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**OFFICE OF THE LIEUTENANT GOVERNOR
ALASKA**

M E M O R A N D U M

TO: Mary Kay Ryckman
Department of Natural Resources

FROM: April Simpson, Office of the Lieutenant Governor 
465.4081

DATE: January 24, 2020

RE: Filed Permanent Regulations: Department of Natural Resources

Department of Natural Resources Regulation re: Use of firearms in Hatcher Pass
biathlon range (11 AAC 96.014(b)(3)(E))

Attorney General File:	2018200896
Regulation Filed:	1/24/2020
Effective Date:	2/23/2020
Print:	233, April 2020

cc with enclosures: Harry Hale, Department of Law
Judy Herndon, LexisNexis

ORDER ADOPTING CHANGES TO REGULATIONS
OF THE DEPARTMENT OF NATURAL RESOURCES

The attached 2 pages of regulations, dealing with 11 AAC 96.014(b)(3)(E), Hatcher Pass Special Use Area, is adopted and certified to be a correct copy of the regulation changes that the Department of Natural Resources adopts under the authority of AS 38.05.020, and AS 38.05.850 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 Natural Resources 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.

Date: 12/10/2019




Corri Feige, Commissioner, Department of
Natural Resources

FILING CERTIFICATION

I, Kevin Meyer, Lieutenant Governor for the State of Alaska, certify that on

Jan. 24th, 2020, at 10:57 AM filed the attached regulations according to the provisions of AS 44.62.040 - 44.62.120.



Lieutenant Governor

Effective: February 23, 2020.

Register: 233, April 2020.

11 AAC 96.014(b)(3)(E) is amended to read:

(E) except for within a biathlon range approved by the Matanuska-Susitna Borough and located in the E1/2SW1/4 and the SE1/4 of Section 28 of Township 19 North, Range 1 East, Seward Meridian, where a person may not use or discharge a firearm except for a firearm approved by the Matanuska-Susitna Borough for the purposes of biathlon training or competition on a biathlon range approved by the Matanuska-Susitna Borough, in the High Glacier Peaks, Government Peak, Independence, and Mile 16 management units and in portions of the Archangel and Reed Lakes/Little Susitna management units, as shown on the Hatcher Pass Special Use Area Map 2, a person may not use or discharge a firearm except for the purpose of lawful hunting; however, a person may not use or discharge a firearm for any purpose

(i) except for within a biathlon range approved by the Matanuska-Susitna Borough and located in the E1/2SW1/4 and the SE1/4 of Section 28 of Township 19 North, Range 1 East, Seward Meridian, where a person may not use or discharge a firearm except for a firearm approved by the Matanuska-Susitna Borough for the purposes of biathlon training or competition on a biathlon range approved by the Matanuska-Susitna Borough, within the Independence State Mine Historical Park, the Summit Lake State Recreation Site, and the Northern and Southern Development areas in the Government Peak management unit;

(ii) except for within a biathlon range approved by the Matanuska-Susitna Borough and located in the E1/2SW1/4 and the SE1/4 of

Section 28 of Township 19 North, Range 1 East, Seward Meridian, where a person may not use or discharge a firearm except for a firearm approved by the Matanuska-Susitna Borough for the purposes of biathlon training or competition on a biathlon range approved by the Matanuska-Susitna Borough, within one-quarter mile of a road;

(iii) in the area between Archangel Road and the motorized winter corridor situated within the Reed Lakes/Little Susitna unit, ending at mile 2.5 of Archangel Road; and

(Eff. 12/7/2002, Register 164; am 1/11/2004, Register 169; am 11/9/2008, Register 188; am 1/20/2013, Register 205; am 2/23/2020 Register 233)

Authority:	AS 38.04.005	AS 38.04.900	AS 38.05.128
	AS 38.04.015	AS 38.05.020	AS 38.05.300
	AS 38.04.065	AS 38.05.035	AS 38.05.850
	AS 38.04.070		

MEMORANDUM

State of Alaska
Department of Law

To: The Honorable Kevin Meyer
Lieutenant Governor

Date: January 22, 2020

File No.: 2018200896

Tel. No.: 465-3600

From: Susan R. Pollard
Chief Assistant Attorney General
and Regulations Attorney
Legislation and Regulations Section

Re: Department of Natural Resources
Regulation re: 11 AAC
96.014(b)(3)(E): Use of firearms
in Hatcher Pass biathlon range

The Department of Law has reviewed the attached regulations of the Department of Natural Resources 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 regulation establishes a limited use exception in the Government Peak Unit of the Hatcher Pass Management Plan to allow use of an approved firearm in a biathlon range approved by the Matanuska-Susitna Borough.

The regulations were adopted by the department after the close of the public comment period. The public notice and the 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 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:nlw

cc: Hon. Corri Feige, Commissioner
Department of Natural Resources
Joe Joyner, Natural Resource Manager
Department of Natural Resources
J. Anne Nelson, Chief Assistant Attorney General
Department of Law

**NOTICE OF PROPOSED CHANGES
IN THE REGULATIONS OF THE
DEPARTMENT OF NATURAL RESOURCES**

BRIEF DESCRIPTION

The Department of Natural Resources proposes to change regulations dealing with using or discharging firearms in a small portion of the Hatcher Pass Special Use Area, to allow for a possible biathlon range.

The Department of Natural Resources proposes to adopt regulation changes in Title 11 of the Alaska Administrative Code, dealing with using or discharging firearms in a small portion of the Hatcher Pass Special Use Area.

Specifically, 11 AAC 96.014(b)(3)(E) is proposed to be amended to allow the use or discharge of firearms in a possible biathlon range within a portion of the Southern Development Area of the Government Peak Unit of the Hatcher Pass Management Plan as depicted on the map entitled *Hatcher Pass Management Plan, Government Peak Unit, Southern Development Area, Biathlon Range Area*.

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 Division of Mining, Land and Water, 550 W. 7th Avenue, Suite 1070, Anchorage, AK 99501-3579 or by e-mail to dnr.hatcherpass.regulation@alaska.gov or by fax to 907-269-8904. The comments must be received by the department no later than **5:00 p.m. on Friday, November 15, 2019**.

