Byron Mallott Lieutenant Governor State Capitol Juneau, Alaska 99811 907.465.3520 WWW.LTGOV.ALASKA.GOV



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OFFICE OF THE LIEUTENANT GOVERNOR ALASKA

MEMORANDUM

TO:	Robyn Ramos Department of Public Safety
FROM:	Scott Meriwether, Office of the Lieutenant Governor 465.4081
DATE:	December 29, 2017
RE:	Filed Permanent Regulations: Department of Public Safety
	Department of Public Safety Regulation re: 13 AAC 75: Peace Officer and Firefighter Survivors' Fund (13 AAC 75)

Attorney General File:	JU2017200289
Regulation Filed:	12/27/2017
Effective Date:	1/26/2018
Print:	225, April 2018

cc with enclosures:

Linda Miller, Department of Law Judy Herndon, LexisNexis

ORDER ADOPTING CHANGES TO REGULATIONS OF THE DEPARTMENT OF PUBLIC SAFETY

The attached 11 pages of regulations, dealing with The Peace Officers and Firefighters Survivors Fund, are adopted and certified to be a correct copy of the regulation changes that the Department of Public Safety adopts under the authority of AS 39.60 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.

It is estimated that this action will require increased appropriations as shown on the attached fiscal note.

In considering public comments, the Department of Public Safety 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 the 30th day after they have been filed by the lieutenant governor, as provided in AS 44.62.180.

11/21/2017 Date:

Walt Monegan, Commissioner

FILING CERTIFICATION

Byron Mallot, Lieutenant Governor for the State of Alaska, certify that¹ on

womber 37, 2017, at 1000, m., I filed the attached regulations according to the

provisions of AS 44.62.040 - 44.62.120.

January 26, 2018 225, April 2018 Effective:

Register:

13 AAC is amended by adding a new chapter to read:

Chapter 75. Peace Officer and Firefighter Survivors' Fund.

13 AAC 75.010. Purpose. The purpose of this chapter is to establish rules for

determining eligibility to participate in and receive medical insurance premium payments from the Peace Officer and Firefighter Survivors' Fund under AS 39.60. (((Publisher: Please make peace officer and Firefighter (Eff. 1/21/2018 Register 225) Authority: AS 44.17.030 AS 39.60.020 (L) AS 39.60.020

13 AAC 75.015. Presumptive eligibility period to receive medical insurance

premium payment. As provided in AS 39.60.040, a surviving dependent of a peace officer or firefighter who is killed in the line of duty while employed by the state or a participating political subdivision is presumed eligible to receive medical insurance premium payments for the first 60 days after the death of the peace officer or firefighter. A surviving dependent or the authorized representative of a surviving dependent must request the medical insurance premium payments from the department in writing and provide information necessary to support the request, including medical insurance information. (Eff. <u>1/26/2008</u> Register <u>225</u>) Authority: AS 44.17.030 AS 39.60.020 AS 39.60.040

13 AAC 75.020. Application for medical insurance premium payments. (a) To continue to receive medical insurance premium payments after the 60-day presumptive eligibility period under AS 39.60.040, a surviving dependent must establish eligibility under 13 AAC 75.040 by filing an application with the department not later than 30 days after the death of the peace officer or firefighter. At the applicant's request, the department will assist the applicant

with the application process. Notwithstanding 13 AAC 75.060(, failure to timely apply may result in termination of medical insurance premium payments beginning the month following the period of presumed eligibility in 13 AAC 75.156. Failure to establish eligibility will result in termination of medical insurance premium payments until eligibility is established.

(b) An application for medical insurance premium payments shall be submitted to the department in a form designated by the department. An application may be submitted by a surviving dependent or an authorized representative of a surviving dependent.

(c) An application may be submitted to the department electronically, in person, by mail, or by facsimile transmission to the website address, physical address, or facsimile number designated by the department on the application.

(d) The department may deny an incomplete application or an application that fails to provide information required to determine eligibility as required under this chapter.

