

Kevin Meyer  
Lieutenant Governor  
State Capitol  
Juneau, Alaska 99811  
907.465.3520  
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530 West 7<sup>th</sup> Ave, Suite 1700  
Anchorage, Alaska 99501  
907.269.7460  
LT.GOVERNOR@ALASKA.GOV

**OFFICE OF THE LIEUTENANT GOVERNOR  
ALASKA**

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

**TO:** Debbie Morgan  
Department of Commerce, Community and Economic Development

**FROM:** April Simpson, Office of the Lieutenant Governor   
465.4081

**DATE:** February 27, 2019

**RE:** Filed Permanent Regulations: Department of Commerce Community and Economic Development

Regulations re: occupational licensing fees for professions and organizations regulated by the Board of Certified Real Estate Appraisers (12 AAC 02.370(b))

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Attorney General File:	2018201043
Regulation Filed:	2/26/2019
Effective Date:	3/28/2019
Print:	229, April 2019

cc with enclosures: Linda Miller, Department of Law  
Judy Herndon, LexisNexis

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

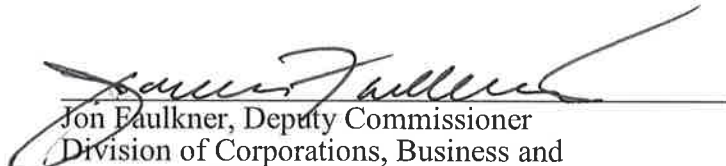
The attached one page of regulations, dealing with occupational licensing fees for professions regulated by the Board of Certified Real Estate Appraisers, are adopted and certified to be a correct copy of the regulation changes that the Department of Commerce, Community and Economic Development adopts under the authority of AS 08.01.062, AS 08.01.065, AS 08.87.110, AS 08.87.120, AS 08.87.135, and AS 08.87.310, 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 described in this order take effect on the 30<sup>th</sup> day after they have been filed by the lieutenant governor, as provided in AS 44.62.180.

DATE: January 28, 2019  
Juneau, Alaska

  
Jon Faulkner, Deputy Commissioner  
Division of Corporations, Business and  
Professional Licensing

FILING CERTIFICATION

I, Kevin Meyer, Lieutenant Governor for the State of Alaska, certify that on February 26, 2019 at 1:44 P.m., I filed the attached regulations according to the provisions of AS 44.62.040 – 44.62.120.

  
Kevin Meyer, Lieutenant Governor

Effective: March 28, 2019.

Register: 229, April 2019.



THE STATE  
of **ALASKA**

GOVERNOR MICHAEL J. DUNLEAVY

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

OFFICE OF THE COMMISSIONER

P.O. Box 110800  
Juneau, Alaska 99811-0800  
Main: 907.465.2500  
Toll free fax: 907.465.2500

In accordance with AS 44.17.010, the authority and responsibility for adopting regulations, outside of the Alcohol and Marijuana Control Office (AMCO), but for the Department of Commerce, Community, and Economic Development (DCCED), under the Alaska Administrative Procedure Act, is hereby delegated to:

Jon Faulkner  
Deputy Commissioner  
Office of the Commissioner  
DCCED  
550 West Seventh Avenue, Suite 1535  
Anchorage, AK 99501  
907-269-8100  
[jon.faulkner@alaska.gov](mailto:jon.faulkner@alaska.gov)

In accordance with AS 44.17.010, the authority and responsibility for adopting regulations of the Alcohol and Marijuana Control Office, under the Alaska Administrative Procedure Act, is hereby delegated to:

Shawn Williams  
Assistant Commissioner  
DCCED  
550 West Seventh Avenue, Suite 1535  
Anchorage, AK 99501  
907-269-8100  
[shawn.williams@alaska.gov](mailto:shawn.williams@alaska.gov)

This Delegation of Authority will remain in effect until modified or revoked by a subsequent delegation. This Delegation supersedes and revokes all delegations preceding it.

Dated the 4<sup>th</sup> day of January, 2019

A handwritten signature in cursive script, appearing to read "Julie Anderson", written over a horizontal line.

Julie Anderson  
Commissioner  
Department of Commerce, Community,  
and Economic Development

**Chapter 02. General Occupational Licensing Functions.**

12 AAC 02.370 is amended by adding a new subsection to read:

(b) The following fees are established for real estate appraisal management companies:

- (1) nonrefundable application fee for initial registration, \$500;
- (2) registration fee for all or part of the initial biennial registration period, \$700;
- (3) biennial registration renewal fee, \$700;
- (4) change in controlling person, owner, employee, director, officer, or agent,

\$250;

- (5) annual federal registry fee for each appraiser on the appraiser panel

performing one or more federally related transactions in the preceding calendar year, \$25. (Eff.