You may submit written questions relevant to the proposed action to: Joe Joyner, Division of Mining, Land and Water, 550 W. 7th Ave., Suite 1070, Anchorage, Alaska 99501-3579, Fax: 907-269-8904, e-mail: dnr.hatcherpass.regulation@alaska.gov. Questions must be received at least 10 days before the end of the public comment period (**November 5, 2019**). The Department of Natural Resources will aggregate its response to substantially similar questions and make the questions and responses available on the Alaska Online Public Notice System <https://aws.state.ak.us/OnlinePublicNotices/Login.aspx> and agency website at <http://www.dnr.state.ak.us/mlw/hottopics>.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Joe Joyner at 907-269-8511 no later than November 5, 2019, 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 at the following website: <http://www.dnr.state.ak.us/mlw/hottopics> or by contacting the Director's Office, Division of Mining, Land and Water, Department of Natural Resources, Attention: Joe Joyner, 550 W. 7th Avenue, Suite 1070, Anchorage, Alaska 99501-3579; or call 907-269-8511.

After the public comment period ends, the Department of Natural Resources 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 regulation. **YOU SHOULD COMMENT DURING THE TIME ALLOWED IF YOUR INTERESTS COULD BE AFFECTED.**

Statutory Authority: AS 38.04.005; AS 38.04.065; AS 38.04.070; AS 38.04.900; AS 38.05.020; AS 38.05.300.

Statutes Being Implemented, Interpreted, or Made Specific: AS 38.04.005; AS 38.04.065; AS 38.04.070; AS 38.05.020.

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

Date: October 4, 2019



Marty Parsons,
Director, Division of Mining, Land and Water,
Department of Natural Resources

Doyon Limited
Lands & Natural Resources, VP
1 Doyon Place, Suite 300
Fairbanks, AK 99701-2941

Bureau of Land Management
222 West 7th Avenue, No. 13
Anchorage, AK 99512-7599

National Park Service
605 W 4th Ave.
Anchorage, Alaska 99501

National Marine Fisheries Service
222 W. 7th Avenue, No. 43
Anchorage, AK 99513-7577

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Bristol Bay Borough
PO Box 189
Naknek, AK 99633

Mayor's Office
Municipality of Anchorage
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Anchorage, AK 99519-6650

Ketchikan Gateway Borough
1900 1st Ave.
Ketchikan, AK 99901

North Slope Borough
PO Box 69
Barrow, AK 99723

Office of the Ombudsman
PO Box 113000
Juneau, AK 99811-3000

Haines Borough
PO Box 1209
Haines, AK 99827

Cook Inlet Region, Inc.
Land Resources Department
PO Box 93330
Anchorage, AK 99509-3330

Earthjustice
325 4th Street
Juneau, AK 99801

Denali Borough
PO Box 480
Healy, AK 99743

Northwest Arctic Borough
PO Box 1110
Kotzebue, AK 99752

Fairbanks North Star Borough
PO Box 71267
Fairbanks, AK 99707

Lake and Peninsula Borough
PO Box 495
King Salmon, AK 99613

Kenai Peninsula Borough
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City and Borough of Yakutat
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Yakutat, AK 99689

Alaska State Ombudsman
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Anchorage AK 99503

Arctic Slope Regional Corporation
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Board of Agriculture & Conservation
1800 Glenn Highway, Suite 12
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AK Oil & Gas Conservation Com.
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Patrick Bergt
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Maegan Bosak
City & Borough of Sitka
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Joyner, Joseph M (DNR)

From: Joyner, Joseph M (DNR)
Sent: Friday, October 4, 2019 9:29 AM
To: Resregs@akleg.gov
Cc: Begich, Thomas S (LEG); Bishop, Click (LEG); Coghill, John (LEG); Costello, Mia C (LEG); Giessel, Cathy (LEG); Senator.Elvi.Gray-Jackson@akleg.gov; Hoffman, Lyman F (LEG); Hughes, Shelley (LEG); Senator.Scott.Kawasaki@akleg.gov; Senator.Jesse.Kiehl@akleg.gov; Micciche, Peter A (LEG); Olson, Donny (LEG); Senator.Lora.Reinbold@akleg.gov; Senator.Mike.Shower@akleg.gov; Stedman, Bert K (LEG); Stevens, Gary L (LEG); Von Imhof, Natasha A (LEG); Wielechowski, Bill (LEG); Wilson, David S (LEG); Representative.Ben.Carpenter@akleg.gov; Claman, Matt (LEG); Drummond, Harriet A (LEG); Eastman, David C (LEG); Edgmon, Bryce E (LEG); Representative.Zack.Fields@akleg.gov; Foster, Neal W (LEG); Representative.Sara.Hannan@akleg.gov; Representative.Grier.Hopkins@akleg.gov; Representative.Sharon.Jackson@akleg.gov; Johnson, Delena (LEG); Johnston, Jennifer (LEG); Representative.Andy.Josephson@akleg.gov; Knopp, Gary A (LEG); Kopp, Charles M (LEG); Kreiss-Tomkins, Jonathan S (LEG); Representative.Bart.LeBon@akleg.gov; Ledoux, Gabrielle R (LEG); Representative.John.Lincoln@akleg.gov; Representative.Kelly.Merrick@akleg.gov; Neuman, Mark A (LEG); Representative.Dan.Ortiz@akleg.gov; Pruitt, Lance (LEG); Representative.Sara.Rasmussen@akleg.gov; Rauscher, George (LEG); Representative.Josh.Revak@akleg.gov; Representative.Laddie.Shaw@akleg.gov; Spohnholz, Ivy A (LEG); Representative.Andi.Story@akleg.gov; Stutes, Louise B (LEG); Sullivan-Leonard, Colleen (LEG); Representative.Dave.Talerico@akleg.gov; Tarr, Geran L (LEG); Thompson, Steve (LEG); Tilton, Cathy (LEG); Tuck, Christopher (LEG); Representative.Sarah.Vance@akleg.gov; Wilson, Tammie (LEG); Wool, Adam L (LEG); Representative.Tiffany.Zulkosky@akleg.gov; Feige, Corri A (DNR); Goodrum, Brent W (DNR); Longan, Sara W (DNR); Masterman, Steve S (DNR); Papp, Kenneth R (DNR); Wedeking, Matthew D (DNR); Beckham, James B (DNR); Bradley, Paula J (DNR); Carter, Robert T (DNR); Schade, David W (DNR); Caltagirone, Peter (DNR); Ogan, Laura M (DNR); Papp, Kenneth R (DNR); Masterman, Steve S (DNR); Saddler, Daniel R (DNR); Fowler, Micaela R (GOV); Mendivil, Gary A (DEC); Surve, Triptaa V (HSS); Ramos, Robyn E (DPS); DeBartolo, Dan T (OIT); Kennedy, Christopher M (DOA); Allen, Richard K (LAW); Walsh, Patrice K (CED); Chambers, Sara C (CED); Maiquis, Jun C (CED); Edwards, Jeffrey B (DOC); Smith, Rebecca T (DEC); Stryker, Kimberly S (DEC); Sonafrank, Nancy B (DEC); Kristin Ryan (DEC sponsored); Mitchell, Grey R (DOL); Harvey, James E (DOL); Nakano, Lloyd M (DPS); Lowenstein, Cheri A (DOA); Wilkerson, April A (GOV); West, Teri M (DOC); Commissioner, DEED (EED sponsored); Koch, Denise (DEC); Carpenter, Christina E (DEC); Ott, Alvin G (DFG); Hummel, Laurie J (MVA sponsored); Menefee, Wyn (DNR); Carter, Robert T (DNR); Dabney, Tim A (DNR); O'Claray, Heather S (DOT); Monteleone, Dan (DOT); San Angelo, Michael (DOT); Chapman, Judy (DOT); Post, David E (DOT); Lukshin, Michael A (DOT); St Aubin, Joel G (DOT); Mearig, Lance (DOT); Nelson, Jeanie A (LAW); Solomon-Gross, Raquel M (GOV); Benson, Molly M (DNR); Christensen, Peter D (DOT sponsored); Simpson, April L (GOV); Hanke, Kelly K (DOA); Morgan, Deborah M (CED); Goode, Kelly C (DOC); Mattson, Linda J (EED); Jackson, Brian M (GOV); Mendivil, Gary A (DEC); Bowers, Forrest R (DFG); Surve, Triptaa V (HSS); Weimer, Rebbecca E (DOL); Pollard, Susan R (LAW); Ryckman, MaryKay (DNR); Nickell-Zimmerman, Patricia Kalina (ACPE); Ramos, Robyn E (DPS); Gazaway, Richard L (RCA); Saupe, Megan J (RCA); Wojtusik, Genevieve R (DOR); Julian, Jolene M (DOT); Kindred, Cori M (DNR); Benson, Molly M (DNR)
Subject: Department of Natural Resource Proposed Regulations Notice - Proposed Hatcher Pass