(Eff. 1 /26 /2018, Register 225)

Authority: AS 44.17.030 AS 39.60.020 AS 39.60.040

Editor's note: An applicant may submit an application electronically, in person, by mail, or by Factorial of the Peace Officer and Firefighter Survivors' Fund Program, Department of Public Safety, factorial factorial for the Peace Officer and Firefighter Survivors' Fund Program, Department of Public Safety, factorial factorial for the Peace Officer and Firefighter Survivors' Fund Program, Department of Public Safety, factorial factorial for the Peace Officer and Firefighter Survivors' Fund Program, Department of Public Safety, factorial factorial for the Peace Officer and Firefighter Survivor fund Calaska.gov.

13 AAC 75.030. Eligibility determination. (a) The department shall determine eligibility for medical insurance premium payments under the fund. To be eligible, a surviving dependent must apply for payments under the fund in accordance with 13 AAC 75.020 and meet the eligibility requirements under 13 AAC 75.040.

(b) The department will make an eligibility determination and provide written notice of the determination to the applicant not later than 30 calendar days after receipt of the completed application and all supporting documentation required to establish eligibility. An application is considered complete if each of the following requirements are met:

(1) the application form designated by the department is complete;

(2) the application form is signed by the applicant; and

(3) the application form is returned to the department with all required

corroborating documents to establish proof of eligibility. (Eff. 1/26/2018, Register 225)

Authority: AS 44.17.030 AS 39.60.020 AS 39.60.040

13 AAC 75.040. Eligibility requirements. (a) To be eligible to receive medical insurance premium payments beyond the period of presumed eligibility, a surviving dependent must submit a completed application to the department and provide each of the following:

(1) a death certificate of the deceased peace officer or firefighter;

(2) proof that the peace officer's or firefighter's death was proximately caused by an injury sustained or hazard undergone while in the performance of and within the scope of the employee's duties, and the injury or hazard was not the proximate result of the willful negligence by the employee;

(3) proof that at the time of death, the peace officer or firefighter was employed by a participating employer in a full-time, year-round position;

(4) proof of the receipt of medical insurance benefits by the surviving dependent through the peace officer's or firefighter's employer-sponsored medical insurance coverage prior to the death of the peace officer or firefighter;

(5) proof that the surviving spouse was legally married to the peace officer or firefighter at the time of the peace officer's or firefighter's death and is not eligible to receive major medical insurance coverage through other means; except that if the peace officer's or firefighter's death occurred before June 26, 2015, and if the applicant can prove the applicant was cohabiting with the peace officer or firefighter in a continuing, exclusive same-sex relationship at the time of the death, and can meet the other eligibility requirements in this section, proof of legal marriage is not required; and

(6) proof that for each surviving dependent child for whom payment of medical insurance premium payments is sought the dependent child is:

(A) the peace officer's or firefighter's child by birth, adoption, or stepchild status;

(B) is under 26 years of age or, if 26 years of age or older, is totally and permanently disabled; and

(C) is not eligible to receive major medical insurance through other means.

(Eff. 1 / 26 /20/8, Register 225)

Authority: AS 44.17.030 AS 39.60.020 AS 39.60.040

13 AAC 75.050. Request for reconsideration. (a) An applicant whose application is denied may request that the commissioner reconsider the decision. The request for reconsideration must be received by the commissioner not later than 10 days after the date the applicant has been provided with written notice of the rejection, including notice by electronic mail.

(b) The commissioner may concur with the decision of staff, and deny the application, request additional information from the applicant, or require further consideration of the

application by department staff if the commissioner determines department staff erred in rejecting the application. (Eff. 1/26/2018, Register 225)

Authority: AS 44.17.030 AS 39.60.020

13 AAC 75.060. Verification of continuing eligibility. Annually, the department will require verification from a surviving dependent of continued eligibility to receive payment of medical insurance premium payments. The department will provide a continuing eligibility verification form to each surviving dependent not later than 90 days before the anniversary of the predict officer's or firefighters employee's death. The surviving dependent must complete and certify the information is correct and complete, and return the verification form to the department not later than 30 days after receiving it. Failure of a surviving dependent to timely certify continuing eligibility may result in termination of payment of medical insurance premium payments.

