code. If you would like your address added to or removed from such a list, please send your request to the Division of Corporations, Business and Professional Licensing at the address above and include your name, address, and the occupational area in which you are interested.

ADDITIONAL REGULATIONS NOTICE INFORMATION
(AS 44.62.190(d))

1. **Adopting agency:** Department of Commerce, Community, and Economic Development – Division of Corporations, Business and Professional Licensing.
2. **General subject of regulation:** Occupational licensing fees.
3. **Citation of regulation:** 12 AAC 02.260.
4. **Department of Law file number:** To be assigned.
5. **Reason for the proposed action:** Compliance with state statute.
6. **Appropriation/Allocation:** Corporations, Business and Professional Licensing – #2360.
7. **Cost of implementation to the state agency and available funding (in thousands of dollars):**
No costs are expected in FY 2015 or in subsequent years.
8. **The name of the contact person for the regulations:**

Jun Maiquis, Regulations Specialist
Division of Corporations, Business and Professional Licensing
Department of Commerce, Community, and Economic Development
Telephone: (907) 465-2537
E-mail: jun.maiquis@alaska.gov

9. **The origin of the proposed action:** Division of Corporations, Business and Professional Licensing.
10. **Date:** 09/25/14 **Prepared by:** /s/
Jun Maiquis, Regulations Specialist

Chapter 02. General Occupational Licensing Functions.

(Words in **boldface and underlined** indicate language being added; words [CAPITALIZED AND BRACKETED] indicate language being deleted.

12 AAC 02.260 is amended to read:

12 AAC 02.260. Mortuary science. (a) A funeral director or embalmer license and a funeral establishment permit expires on December 31 of all even-numbered years. The following fees are established for funeral directors, embalmers, and funeral establishments:

- (1) nonrefundable application fee for initial license or permit, **\$100** [\$50];
- (2) license or permit fee for all or part of the initial license or permit period, **\$225** [\$175];
- (3) biennial license or permit renewal fee, **\$225** [\$175];
- (4) state law examination fee, \$60.

(b) The following fees are established for funeral director or embalmer trainee permits:

- (1) application fee for initial permit, **\$100** [\$50];
- (2) trainee permit issuance and renewal fee, **\$80** [\$65].

(c) Permit fee for disposal of human remains for compensation by a person not licensed under AS 08.42 is \$50. (Eff. 9/27/86, Register 99; am 4/3/88, Register 105; am 10/1/88, Register 107; am 5/28/93, Register 126; am 10/29/94, Register 132; am 12/28/97, Register 144; am 11/27/98, Register 148; am 12/2/99, Register 152; am 10/28/2000, Register 156; am 12/16/2001, Register 160; am 11/15/2002, Register 164; am 10/15/2004, Register 172; am 6/17/2005, Register 174; am 6/22/2008, Register 186; am 12/12/2008, Register 188; am 12/9/2010, Register 196; am ___/___/___, Register ___)

Authority: AS 08.01.065 AS 08.42.010