From: [Joyner, Joseph M \(DNR\)](#)
To: [Resregs@akleg.gov](#)
Cc: [Begich, Thomas S \(LEG\)](#); [Bishop, Click \(LEG\)](#); [Coghill, John \(LEG\)](#); [Costello, Mia C \(LEG\)](#); [Giessel, Cathy \(LEG\)](#); [Senator.Elvi.Gray-Jackson@akleg.gov](#); [Hoffman, Lyman F \(LEG\)](#); [Hughes, Shelley \(LEG\)](#); [Senator.Scott.Kawasaki@akleg.gov](#); [Senator.Jesse.Kiehl@akleg.gov](#); [Micciche, Peter A \(LEG\)](#); [Olson, Donny \(LEG\)](#); [Senator.Lora.Reinbold@akleg.gov](#); [Senator.Mike.Shower@akleg.gov](#); [Stedman, Bert K \(LEG\)](#); [Stevens, Gary L \(LEG\)](#); [Von Imhof, Natasha A \(LEG\)](#); [Wielechowski, Bill \(LEG\)](#); [Wilson, David S \(LEG\)](#); [Representative.Ben.Carpenter@akleg.gov](#); [Claman, Matt \(LEG\)](#); [Drummond, Harriet A \(LEG\)](#); [Eastman, David C \(LEG\)](#); [Edgmon, Bryce E \(LEG\)](#); [Representative.Zack.Fields@akleg.gov](#); [Foster, Neal W \(LEG\)](#); [Representative.Sara.Hannan@akleg.gov](#); [Representative.Grier.Hopkins@akleg.gov](#); [Representative.Sharon.Jackson@akleg.gov](#); [Johnson, Delena \(LEG\)](#); [Johnston, Jennifer \(LEG\)](#); [Representative.Andy.Josephson@akleg.gov](#); [Knopp, Gary A \(LEG\)](#); [Kopp, Charles M \(LEG\)](#); [Kreiss-Tomkins, Jonathan S \(LEG\)](#); [Representative.Bart.LeBon@akleg.gov](#); [Ledoux, Gabrielle R \(LEG\)](#); [Representative.John.Lincoln@akleg.gov](#); [Representative.Kelly.Merrick@akleg.gov](#); [Neuman, Mark A \(LEG\)](#); [Representative.Dan.Ortiz@akleg.gov](#); [Pruitt, Lance \(LEG\)](#); [Representative.Sara.Rasmussen@akleg.gov](#); [Rauscher, George \(LEG\)](#); [Representative.Josh.Revak@akleg.gov](#); [Representative.Laddie.Shaw@akleg.gov](#); [Spohnholz, Ivy A \(LEG\)](#); [Representative.Andi.Story@akleg.gov](#); [Stutes, Louise B \(LEG\)](#); [Sullivan-Leonard, Colleen \(LEG\)](#); [Representative.Dave.Talerico@akleg.gov](#); [Tarr, Geran L \(LEG\)](#); [Thompson, Steve \(LEG\)](#); [Tilton, Cathy \(LEG\)](#); [Tuck, Christopher \(LEG\)](#); [Representative.Sarah.Vance@akleg.gov](#); [Wilson, Tammie \(LEG\)](#); [Wool, Adam L \(LEG\)](#); [Representative.Tiffany.Zulkosky@akleg.gov](#); [Feige, Corri A \(DNR\)](#); [Goodrum, Brent W \(DNR\)](#); [Longan, Sara W \(DNR\)](#); [Masterman, Steve S \(DNR\)](#); [Papp, Kenneth R \(DNR\)](#); [Wedeking, Matthew D \(DNR\)](#); [Beckham, James B \(DNR\)](#); [Bradley, Paula J \(DNR\)](#); [Carter, Robert T \(DNR\)](#); [Schade, David W \(DNR\)](#); [Caltagirone, Peter \(DNR\)](#); [Ogan, Laura M \(DNR\)](#); [Papp, Kenneth R \(DNR\)](#); [Masterman, Steve S \(DNR\)](#); [Saddler, Daniel R \(DNR\)](#); [Fowler, Micaela R \(GOV\)](#); [Mendivil, Gary A \(DEC\)](#); [Surve, Triptaa V \(HSS\)](#); [Ramos, Robyn E \(DPS\)](#); [DeBartolo, Dan T \(OTT\)](#); [Kennedy, Christopher M \(DOA\)](#); [Allen, Richard K \(LAW\)](#); [Walsh, Patrice K \(CED\)](#); [Chambers, Sara C \(CED\)](#); [Malquis, Jun C \(CED\)](#); [Edwards, Jeffrey B \(DOC\)](#); [Smith, Rebecca T \(DEC\)](#); [Stryker, Kimberly S \(DEC\)](#); [Sonafrank, Nancy B \(DEC\)](#); [Kristin Ryan \(DEC sponsored\)](#); [Mitchell, Grey R \(DOL\)](#); [Harvey, James E \(DOL\)](#); [Nakano, Lloyd M \(DPS\)](#); [Lowenstein, Cheri A \(DOA\)](#); [Wilkerson, April A \(GOV\)](#); [West, Teri M \(DOC\)](#); [Commissioner, DEED \(FEED sponsored\)](#); [Koch, Denise \(DEC\)](#); [Carpenter, Christina E \(DEC\)](#); [Ott, Alvin G \(DFG\)](#); [Hummel, Laurie J \(MVA sponsored\)](#); [Menefee, Wyn \(DNR\)](#); [Carter, Robert T \(DNR\)](#); [Dabney, Tim A \(DNR\)](#); [O'Claray, Heather S \(DOT\)](#); [Monteleone, Dan \(DOT\)](#); [San Angelo, Michael \(DOT\)](#); [Chapman, Judy \(DOT\)](#); [Post, David E \(DOT\)](#); [Lukshin, Michael A \(DOT\)](#); [St Aubin, Joel G \(DOT\)](#); [Mearig, Lance \(DOT\)](#); [Nelson, Jeanie A \(LAW\)](#); [Solomon-Gross, Raquel M \(GOV\)](#); [Benson, Molly M \(DNR\)](#); [Christensen, Peter D \(DOT sponsored\)](#); [Simpson, April L \(GOV\)](#); [Hanke, Kelly K \(DOA\)](#); [Morgan, Deborah M \(CED\)](#); [Goode, Kelly C \(DOC\)](#); [Mattson, Linda J \(EED\)](#); [Jackson, Brian M \(GOV\)](#); [Mendivil, Gary A \(DEC\)](#); [Bowers, Forrest R \(DFG\)](#); [Surve, Triptaa V \(HSS\)](#); [Weimer, Rebecca E \(DOL\)](#); [Pollard, Susan R \(LAW\)](#); [Ryckman, MaryKay \(DNR\)](#); [Nickell-Zimmerman, Patricia Kalina \(ACPE\)](#); [Ramos, Robyn E \(DPS\)](#); [Gazaway, Richard L \(RCA\)](#); [Saupe, Megan J \(RCA\)](#); [Wojtusik, Genevieve R \(DOR\)](#); [Julian, Jolene M \(DOT\)](#); [Kindred, Cori M \(DNR\)](#); [Benson, Molly M \(DNR\)](#)
Subject: Department of Natural Resource Proposed Regulations Notice - Proposed Hatcher Pass Special Use Area Regulations
Date: Friday, October 4, 2019 9:29:00 AM
Attachments: [2019-10-04 Non-Newspaper Notice.pdf](#)
[2019-10-04 Dear Alaskan Letter.pdf](#)