(Eff. 1 /26 /2018, Register 225)

Authority: AS 44.17.030 AS 39.60.020 AS 39.60.040

13 AAC 75.070. Loss of eligibility. (a) The eligibility of a surviving spouse to receive medical insurance premium payments ends upon the earlier of the date the surviving spouse:

(1) becomes eligible for Medicare under 42 U.S.C. Subchapter XVIII-§§1395j – 1395w-6;

(2) becomes eligible to receive alternative major medical insurance coverage, regardless of cost; or

(3) has received premium payments for 10 years, except that the 10-year time limit will not expire while a surviving spouse is parenting a surviving dependent child who is receiving the premium payments;

(b) The eligibility of a surviving dependent child to receive medical insurance premium payments ends upon the earlier of the date the dependent child:

(1) becomes eligible to receive alternative major medical insurance coverage, regardless of cost; or

(2) reaches 26 years of age. This subsection shall not apply to a child that is totally and permanently disabled as determined by the department.

(c) When eligibility ends, the department will stop paying premium payments on behalf of the surviving dependent and notify the employer's insurance company.

(Eff. 1 /26 /2018, Register 225)

Authority: AS 44.17.030 AS 39.60.020 AS 39.60.040

13 AAC 75.080. Verification and documentation. (a) An applicant shall, upon request, provide the department with verification of dependent status and any other information contained in the application. An applicant shall provide verification acceptable to the department through

official marriage or birth certificates, adoption records, or other official documentary evidence. An applicant shall verify ineligibility for other medical insurance coverage through an attestation or other documents or correspondence from the surviving dependent's employer, staff members of social service agencies, or other third parties.

(b) An applicant shall verify the deceased peace officer's or firefighter's employment and medical insurance participation status by providing documentary evidence verifying, for example, the type of position held, that the employment was full-time and twelve months per year, and the type and level of medical insurance $\frac{1}{100}$ which the employee and surviving dependent was enrolled at the time of death.

(c) In addition to an official death certificate, an applicant shall, upon request, provide the department with any reports, summaries, memoranda, or other documents explaining the circumstances surrounding the death of the peace officer or firefighter to verify eligibility in accordance with 13 AAC 75.040(a)(2). (Eff. 1/26/2018, Register 225)

Authority: AS 44.17.030 AS 39.60.020 AS 39.60.040

13 AAC 75.090. Report of changes. (a) It is the responsibility of the recipient or the recipient's authorized representative to report to the department all changes which might affect continuing eligibility for payment of medical insurance premiums under the fund. Any changes must be reported orally or in writing not later than 10 days after their occurrence. Changes which must be reported include:

(1) a change in marital status resulting in eligibility for alternative major medical insurance coverage;

(2) a change in employment status resulting in eligibility for alternative major medical insurance coverage;

(3) eligibility for Medicare under 42 U.S.C. Subchapter XVIII §§1395j - 1395w-

6;

(4) eligibility for major medical insurance coverage through other means regardless of the source or cost;

(5) a surviving dependent child reaching 26 years of age; and

(6) the tenth anniversary since a surviving spouse first began receiving premium

payments for medical insurance.

(b) Under 13 AAC 75, coverage through Medicaid under 42 U.S.C. \$1396 or coverage available through a health insurance marketplace under the Patient Protection and Affordable Care Act under 42 U.S.C. \$18001 or similar federal law shall not constitute eligibility for medical insurance coverage through other means.

(c) Medical insurance premium payments will cease the month following the month in which a surviving dependent becomes ineligible. If ineligibility is due to eligibility for other major medical insurance and the surviving dependent later loses eligibility for the other major medical insurance, the surviving dependent may reapply for medical insurance premium payments under the fund.

