

MEMORANDUM

State of Alaska Department of Law


TO: April Simpson, AAC Coordinator
Office of the Lieutenant Governor

DATE: March 28, 2019

FILE NO.:

THRU:

TEL. NO.: 465-3600

FROM: Steven C. Weaver 
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and Assistant Regulations Attorney
Legislation and Regulations Section

SUBJECT: Corrections to the Alaska
Administrative Code (AAC):
3 AAC 306.990(b)(43)
(definition of "intoxicated")

In accordance with the authority of the regulations attorney under AS 44.62.125(b), please forward to the publisher the correction to the Alaska Administrative Code (AAC) described below. I have forwarded this correction under a specific delegation dated December 3, 2018 from the regulations attorney. This revision corrects a manifest error in a reference to a law.

The regulation to be revised is the definition of "intoxicated" in 3 AAC 306.990(b)(43), as filed by the Lieutenant Governor's office on March 12, 2019, to appear in Register 230 (July 2019), and with an effective date of April 11, 2019. The revision to that paragraph is as follows:

--Change "11.81.900(b)(34)" to "11.81.900(b)"

In addition, after 3 AAC 306.990, please insert an editor's note to read as follows:

Editor's note: As of Register 230 (July 2019), the regulations attorney made a technical revision under AS 44.62.125(b)(6), to the definition of "intoxicated" in 3 AAC 306.990(b).

This edit is necessary because in the filed regulations, the definition of "intoxicated" has the meaning given in AS 11.81.900(b), but incorrectly states that the definition is located at AS 11.81.900(b)(34). The statutory definition is now located at AS 11.81.900(b)(35), probably because the Legislative Affairs Agency re-alphabetized AS 11.81.900(b) when incorporating new statutory definitions. Rather than risk the cross-reference becoming obsolete again in the future, my revision states, without citing a specific paragraph number, that "intoxicated" has the meaning given in AS 11.81.900(b). Thank you for your assistance, and please contact me if you have additional questions.

SCW

cc: Debbie Morgan, Regulations Contact
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