Dear Recipient,

The Department of Natural Resources proposes to adopt regulation changes in Title 11 of the Alaska Administrative Code, dealing with using or discharging firearms in a small portion of the Hatcher Pass Special Use Area.

Specifically, *11 AAC 96.014(b)(3)(E) is proposed to be amended to allow the use or discharge of firearms in a possible biathlon range within a portion of the Southern Development Area of the Government Peak Unit of the Hatcher Pass Management Plan as depicted on the map entitled Hatcher Pass Management Plan, Government Peak Unit, Southern Development Area, Biathlon Range Area.*

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 Division of Mining, Land and Water, 550 W. 7th Avenue, Suite 1070, Anchorage, AK 99501-3579 or by e-mail to dnr.hatcherpass.regulation@alaska.gov or by fax to 907-269-8904. The comments must be received by the department no later than 5:00 p.m. on

From: [Joyner, Joseph M \(DNR\)](#)
To: [Feige, Corri A \(DNR\)](#)
Bcc: [Kilborn, Jessica \(GOV sponsored\)](#); ["admin1@nomealaska.org"](#); ["cca@coppervalleyak.net"](#); ["davidm@city.ketchikan.ak.us"](#); ["dbgovt@mtaonline.net"](#); ["Dawn.L.Thomas@conocophillips.com"](#); ["Eileen.Probasco@matsugov.us"](#); ["esmith@manilaq.org"](#); ["info@aoga.org"](#); ["info@beringstraits.com"](#); ["info@renewableresourcescoalition.org"](#); ["info@seacc.org"](#); ["jane_sebens@ci.juneau.ak.us"](#); ["jeff.nelson@nana-dev.com"](#); ["jenna@iba-consulting.com"](#); ["jmcatee@calistacorp.com"](#); ["jsandrw@matnet.com"](#); ["alaskakip@yahoo.com"](#); ["dmanzer@aklandstatus.com"](#); ["mervi@dovon.com"](#); ["MikeMunger@circac.org"](#); ["mmcfarland@kodiakak.us"](#); ["office@alaskaprohunter.org"](#); ["planner@dillinghamak.us"](#); ["planning@borough.kenai.ak.us"](#); ["rchassoc@alaska.net"](#); ["resources@akrdc.org"](#); ["SteveCatalano@circac.org"](#); ["twegner@ci.valdez.ak.us"](#); ["wwwmayor@ci.anchorage.ak.us"](#); ["nikospastos@hotmail.com"](#); ["nikospastos@hotmail.com"](#); ["rspangler@fs.fed.us"](#); ["aagentinc@gmail.com"](#); ["acf@gci.net"](#); ["aitc@aitc.org"](#); ["Burton, Alban L \(DOT\)"](#); ["amy@beroafamily.com"](#); ["bigfish@mtaonline.net"](#); ["blubrd@alaska.net"](#); ["bmccard@alaska.net"](#); ["Bob Shavelson"](#); ["brianw@chickaloon.org"](#); ["bswise@mtaonline.net"](#); ["bswise@mtaonline.net"](#); ["cark1@att.net"](#); ["High, Carl S \(DOT\)"](#); ["cepoa.co.r.s.k@usace.army.mil"](#); ["cindysmi@acsalaska.net"](#); ["cityofwasilla@ci.wasilla.ak.us"](#); ["clamgunner66@mtaonline.net"](#); ["clarie.leclair@alaska.gov"](#); ["Larson, Clifford A \(DNR\)"](#); ["cormit@alaska.net"](#); ["creditcardmike@yahoo.com"](#); ["d_bannocke@hotmail.com"](#); ["daveatcheson@hotmail.com"](#); ["Griffin, David W \(DNR\)"](#); ["db@gci.net"](#); ["donniefu@mtaonline.net"](#); ["dwmarr@gci.net"](#); ["email@sadiecove.com"](#); ["eob@post.harvard.edu"](#); ["ericmary@mtaonline.net"](#); ["Erin_williams@fws.gov"](#); ["federico@ptialaska.net"](#); ["fhallall@msn.com"](#); ["filcut@ak.net"](#); ["fi40mom@alaska.net"](#); ["Frankie.Barker@matsugov.us"](#); ["fwaldrn@acsalaska.net"](#); ["gporter@baldmountainair.com"](#); ["higginsmike@aol.com"](#); ["j_mccard@hotmail.com"](#); ["jackbrown@gci.net"](#); ["Hasbrouck, James J \(DFG\)"](#); ["jemlibra@mindspring.com"](#); ["jennyneyman@gmail.com"](#); ["jem1776@hotmail.com"](#); ["jerry.kilanowski@alaska.edu"](#); ["jim@baldwinandbutler.com"](#); ["jimcolver@mtaonline.net"](#); ["ji.mccard@gmail.com"](#); ["jklondike@gmail.com"](#); ["jlienka@acsalaska.net"](#); ["jmillar@acsalaska.net"](#); ["john.v.olson@noaa.gov"](#); ["johnvan@att.net"](#); ["jsqc@acsalaska.net"](#); ["judith.bittner@alaska.gov"](#); ["jvelsko@hotmail.com"](#); ["kac@trilliumcorp.com"](#); ["kenaitze@alaska.net"](#); ["kilanouri@hotmail.com"](#); ["kmmac@clearwire.net"](#); ["koehlers@mtaonline.net"](#); ["krpqa1@gmail.com"](#); ["lance.wilber@alaska.gov"](#); ["linda.perez@alaska.gov"](#); ["losteskimo@gmail.com"](#); ["ismclane@pobox.alaska.net"](#); ["jvilewis@acsalaska.net"](#); ["mark@web-ak.com"](#); ["mayor@ci.soldotna.ak.us"](#); ["McCloud_Beverly@asdk12.org"](#); ["mclinda.hamilton@g.kpbsd.org"](#); ["mrpm@acsalaska.net"](#); ["mseverson@gci.net"](#); ["muklucathy@yahoo.com"](#); ["mullenf@alaska.net"](#); ["Sonafrank, Nancy