(d) In the event that a change in status or error in a surviving dependent's records results in the payment of medical premiums that the surviving dependent is not entitled to, the department shall correct the error in the department's records and, as far as practicable, recover medical premium payments made in error, regardless of the source of the error. The department may recover medical premium payments made in error through a lump sum payment or a

structured repayment plan that ensures the minimal amount of financial impact to the Peace Officer and Firefighter Survivors' Fund. In authorizing a structured repayment, the department shall include such interest as necessary to minimize the impact to the Fund. The department, in its discretion, may waive the repayment of an overpayment of medical premium payments, or any portion thereof, if, in the opinion of the department:

(1) the repayment will cause undue hardship to a surviving dependent;

(2) the surviving dependent did not supply any erroneous information to the department in relation to the medical premium overpayment;

(3) the surviving dependent reported all changes to eligibility in a timely manner; and

(4) the surviving dependent had no reasonable grounds to believe the medical premium payment occurred in error. (Eff. 1 /26 /2018, Register 225)
Authority: AS 44.17.030 AS 39.60.020 AS 39.60.040

13 AAC 75.095. Municipal participation in the fund. (a) A local government may apply to the department to participate in the peace officer and firefighter survivors' fund under AS 39.60.010–AS 39.60.190 by completing a participation application provided by the department and entering into a participation agreement with the department. The participation agreement shall designate the amount and frequency of the local government's contribution to the fund, require that the local government stay current with its contributions to the fund, and require the local government to comply with all regulations promulgated in regard to the Peace Officer and Firefighter Survivors' Fund.

Register <u>225</u>, <u>April</u> 2018 PUBLIC SAFETY

(b) A local government participating in the fund agrees to pay 100 percent of the premium to maintain medical insurance coverage for the surviving dependents of the peace officer or firefighter killed in the line of duty in addition to any necessary administration costs.

(c) A participating local government agrees to maintain the same level of medical coverage for the surviving dependent as was last selected by the deceased peace office or firefighter or at the amended level of coverage if the local government amends coverage for all permanent, full-time employees.

(d) The department shall retain sole authority to determine survivor eligibility. The local government agrees to provide all requested information needed to determine continuing eligibility.

(e) A local government may apply to the department to participate in the Peace Officer and Firefighter Survivors' Fund after the local government experiences the death of an employee. The department will not make any retroactive payments from the fund, however nothing in this chapter bars the local government from paying the surviving dependent's medical insurance costs during the application process.

(f) In the event a local government elects to discontinue its participation in the Peace Officer and Firefighter Survivors' Fund, or fails to make the required premium payments, the department is not obligated to make payments to the surviving dependent on behalf of the local government. (Eff. $\frac{1}{26}$ /2018, Register 225)

Authority: AS 44.17.030 AS 39.60.020 AS 39.60.050

13 AAC 75.100. Definitions. In this chapter, unless the context requires otherwise,

(1) "applicant" means a surviving dependent or the surviving dependent's authorized representative, parent or guardian;

(2) "child" has the meaning given in AS 39.60.190 and includes an unborn child of the peace officer or firefighter;

(3) "employee" means the peace officer or firefighter who is killed in the line of duty;

(4) "fund" means the Peace Officer and Firefighter Survivors' Fund established in AS 39.60.010;

(5) "major medical insurance" means medical insurance designed to compensate for particularly large medical expenses due to a severe or prolonged illness, usually by paying a high percentage or medical bills above a certain amount, that covers the expenses associated with serious illness or hospitalization and does not include limited benefit plans, dental vision plans," accident supplements, short-term health insurance, or critical illness plans,"

(6) "recipient" means a surviving dependent who has been found eligible to participate, and is participating, in the fund;

(7) "surviving dependent" means a surviving spouse or child of a peace officer or firefighter who is killed in the line of duty;

(8) "surviving spouse" means a person who is married to a peace officer or firefighter at the time of the peace officer's or firefighters' death. (Eff. 1 / 26 / 2018, Register 225)
Authority: AS 44.17.030 AS 39.60.020 AS 39.60.070