5/20/92, Register 122; am 5/28/93, Register 126; am 4/15/94, Register 130; am 5/17/95, Register

134; am 6/6/99, Register 150; am 6/17/2001, Register 158; am 6/13/2002, Register 162; am

6/20/2003, Register 166; am 6/17/2005, Register 174; am 6/9/2007, Register 182; am 6/28/2009,

Register 190; am 6/10/2011, Register 198; am 4/20/2012, Register 202; am 5/15/2013, Register

206; am 10/7/2018, Register 228; am 3 / 28 / 2019, Register 229)

**Authority:** AS 08.01.062 AS 08.87.110 **AS 08.87.135**

AS 08.01.065 AS 08.87.120 AS 08.87.310

# MEMORANDUM

## State of Alaska Department of Law

**To:** The Honorable Kevin Meyer  
Lieutenant Governor

**Date:** February 15, 2019

**File No.:** 2018201043

**Thru:** Susan R. Pollard *SRP*  
Chief Assistant Attorney General  
and Regulations Attorney  
Legislation and Regulations Section

**Tel. No.:** 465-3600

**From:** Steven C. Weaver *SCW*  
Senior Assistant Attorney General  
and Assistant Regulations Attorney  
Legislation and Regulations Section

**Re:** Regulations re: occupational  
licensing fees for professions and  
organizations regulated by the Board  
of Certified Real Estate Appraisers  
(12 AAC 02.370(b))

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 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 Commerce, Community, and Economic Development after the close of the public comment period. The regulations establish fees for real estate appraisal management companies, to be regulated by the Board of Certified Real Estate Appraisers under a companion regulations project (Department of Law file number 2018201042).

The December 4, 2018 public notice and the January 28, 2019 adoption order 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 note that these fee regulations are related to a set of substantive regulations changes that include new regulations for real estate appraisal management companies (Department of Law file number 2018201042). We ask that the set of substantive regulations be filed on the same date as this fee regulation project so that the regulations in each project share the same effective date (i.e., 30 days after the date of filing).

We have made a technical correction to a footer to conform the regulations in accordance with AS 44.62.125. The correction is shown on the attached copy of the regulations. We have not made edits to the regulations themselves.

SCW

cc: Honorable Julie Anderson, Commissioner  
Department of Commerce, Community, and Economic Development

Sara Chambers, Director  
Division of Corporations, Business, and Professional Licensing  
Department of Commerce, Community, and Economic Development

Debbie Morgan, Regulations Contact  
Department of Commerce, Community, and Economic Development

Sher Zinn, Regulations Specialist  
Division of Corporations, Business, and Professional Licensing  
Department of Commerce, Community, and Economic Development

Jun Maiquis, Regulations Specialist  
Division of Corporations, Business, and Professional Licensing  
Department of Commerce, Community, and Economic Development

Joan Wilson, Assistant Attorney General  
Commercial, Fair Business, and Child Support Section

**NOTICE OF PROPOSED CHANGES TO OCCUPATIONAL LICENSING FEES FOR  
PROFESSIONS REGULATED BY THE BOARD OF CERTIFIED REAL ESTATE  
APPRAISERS, IN THE REGULATIONS OF THE DEPARTMENT OF COMMERCE,  
COMMUNITY, AND ECONOMIC DEVELOPMENT**

**BRIEF DESCRIPTION:** The Department of Commerce, Community, and Economic Development proposes to add fees for Appraisal Management Companies, to implement amendments to AS 08.87 enacted under Chapter 67, SLA 2018 (SB155).

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

**12 AAC 02.370. Board of Certified Real Estate Appraisers**, is proposed to add fees for Appraisal Management Company (AMC) registration, and appraiser federal registration.

Under AS 08.01.065, the Department must establish fee levels so that the total amount of fees collected for an occupation approximately equals the actual regulatory costs for the occupation.