B \(DEC\)"](#); ["nate234@hotmail.com"](#); ["News - Peninsula Clarion"](#); ["NICKKEYROS@COMCAST.NET"](#); ["north.phil@epa.gov"](#); ["DNR, Parks OHA Review Compliance \(DNR sponsored\)"](#); ["oncloud9@gci.net"](#); ["Russell, Pamela J \(DNR\)"](#); ["Shields, Patrick A \(DFG\)"](#); ["phil_brna@fws.gov"](#); ["picklehillsnews@gmail.com"](#); ["pmcurry@alaska.net"](#); ["Pmorin@KPBSP.k12.ak.us"](#); ["president@alaskaoutdoorcouncil.org"](#); ["Rachinsnap@aol.com"](#); ["ragweb@gci.net"](#); ["raith51@yahoo.com"](#); ["Redoubt Reporter"](#); ["reetz@gci.net"](#); ["rkelso@alaska.net"](#); ["robalo@acsalaska.net"](#); ["Regich, Robert N \(DFG\)"](#); ["roynkci@gmail.com"](#); ["rpattie@acsalaska.net"](#); ["rogers@chugach-ak.com"](#); ["sabaka@ptialaska.net"](#); ["sacmatheas@acsalaska.net"](#); ["Carroll, Samantha J \(DNR\)"](#); ["sciencenowproject@gmail.com"](#); ["sheffieldw@munio.org"](#); ["shields@alaska.net"](#); ["sstrutzn@asu.edu"](#); ["summersong@alaska.net"](#); ["tarbox@ptialaska.net"](#); ["tcowart@ptialaska.net"](#); ["tom@mortensen.com"](#); ["tracie.krauthoefer@alaska.gov"](#); ["ucdia@acsalaska.net"](#); ["val@earlyfishing.com"](#); ["Ashton, William S \(DEC\)"](#); ["wlam62@hotmail.com"](#); ["scharles@mtaonline.net"](#); ["jsandrw@matnet.com"](#); ["president@willowdogmushers.com"](#); ["rbaldwin@mtaonline.net"](#); ["chair@waco-ak.org"](#); ["bobl@jadenorth.com"](#); ["todd@alaskaoutdoorcouncil.org"](#); ["pkbarber@gci.net"](#); ["darin.markwardt@gmail.com"](#); ["rodarno@gmail.com"](#); ["kehte@gci.net"](#); ["anchorage-snowmobileclub@yahoo.com"](#); ["garyandjane@gci.net"](#); ["pra2fly@gmail.com"](#); ["bypatti@mtaonline.net"](#); ["foms@mtaonline.net"](#); ["eileen.probasco@matsugov.us"](#); ["lapiene@usa.net"](#); ["waynel@gci.net"](#); ["Carter, Maria M \(DFG\)"](#); ["lotinc@mtaonline.net"](#); ["olynn@mtaonline.net"](#); ["kaylenejohnson@gci.net"](#); ["jgsirvine@hotmail.com"](#); ["khopp@mtaonline.net"](#); ["soeh@alaska.net"](#); ["akhinds@gci.net"](#); ["ronswanson@mtaonline.net"](#); ["Will Elliott"](#); ["Chad Hulits"](#); ["Lyle Downing"](#); ["Kathy McCone"](#); ["awc"](#); ["Aaron Downing"](#); ["Pio & Bonny Cottini"](#); ["Kevin Shumway"](#); ["Greg Brooker"](#); ["Marcus T Reum"](#); ["stoutnw@mtaonline.net"](#); ["Will Elliott"](#); ["Karen Hopp"](#); ["Doug Czechowicz"](#); ["Don Hudson"](#); ["Joe Irvine"](#); ["johns suter"](#); ["C L"](#); ["Chuck Wirschem"](#); ["Bill Iverson - AOC"](#); ["Steve Reed"](#); ["Patti Barber"](#); ["george pierce"](#); ["kate o'brien"](#); ["Sarah Wilson"](#); ["Kathy Wells"](#); ["Debra Perala"](#); ["John"](#); ["robineturk@gmail.com"](#); ["Joe nolting"](#); ["Arterburn, Clayton"](#); ["Mimi Peabody"](#); ["Dave Musgrave"](#); ["Jeremy"](#); ["Mike Garbowski"](#); ["TA"](#); ["Sam Volk"](#); ["Naomi Bargmann"](#); ["Robert Wood"](#); ["hholt@gci.net"](#); ["Brandon W."](#); ["Gary Wolf"](#); ["icarlstrom@alaskatia.org"](#); ["Jackie Kephart"](#); ["Erin Borowski"](#); ["helendn@alaska.net"](#); ["Randy Crosby"](#); ["Valerie Connor"](#); ["steve cassell"](#); ["Mark Johnson"](#); ["Chris Gierymski"](#); ["Laura Minski"](#); ["db~DebbieBrown"](#); ["Jeremiah Millen"](#); ["alaskakip@yahoo.com"](#); ["cca@coppervalleyak.net"](#); ["davidm@city.ketchikan.ak.us"](#); ["Dawn.L.Thomas@conocophillips.com"](#); ["dmanzer@aklandstatus.com"](#); ["info@aoga.org"](#); ["Ivonbargen@wrangell.com"](#); ["jane_sebens@ci.juneau.ak.us"](#); ["iduffy@matsugov.us"](#); ["Jones, Jeffery B \(CED\)"](#); ["jsandrw@matnet.com"](#); ["mmcfarland@kodiakak.us"](#); ["MikeMunger@circac.org"](#); ["planner@dillinghamak.us"](#); ["rchassoc@alaska.net"](#); ["sheffield@aoga.org"](#); ["SteveCatalano@circac.org"](#); ["svrainbowchaser@yahoo.com"](#); ["Tina Anderson"](#); ["Benson, Molly M \(DNR\)"](#); ["McKechnie, Lonnie \(GOV sponsored\)"](#); ["dbgovt@mtaonline.net"](#); ["info@seacc.org"](#)