MEMORANDUM

To: The Honorable Byron Mallott Lieutenant Governor

State of Alaska Department of Law

Date: December 27, 2017

File No.: JU2017200289

Tel. No.: 465-3600

From: Susan R. Pollard Chief Assistant Attorney General and Regulations Attorney Legislation and Regulations Section Re: Department of Public Safety Regulation re: 13 AAC 75: Peace Officer and Firefighter Survivors' Fund

The Department of Law has reviewed the attached Department of Public Safety regulations (13 AAC 75) to implement the Peace Officer and Firefighter Survivors' Fund established in 2017 (ch. 14, SLA 2017) against the statutory standards of the Administrative Procedure Act. Based upon our review, we find no legal problems. This memorandum 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 were adopted by the Department of Public Safety after the close of the public comment period. The September 10, 2017 public notice includes the notification of costs of implementation to the state agency under AS 44.62.190(d). The adoption order appears to characterize the cost information under AS 44.62.190(d) as a regulatory fiscal note. However, no regulatory fiscal note is required as the agency action implements and makes specific guidelines for eligibility in a statutorily established fund. Therefore, a fiscal note under AS 44.62.195 is not required.

We have made some technical corrections to conform the regulations in accordance with AS 44.62.125. The corrections are shown on the attached copy of the regulations.

SRP cc w/encl: (via email):

Honorable Walt Monegan, Commissioner Department of Public Safety

Robyn Ramos, Regulations Contact Department of Public Safety

Allison Hanzawa, Special Assistant to the Commissioner Department of Public Safety

Joan Wilkerson, Assistant Attorney General Labor and State Affairs Department of Law

<u>NOTICE OF PROPOSED CHANGES ON</u> <u>THE PEACE OFFICER AND FIREFIGHTER SURVIVORS' FUND</u> IN THE REGULATIONS OF THE DEPARTMENT OF PUBLIC SAFETY

The Department of Public Safety proposes to adopt a regulation in Title 13 of the Alaska Administrative Code, dealing with the Peace Officer and Firefighter Survivors' Fund, including the following:

The proposed regulation establishes the process for implementing the Peace Officer and Firefighter Survivors' Fund under AS 39.60 including eligibility determination timelines and criteria for participation in the fund; methods of verification and required documentation; types of changes participants are required to report; circumstances that affect continued eligibility; municipal participation in the fund; and a definitions section.

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 to the Department of Public Safety Commissioner's Office at PO Box 111200, Juneau, AK 99811-1200. Additionally, the Department of Public Safety will accept comments by facsimile at (907) 465-4362 and by electronic mail at <u>allison.hanzawa@alaska.gov</u>. Comments may also be submitted through the Alaska Online Public Notice System by accessing this notice on the system and using the comment link. The comments must be received not later than 4:30 PM on October 12, 2017.

You may submit written questions relevant to the proposed action to Allison Hanzawa by electronic mail at <u>allison.hanzawa@alaska.gov</u> or by US Mail at PO Box 111200, Juneau, AK 99811-1200. The questions must be received at least 10 days before the end of the public comment period. The Department of Public Safety will aggregate its response to substantially similar questions and make the questions and responses available on the Alaska Online Public Notice System.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Allison Hanzawa at <u>allison.hanzawa@alaska.gov</u> or (907) 465-5505 not later than October 2, 2017, to ensure that any necessary accommodation can be provided.

A copy of the proposed regulation changes is available on the Alaska Online Public Notice System and by contacting Allison Hanzawa at <u>allison.hanzawa@alaska.gov</u>or (907) 465-5505.

After the public comment period ends, the Department of Public Safety will either adopt the proposed regulation changes or other provisions dealing with the same subject, without further notice, or decide to take no action. The language of the final regulation may be different from that of the proposed regulation. You should comment during the time allowed if your interests could be affected.