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 Sher Zinn, Regulations Specialist, Division of Corporations, Business and Professional Licensing, P.O. Box 110806, Juneau, AK 99811-0806. Additionally, the Department will accept comments by facsimile at (907) 465-2974 and by electronic mail at [RegulationsAndPublicComment@alaska.gov](mailto:RegulationsAndPublicComment@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/192259>, and using the comment link. **The comments must be received not later than 5:00 p.m. on January 2, 2019.**

You may submit written questions relevant to the proposed action to Sher Zinn, Regulations Specialist, Division of Corporations, Business and Professional Licensing, P.O. Box 110806, Juneau, AK 99811-0806 or by e-mail at [RegulationsAndPublicComment@alaska.gov](mailto:RegulationsAndPublicComment@alaska.gov). **The questions must be received at least 10 days before the end of the public comment period.** The Department will aggregate its response to substantially similar questions and make the questions and responses available on the Department's website at <https://www.commerce.alaska.gov/web/cbpl/ProfessionalLicensing/RealEstateAppraisers.aspx> or on the Alaska Online Public Notice System. The Department may, but is not required to, answer written questions received after the 10-day cut-off date and before the end of the comment period.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Sher Zinn at (907) 465-1049 or [RegulationsAndPublicComment@alaska.gov](mailto:RegulationsAndPublicComment@alaska.gov) not later than December 26, 2018, to ensure that any necessary accommodations can be provided.

A copy of the proposed regulation changes is available on the Alaska Online Public Notice System and by contacting Sher Zinn at (907) 465-1049 or [RegulationsAndPublicComment@alaska.gov](mailto:RegulationsAndPublicComment@alaska.gov), or go to <https://www.commerce.alaska.gov/web/portals/5/pub/APR-Fees-1118.pdf>.

After the public comment period ends, the Department 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.** Written comments and questions received are public records and are subject to public inspection.

**Statutory Authority:** AS 08.01.062; AS 08.01.065; AS 08.87.110; AS 08.87.120; AS 08.87.135; AS 08.87.310.

**Statutes Being Implemented, Interpreted, or Made Specific:** AS 08.01.062; AS 08.01.065;

AS 08.87.110; AS 08.87.120; AS 08.87.135; AS 08.87.310.

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

DATE: 12/3/18

  
Sher Zinn, 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, send your request to the Division at the address above, giving your name, either your e-mail address or mailing address (as you prefer for receiving notices), and the occupational area in which you are interested.

**ADDITIONAL REGULATION 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 02.370.
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. **Estimated annual cost to comply with the proposed action to:**  
**A private person:** Costs of \$500 non-refundable application fee, \$700 biennial license and renewal fees for appraisal management companies, \$250 fee for change of personnel associated with the appraisal management company, \$25 federal mandated registry fee for each appraiser on the appraiser panel.  
**Another state agency:** None known.  
**A municipality:** None known.
8. **Cost of implementation to the state agency and available funding (in thousands of dollars):** No costs are expected in FY 2019 or in subsequent years.
9. **The name of the contact person for the regulation:**  
Sher Zinn, Regulations Specialist  
Division of Corporations, Business and Professional Licensing  
Department of Commerce, Community, and Economic Development  
Telephone: (907) 465-1049  
E-mail: [RegulationsAndPublicComment@alaska.gov](mailto:RegulationsAndPublicComment@alaska.gov)
10. **The origin of the proposed action:** Division of Corporations, Business and Professional Licensing.



11. Date: 12/3/18

Prepared by: Sher Zinn  
Sher Zinn  
Regulations Specialist  
(907) 465-1049

**FIRST JUDICIAL DISTRICT )**

### AND FURNISHING OF ADDITIONAL INFORMATION


I, Sher Zinn, Regulations Specialist, of the Department of Commerce, Community, and Economic Development, Division of Corporations, Business and Professional Licensing, being sworn, state the following:

As required by AS 44.62.190, notice of the proposed adoption of changes to 12 AAC 02.370, dealing with occupational licensing fees for appraisal management companies, regulated by the Board of Certified Real Estate Appraisers has been given by being:

1. published in a newspaper or trade publication;
2. furnished to every person who has filed a request for notice of proposed action with the state agency;
3. furnished to appropriate state officials;
4. furnished to interested persons;
5. furnished to the Department of Law, along with a copy of the proposed regulation;
6. furnished electronically to incumbent State of Alaska legislators;
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);

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 (2), (4) and (6) of the list above. The additional regulation notice information also has been posted on the Alaska Online Public Notice System.

Date: 1/29/19

  
Sher Zinn, Regulations Specialist

Subscribed and sworn to before me at Suncook Alaska on 1-29-2019.