Subject: Department of Natural Resource Proposed Regulations Notice - Proposed Hatcher Pass Special Use Area Regulations

Date: Friday, October 4, 2019 9:37:00 AM

Attachments: [2019-10-04 Non-Newspaper Notice.pdf](#)
[2019-10-04 Dear Alaskan Letter.pdf](#)

STATUS: **Future**

Department of Natural Resource Proposed Regulations Notice - Proposed Hatcher Pass Special Use Area Regulations

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Dear Recipient,

The Department of Natural Resources proposes to adopt regulation changes in Title 11 of the Alaska Administrative Code, dealing with using or discharging firearms in a small portion of the Hatcher Pass Special Use Area.

Specifically, *11 AAC 96.014(b)(3)(E) is proposed to be amended to allow the use or discharge of firearms in a possible biathlon range within a portion of the Southern Development Area of the Government Peak Unit of the Hatcher Pass Management Plan as depicted on the map entitled*

Hatcher Pass Management Plan, Government Peak Unit, Southern Development Area, Biathlon Range Area.

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 Division of Mining, Land and Water, 550 W. 7th Avenue, Suite 1070, Anchorage, AK 99501-3579 or by e-mail to dnr.hatcherpass.regulation@alaska.gov or by fax to 907-269-8904. The comments must be received by the department no later than 5:00 p.m. on Friday, November 15, 2019.

You may submit written questions relevant to the proposed action to: Joe Joyner, Division of Mining, Land and Water, 550 W. 7th Ave., Suite 1070, Anchorage, Alaska 99501-3579, Fax: 907-269-8904, E-Mail dnr.hatcherpass.regulation@alaska.gov. Questions must be received at least 10 days before the end of the public comment period (November 5, 2019). The Department of Natural Resources will aggregate its response to substantially similar questions and make the questions and responses available on the Alaska Online Public Notice System <https://aws.state.ak.us/OnlinePublicNotices/Login.aspx> and agency website at <http://www.dnr.state.ak.us/mlw/hottopics>.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Joe Joyner at 907-269-8511 no later than November 5, 2019, 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 at the following website: <http://www.dnr.state.ak.us/mlw/hottopics> or by contacting the Director's Office, Division of Mining, Land and Water, Department of Natural Resources, Attention: Joe Joyner, 550 W. 7th Avenue, Suite 1070, Anchorage, Alaska 99501-3579; or call 907-269-8511.

After the public comment period ends, the Department of Natural Resources 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 regulation. You should comment during the time allowed if your interests could be affected.

Sincerely,

Joseph Joyner, Chief, Program Support Section, DMLW, DNR

Joyner, Joseph M (DNR)

From: Joyner, Joseph M (DNR)
Sent: Tuesday, December 10, 2019 2:03 PM
To: Gov-regs@list.state.ak.us
Cc: Nelson, Jeanie A (LAW); Pollard, Susan R (LAW); Benson, Molly M (DNR)
Subject: Adopted Regulations for Competitive Permitting Regulations #2019200385 (Part #1) and Adopted Regulations for Hatcher Pass Special Use Area #2018200896
Attachments: 2019-12-10 Signed Adoption Order (Hatcher Pass).pdf; 2019-12-10 Signed Adoption Order (Competitive Permitting).pdf

Attached are adopted regulations of the Department of Natural Resources, Department of Law file #2019200385 Part 1 and #2018200896. The regulations concern Competitive Permitting Regulations on state land and Hatcher Pass Special Use Area.

Please open the attached document for more information.

You are receiving these regulations under AS 44.62.040(c).