Statutory authority: AS 39.60.020

Statutes being implemented, interpreted, or made specific: AS 39.60

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

Date: 09/08/2017

Allison Hanzawa

ADDITIONAL REGULATION NOTICE INFORMATION (AS 44.62.190(d))

- 1. Adopting agency: Department of Public Safety
- 2. General subject of regulation: Peace Officer and Firefighter Survivors' Fund
- 3. Citation of regulation (may be grouped):<u>13 AAC 70</u>
- 4. Department of Law file number, if any: JU2017200289
- 5. Reason for the proposed action:
 - () Compliance with federal law or action (identify):
 - (x) Compliance with new or changed state statute
 - () Compliance with federal or state court decision (identify):_____
 - () Development of program standards
 - () Other (identify):_____
- 6. Appropriation/Allocation: <u>Fund Capitalization/Peace Officer and Firefighter Survivors'</u> Fund
- 7. Estimated annual cost to comply with the proposed action to:

A private person: \$0.00	
Another state agency: \$0.00	
A municipality: Indeterminate	

8. Cost of implementation to the state agency and available funding (in thousands of dollars):

	Initial Year	Subsequent
	FY2018	Years
Operating Cost	\$ <u>70.1</u>	\$ <u>70.1</u>
Capital Cost	\$ <u>0.00</u>	\$ <u>0.00</u>
1002 Federal receipts	\$ <u>0.00</u>	\$ <u>0.00</u>
1003 General fund match	\$ <u>0.00</u>	\$ <u>0.00</u>
1004 General fund	\$ <u>70.1</u>	\$ <u>70.1</u>
1005 General fund/		
program	\$ <u>0.00</u>	\$ <u>0.00</u>
Other (identify)	\$ <u>0.00</u>	\$ <u>0.00</u>

9. The name of the contact person for the regulation:

Name: <u>Allison Hanzawa</u> Title: <u>Special Assistant to the Commissioner II</u> Address: <u>PO Box 111200 Juneau, AK 99811-1200</u> Telephone: <u>(907) 465-5505</u> E-mail address: <u>allison.hanzawa@alaska.gov</u>

- 10. The origin of the proposed action:
 - <u>x</u> Staff of state agency
 - _____ Federal government
 - _____ General public
 - _____ Petition for regulation change
 - Other (identify):_____

11. Date: <u>09/08/2017</u>

Prepared by:

Name (printed): <u>Allison Hanzawa</u> Title (printed): <u>Special Assistant to the Commissioner II</u> Telephone: <u>(907) 465-5505</u>

AFFIDAVIT OF NOTICE OF PROPOSED REGULATION AND FURNISHING OF ADDITIONAL INFORMATION

I, Allison Hanzawa, Special Assistant to the Commissioner, of The Department of Public Safety, being sworn, state the following:

As required by AS 44.62.190, notice of the proposed adoption of changes to 13 AAC regarding the Peace Officer and Firefighter Survivors Fund_has been given by being

- (1) published in a newspaper or trade publication;
- (2) furnished to interested persons;
- (3) furnished to appropriate state officials;
- (4) furnished to the Department of Law, along with a copy of the proposed regulation;
- (5) furnished electronically to incumbent State of Alaska legislators;
- (6) furnished to the Legislative Affairs Agency, Division of Legal and Research Services;
- (7) posted on the Alaska Online Public Notice System as required by AS 44.62.175(a)(1) and (b) and 44.62.190(a)(1);
- (8) furnished electronically, along with a copy of the proposed regulation, to the Legislative Affairs Agency, the chair of the State Affairs Committee of the Alaska Senate and House of Representatives, the Administrative Regulation Review Committee, and the legislative council.

As required by AS 44.62.190, additional regulation notice information regarding the proposed adoption of the regulation changes described above has been furnished to interested persons and those in (5) and (6) of the list above. The additional regulation notice information also has been posted on the Alaska Online Public Notice System.