(date)



Notary Public in and for the State of Alaska  
My commission expires 12/31/2025

STATE OF ALASKA )  
 ) ss.  
FIRST JUDICIAL DISTRICT )

AFFIDAVIT OF AGENCY RECORD OF PUBLIC COMMENT

I, Sher Zinn, Regulations Specialist, of the Department of Commerce, Community, and Economic Development, Division of Corporations, Business and Professional Licensing, being sworn, state the following:

In compliance with AS 44.62.215, the Department of Commerce, Community, and Economic Development has kept a record of its use or rejection of factual or other substantive information that was submitted in writing as public comment and that was relevant to the accuracy, coverage, or other aspect of the Department of Commerce, Community, and Economic Development regulations on dealing with registration fees for appraisal management companies regulated by the Board of Certified Real Estate Appraisers.

Date: 1/29/19

Sher Zinn  
Sher Zinn, Regulations Specialist

Subscribed and sworn to before me at Juneau Alaska on 1-29-2019

(date)



D. Ames  
Notary Public in and for the State of Alaska  
My commission expires: 1/29/2019

# ANCHORAGE DAILY NEWS

RECEIVED  
Juneau  
DEC 17 2018

CBPL

## AFFIDAVIT OF PUBLICATION

Account #: 268972

ST OF AK/DEC/OCCU  
PO BOX 110806  
JUNEAU, AK 998110806

Order# 0001431236  
Cost \$503.00

Product ADN-Anchorage Daily News  
Placement 0300  
Position 0301

STATE OF ALASKA  
THIRD JUDICIAL DISTRICT

Sarah Jennett

being first duly sworn on oath deposes and says that he/she is a representative of the Anchorage Daily 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

December 04, 2018

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

Sarah Jennett

Subscribed and sworn to before me  
this 5th day of December, 2018

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

MY COMMISSION EXPIRES

2/23/2019

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

### NOTICE OF PROPOSED CHANGES TO OCCUPATIONAL LICENSING FEES FOR PROFESSIONS REGULATED BY THE BOARD OF CERTIFIED REAL ESTATE APPRAISERS, IN THE REGULATIONS OF THE DEPARTMENT OF COMMERCE, COMMUNITY, AND ECONOMIC DEVELOPMENT

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

**12 AAC 02.370. Board of Certified Real Estate Appraisers.** is proposed to add fees for Appraisal Management Company (AMC) registration, and appraiser federal registration.

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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 Sher Zinn, Regulations Specialist, Division of Corporations, Business and Professional Licensing, P.O. Box 110806, Juneau, AK 99811-0806. Additionally, the Department will accept comments by facsimile at (907) 465-2974 and by electronic mail at RegulationsAndPublicComment@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/192259>, and using the comment link. **The comments must be received not later than 5:00 p.m. on January 2, 2019.**

Bidders are responsible for the timely delivery of bids to Sophia Anning, Contract Administrator, Department of CIPM, North Slope Borough, 907-852-0489 Ext. 6205. Bids will be opened and publicly read aloud at 4:00 p.m. at the upstairs CIPM conference room at 1689 Okpik Street, Utqiagvik, AK. The project title/CIP number, your vendor/firm's name, the words "Bid Enclosed", bid date and name of Project Administrator must appear on the outside envelope of all bids.

The North Slope Borough is seeking sealed bids for construction services for the Police Stations in Nuiqsut, Anaktuvuk Pass, Kaktovik, Wainwright, and Point Lay, Alaska. The work includes interior improvements and other upgrades to the existing facilities. The project is known as Village Police Station HVAC System Upgrades, CIP # 18-102, 18-103, 18-106, 18-107 & 18-108.

ADVERTISEMENTS FOR BIDS

Legals & Public Notices  
301

Legals & Public Notices  
301

STATE OF ALASKA                    )  
  ) ss.  
FIRST JUDICIAL DISTRICT    )

AFFIDAVIT OF DEPARTMENT CONSIDERATION OF  
BOARD RECOMMENDATIONS

I, Sher Zinn, Regulations Specialist, of the Department of Commerce, Community, and Economic Development, Division of Corporations, Business and Professional Licensing, being sworn, state the following:

As required by AS 08.01.065(c), the Department of Commerce, Community, and Economic Development has considered the recommendations of the Board of Certified Real Estate Appraisers before adopting changes to the fees in 12 AAC 02.370.

Date: 1/29/19

Sher Zinn  
Sher Zinn, Regulations Specialist

Subscribed and sworn to before me at Juneau Alaska on  
1-29-2019

(date)



D. Ames  
Notary Public in and for the State of Alaska  
My commission expires: w/ office