Respectfully,

Joseph Joyner
Chief, Program Support Section, DNR, DMLW
269-8511
joe.joyner@alaska.gov

ADDITIONAL REGULATIONS NOTICE INFORMATION
(AS 44.62.190(d))

1. Adopting agency: Department of Natural Resources
2. General subject of regulation: Using or discharging firearms in a small portion of the Hatcher Pass Special Use Area
3. Citation of regulation (may be grouped): 11 AAC 96.014(b)(3)(E)
4. Department of law file number (if any) _____
5. Reason for the proposed action:
☐ () compliance with federal law or action (identify) _____
☐ () compliance with new or changed state statute _____
☐ () development of program standards _____
☒ (X) other: (identify) Management of public lands
6. Appropriation/Allocation: NONE

7. Estimated annual cost to comply with the proposed action to:

A private person: \$0.00

Another state agency: \$0.00

A municipality: \$0.00

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

	Initial Year FY <u>20</u>	Subsequent Years
Operating Cost	\$ <u>0.0</u>	\$0.0
Capital Cost	\$ <u>0.0</u>	\$0.0
Federal receipts	\$ <u>0.0</u>	\$0.0
General fund match	\$ <u>0.0</u>	\$0.0
General fund	\$ <u>0.0</u>	\$0.0
General fund/ program receipts	\$ <u>0.0</u>	\$0.0
General fund/ mental health	\$ <u>0.0</u>	\$0.0
Other funds (specify)	\$ <u>0.0</u>	\$0.0

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

Name Joseph Joyner
Title Natural Resource Manager
Address DNR, DMLW, 550 W. 7th Avenue, Suite 1070
Anchorage, AK 99501-3579
Telephone 907-269-8511
E-mail address: joe.joyner@alaska.gov

10. The origin of the proposed action:

☐ Staff of state agency

☐ Federal government

☐ General public

☐ Petition for regulation change

☒ Other (identify): Matanuska-Susitna Borough

11. Date: October 4, 2019

Prepared by:



Name (typed) Joseph Joyner

Title (typed) Natural Resource Manager

Telephone 907-269-8511

ANCHORAGE DAILY NEWS

Department of Natural Resources
Division of Mining, Land & Water

AFFIDAVIT OF PUBLICATION

DEC 02 2019

Account #: 269004 Order #: W0011847 Cost: \$358.60

STATE OF ALASKA
THIRD JUDICIAL DISTRICT

Leilisi Misa
being first duly sworn on oath
deposes and says that 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

October 4, 2019

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

20

19

day of

NOV.

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

7/14/2020

STATE OF ALASKA
NOTARY
PUBLIC
Jada L. Nowling

NOTICE OF PROPOSED CHANGES IN THE REGULATIONS OF THE DEPARTMENT OF NATURAL RESOURCES

Director's Office
Anchorage

The Department of Natural Resources proposes to adopt regulation changes in Title 11 of the Alaska Administrative Code, dealing with using or discharging firearms in a small portion of the Hatcher Pass Special Use Area, to allow for a possible biathlon range.

Specifically, 11 AAC 96.014(b)(3)(E) is proposed to be amended to allow the use or discharge of firearms in a possible biathlon range within a portion of the Southern Development Area of the Government Peak Unit of the Hatcher Pass Management Plan, as depicted on the map entitled Hatcher Pass Management Plan, Government Peak Unit, Southern Development Area, Biathlon Range Area.

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 Division of Mining, Land and Water, 550 W. 7th Avenue, Suite 1070, Anchorage, AK 99501-3579, or by e-mail to dnr.hatcherpass.regulation@alaska.gov, or by fax to 907-269-8904. The comments must be received by the department no later than 5:00 p.m. on Friday, November 15, 2019.

You may submit written questions relevant to the proposed action to: Joe Joyner, Division of Mining, Land and Water, 550 W 7th Ave., Suite 1070, Anchorage, Alaska 99501-3579, Fax: (907) 269-8904, or e-mail: dnr.hatcherpass.regulation@alaska.gov. Questions must be received at least 10 days before the end of the public comment period (November 5, 2019). The Department of Natural Resources will aggregate its response to substantially similar questions and make the questions and responses available on the Alaska Online Public Notice System <https://aws.state.ak.us/OnlinePublicNotices/Login.aspx> and agency website at <http://www.dnr.state.ak.us/mlw/hottopics>.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Joe Joyner at 269-8511 no later than November 5, 2019, to ensure that any necessary accommodations can be provided.

For more information, a copy of the proposed regulation changes, or if you have questions regarding the proposed regulations, go to: <http://www.dnr.state.ak.us/mlw/hottopics> or contact the Director's Office, Attention: Joe Joyner, Division of Mining, Land and Water, Department of Natural Resources, 550 W. 7th Avenue, Suite 1070, Anchorage, Alaska 99501-3579; or call 907-269-8511.

After the public comment period ends, the Department of Natural Resources 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.

Statutory Authority: AS 38.04.005; AS 38.04.065; AS 38.04.070; AS 38.04.900; AS 38.05.020; AS 38.05.300.

Statutes Being Implemented, Interpreted, or Made Specific: AS 38.04.005; AS 38.04.065; AS 38.04.070; AS 38.05.020.

Fiscal information: The proposed regulation change is not expected to require an increased appropriation.

By: /s/ Marty Parsons,
Director, Division of Mining, Land and Water, Department of Natural Resources

Published: October 4, 2019

Frontiersman

Growing with the Valley since 1947.

5751 E. MAYFLOWER CT.
Wasilla, AK 99654

AFFIDAVIT OF PUBLICATION

UNITED STATES OF AMERICA, STATE OF ALASKA, T
BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC
PERSONALLY APPEARED BEFORE **JULLIE ZOOK** WH
FIRST DULY SWORN, ACCORDING TO LAW, SAYS TH
LEGAL AD CLERK OF THE **FRONTIERSMAN**
PUBLISHED AT WASILLA AND CIRCULATED THROUGH
BOROUGH, IN SAID DIVISION THREE AND STATE OF A
AND THAT THE ADVERTISEMENT, OF WHICH THE AN
COPY, WAS PUBLISHED ON THE FOLLOWING DAYS:

OCTOBER 4, 2019

AND THAT THE RATE CHARGED THEREIN IS NOT IN E
THE RATE CHARGED PRIVATE INDIVIDUALS.


SUBSCRIBED AND SWORN TO BEFORE ME
THIS 7th DAY OF OCTOBER 2019.