Date: 100.20.2017

Allison Hanzawa, Special Assistant

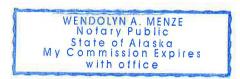
Subscribed and sworn to before me at

N 20, 2017

on

Notary Public in and for the State of Alaska

[NOTARY SEAL]



AFFIDAVIT OF AGENCY RECORD OF PUBLIC COMMENT

I, Allison Hanzawa, Special Assistant to the Commissioner for the Department of Public Safety, being duly sworn, state the following:

In compliance with AS 44.62.215, the Department of Public Safety has kept a record of its use or rejection of factual or other substantive information that was submitted in writing and orally as public comment and that was relevant to the accuracy, coverage, or other aspect of the Department of Public Safety regulation on the Peace Officer and Firefighter Survivors' fund.

11.28 2017 Date:

on

Allison Hanzawa, Special Assistant

Subscribed and sworn to before me at

(date)

unlar

Notary Public in and for the State of Alaska

[NOTARY SEAL]

WENDOLYN A. MENZE Notary Public State of Alaska Commission Expires N with office

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AFFIDAVIT OF PUBLICATION

STATE OF ALASKA

THIRD JUDICIAL DISTRICT

Joleesa Stepetin

being first duly sworn on oath deposes and says that he/she is a representative of the Alaska Dispatch News, a daily newspaper. That said newspaper has been approved by the Third Judicial Court, Anchorage, Alaska, and it now and has been published in the English language continually as a daily newspaper in Anchorage, Alaska, and it is now and during all said time was printed in an office maintained at the aforesaid place of publication of said newspaper. That the annexed is a copy of an advertisement as it was published in regular issues (and not in supplemental form) of said newspaper on

September 10, 2017

and that such newspaper was regularly distributed to its subscribers during all of said period. That the full amount of the fee charged for the foregoing publication is not in excess of the rate charged private individuals.

Signed

Subscribed and sworn to before me this <u>11th</u> day of <u>September</u>, <u>2017</u>

Notary Public in and for The State of Alaska. Third Division Anchorage, Alaska MY COMMISSION EXPIRES

2019

NOTICE OF PROPOSED CHANGES ON THE PEACE OFFICER AND FIREFIGHTER SURVIVORS' FUND IN THE REGULATIONS OF THE DEPARTMENT OF PUBLIC SAFETY

The Department of Public Safety proposes to adopt a regulation in Title 13 of the Alaska Administrative Code, dealing with the Peace Officer and Firefighter Survivors' Fund, including the following:

The proposed regulation establishes the process for implementing the Peace Officer and Firefighter Survivors' Fund under AS 39.60 including eligibility determination timelines and criteria for participation in the fund; methods of verification and required documentation; types of changes participants are required to report; circumstances that affect continued eligibility; municipal participation in the fund; and a definitions section.

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 to the Department of Public Safety Commissioner's Office at PO Box 111200, Juneau, AK 99811- 1200. Additionally, the Department of Public Safety will accept comments by facsimile at (907) 465-4362 and by electronic mail at allison.hanzawa@alaska.gov. Comments may also be submitted through the Alaska Online Public Notice System by accessing this notice on the system and using the comment link. The comments must be received not later than 4:30 PM on October 12, 2017.

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If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Allison Hanzawa at allison.hanzawa@alaska.gov or (907) 465-5505 not later than October 2, 2017, to ensure that any necessary accommodation can be provided.

A copy of the proposed regulation changes is available on the Alaska Online Public Notice System and by contacting Allison Hanzawa at allison.hanzawa@alaska.gov or (907) 465-5505.

After the public comment period ends, the Department of Public Safety will either adopt the proposed regulation changes or other provisions dealing with the same subject, without further notice, or decide to take no action. The language of the final regulation may be different from that of the proposed regulation. You should comment during the time allowed if your interests could be affected.

Statutory authority: AS 39.60.020

Statutes being implemented, interpreted, or made specific: AS 39,60

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

Date: 09/082017

Allison Hanzawa

Published: September 10, 2017

Notary Public BRITNEY L. THOMPSON State of Alaska My Commission Expires Feb 23, 2019