NOTARY PUBLIC FOR STATE OF ALASKA

STATE OF ALASKA DEPARTMENT OF NATURAL RESOU
DIVISION OF MINING, LAND & WATER
FR#7074
AO MLW18-195
ACCOUNT NUMBER 405415

NOTICE OF PROPOSED CHANGES IN THE REGULATIONS OF THE DEPARTMENT OF NATURAL RESOURCES

The Department of Natural Resources proposes to adopt regulation changes in Title 11 of the Alaska Administrative Code, dealing with using or discharging firearms in a small portion of the Hatcher Pass Special Use Area, to allow for a possible biathlon range. Specifically, 11 AAC 96.014(b)(3)(E) is proposed to be amended to allow the use or discharge of firearms in a possible biathlon range within a portion of the Southern Development Area of the Government Peak Unit of the Hatcher Pass Management Plan, as depicted on the map entitled Hatcher Pass Management Plan, Government Peak Unit, Southern Development Area, Biathlon Range Area. 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 Division of Mining, Land and Water, 550 W. 7th Avenue, Suite 1070, Anchorage, AK 99501-3579, or by e-mail to dnr.hatcherpass.regulation@alaska.gov, or by fax to 907-269-8904. The comments must be received by the department no later than 5:00 p.m. on **Friday, November 15, 2019**. You may submit written questions relevant to the proposed action to: Joe Joyner, Division of Mining, Land and Water, 550 W 7th Ave., Suite 1070, Anchorage, Alaska 99501-3579, Fax: (907) 269-8904, or e-mail: dnr.hatcherpass.regulation@alaska.gov. Questions must be received at least 10 days before the end of the public comment period (**November 5, 2019**). The Department of Natural Resources will aggregate its response to substantially similar questions and make the questions and responses available on the Alaska Online Public Notice System <https://aws.state.ak.us/OnlinePublicNotices/Login.aspx> and agency website at <http://www.dnr.state.ak.us/mlw/hottopics>. If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Joe Joyner at 269-8511 no later than November 5, 2019, to ensure that any necessary accommodations can be provided. For more information, a copy of the proposed regulation changes, or if you have questions regarding the proposed regulations, go to: <http://www.dnr.state.ak.us/mlw/hottopics> or contact the Director's Office, Attention: Joe Joyner, Division of Mining, Land and Water, Department of Natural Resources, 550 W. 7th Avenue, Suite 1070, Anchorage, Alaska 99501-3579; or call 907-269-8511. After the public comment period ends, the Department of Natural Resources 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.**

Statutory Authority: AS 38.04.005; AS 38.04.065; AS 38.04.070; AS 38.04.900; AS 38.05.020; AS 38.05.300.
Statutes Being Implemented, Interpreted, or Made Specific: AS 38.04.005; AS 38.04.065; AS 38.04.070; AS 38.05.020.
Fiscal information: The proposed regulation change is not expected to require an increased appropriation.
Date: October 4, 2019 Marty Parsons, Director, Division of Mining, Land and Water, Department of Natural Resources. FR#7074 Publish Date October 4, 2019

AFFIDAVIT OF NOTICE OF PROPOSED REGULATION
AND FURNISHING OF ADDITIONAL INFORMATION

I, Joseph Joyner, Natural Resources Manager III, of the Division of Mining, Land and Water, Department of Natural Resources, being sworn, state the following:

As required by AS 44.62.190, notice of the proposed adoption of changes to 11 AAC 96.014(b)(3)(E), for the Hatcher Pass Special Use Area, 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: 12/10/2019

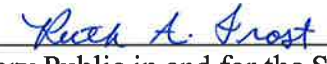


Joseph Joyner, Natural Resources Manager III

Subscribed and sworn to before me at ANCHORAGE, AK on

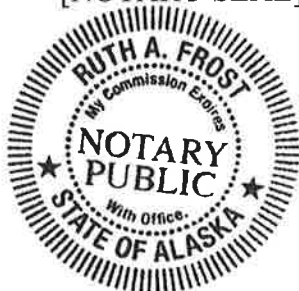
DECEMBER 10, 2019

(date)



Notary Public in and for the State of Alaska

[NOTARY SEAL]



AFFIDAVIT OF AGENCY RECORD OF PUBLIC COMMENT

I, Joseph Joyner, Natural Resource Manager III, of the Division of Mining, Land and Water, Department of Natural Resources, being duly sworn, state the following:

In compliance with AS 44.62.215, the Department of Natural Resources 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 Natural Resources regulation on 11 AAC 96.014(b)(3)(E), for the Hatcher Pass Special Use Area.

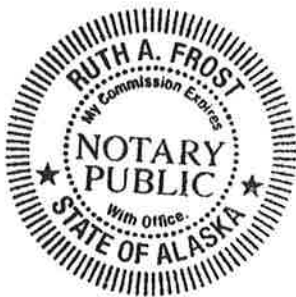
Date: 12/10/2019

Joseph Joyner
Joseph Joyner, Natural Resource Manager III

Subscribed and sworn to before me at ANCHORAGE, AK on
DECEMBER 10, 2019
(date)

Ruth A. Frost
Notary Public in and for the State of Alaska

[NOTARY SEAL]



Clear
copies

11 AAC 96.014(b)(3)(E) is amended to read:

(E) except for within a biathlon range approved by the

Susitna Borough and located in the E1/2SW1/4 and the SE1/4 of Section 28 of

Township 19 North, Range 1 East, Seward Meridian, where a person may not use or

discharge a firearm except for a firearm approved by the Matanuska-Susitna

Borough for the purposes of biathlon training or competition on a biathlon range

approved by the Matanuska-Susitna Borough, in the High Glacier Peaks, Government

Peak, Independence, and Mile 16 management units and in portions of the Archangel and

Reed Lakes/Little Susitna management units, as shown on the Hatcher Pass Special Use

Area Map 2, a person may not use or discharge a firearm except for the purpose of lawful

hunting; however, a person may not use or discharge a firearm for any purpose

(i) except for within a biathlon range approved by the

Matanuska-Susitna Borough and located in the E1/2SW1/4 and the SE1/4 of

Section 28 of Township 19 North, Range 1 East, Seward Meridian, where a

person may not use or discharge a firearm except for a firearm approved by

the Matanuska-Susitna Borough for the purposes of biathlon training or

competition on a biathlon range approved by the Matanuska-Susitna

Borough, within the Independence State Mine Historical Park, the Summit Lake

State Recreation Site, and the Northern and Southern Development areas in the

Government Peak management unit;

(ii) except for within a biathlon range approved by the

Matanuska-Susitna Borough and located in the E1/2SW1/4 and the SE1/4 of

Section 28 of Township 19 North, Range 1 East, Seward Meridian, where a person may not use or discharge a firearm except for a firearm approved by the Matanuska-Susitna Borough for the purposes of biathlon training or competition on a biathlon range approved by the Matanuska-Susitna Borough, within one-quarter mile of a road;

(iii) in the area between Archangel Road and the motorized winter corridor situated within the Reed Lakes/Little Susitna unit, ending at mile 2.5 of Archangel Road; and

(Eff. 12/7/2002, Register 164; am 1/11/2004, Register 169; am 11/9/2008, Register 188; am 1/20/2013, Register 205; am __/__/__, Register__)

Authority:	AS 38.04.005	AS 38.04.900	AS 38.05.128
	AS 38.04.015	AS 38.05.020	AS 38.05.300
	AS 38.04.065	AS 38.05.035	AS 38.05.850
	AS 38.04.070		