Kevin Meyer Lieutenant Governor State Capitol Juneau, Alaska 99811 907.465.3520 WWW.LTGOV.ALASKA.GOV



530 West 7th Ave, Suite 1700 Anchorage, Alaska 99501 907.269.7460 LT.GOVERNOR@ALASKA.GOV

OFFICE OF THE LIEUTENANT GOVERNOR ALASKA

MEMORANDUM

TO:

Becky Weimer

Department of Labor and Workforce Development

FROM:

April Simpson, Office of the Lieutenant Governor

465.4081

DATE:

February 13, 2020

RE:

Filed Permanent Regulations: Department of Labor and Workforce Development

Department of Labor and Workforce Development regulations re: tuition and other

rates at the Alaska Vocational Technical Center (8 AAC 82.100)

Attorney General File:

2019104239

Regulation Filed:

2/12/2020

Effective Date:

3/13/2020

Print:

233, April 2020

cc with enclosures:

Harry Hale, Department of Law

Judy Herndon, LexisNexis

ORDER ADOPTING CHANGES TO REGULATIONS OF THE DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT

The attached seven pages of regulations, dealing with Alaska Vocational Technical Center tuition, are adopted and certified to be a correct copy of the regulation changes that the Department of Labor and Workforce Development adopts under the authority of AS 44.31.020 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.

Although no public comments were received, the Department of Labor and Workforce Development 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.

1/31/2020 Date:

FILING CERTIFICATION

I, Kevin Mey	yer, Lieutenant Go	vernor for the State of Alaska, certify that on
Ebv. 12	, th	20, at 3:47 m., I filed the attached regulations according to the

Effective:

March 13, 2010. 233, fron 2020. Register:

provisions of AS 44.62.040 - 44.62.120.

Register 233, April 2020 LABOR AND WORKFORCE DEV.

8 AAC 82.100. Tuition rates and fees for training at Alaska Vocational Technical Center. (a) The following are the tuition rates for published term-based training programs offered from July 1, 2020, to June 30, 2021, at or through the Alaska Vocational Technical Center (AVTEC) facility in Seward:

- (1) per day, \$73; for short-term job upgrade non-maritime courses;
- (2) per week, \$365; for short-term job upgrade non-maritime courses;
- (3) one term (19 weeks), \$2,642;
- (4) two terms (38 weeks), \$3,963;
- (5) for short-term maritime job upgrade courses, a cost-based tuition rate, available at the student enrollment admissions office and also posted and available on the Department of Labor and Workforce Development's website.
- (b) The following are the administrative fees for training programs offered from July 1, 2020, to June 30, 2021, at or through the AVTEC facility in Seward:
- (1) a nonrefundable application fee, \$50; applicable to all short-term job upgrade and term-based training programs and courses;
 - (2) technology fee, \$325; one-time fee per school year;
 - (3) student services fee, \$125; one-time fee per school year.
- (c) The following are the dormitory housing rates for published term-based training programs and all short-term job upgrade courses offered from July 1, 2020, to June 30, 2021, at the AVTEC facility in Seward:
 - (1) per day, if less than one week, \$54;
 - (2) per week, if over six consecutive weeks but less than a full term, \$270;

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- (3) per term, \$2,647.
- (d) The following are the apartment rental rates for published term-based training programs offered at the AVTEC facility in Seward from July 1, 2020, to June 30, 2021:
 - (1) one-bedroom, \$975 per month;
 - (2) two-bedroom, \$1,100 per month;
 - (3) two-bedroom with washer and dryer, \$1,250 per month;
 - (4) four-bedroom, \$1,450 per month;
 - (5) security deposit, to be returned less damages repair costs, \$800.
- (e) The following are the cafeteria meal rates for a student who is a resident of the AVTEC dormitories in Seward for term-based training programs and all short-term job upgrade training courses, offered at the AVTEC facility in Seward from July 1, 2020, to June 30, 2021; meal plans for students staying in AVTEC dormitories are required:
 - (1) per day, if less than one week, \$31;
 - (2) per week, if less than a full term, \$124;
 - (3) per term, \$2,347.
- (f) The individual cafeteria meal rate from July 1, 2020, to June 30, 2021 for a student is \$11 per meal. The individual cafeteria meal rate from July 1, 2020, to June 30, 2021 for a non-student is \$12 per meal.
- (g) The following are the tuition rates for published term-based training programs offered from July 1, 2021, to June 30, 2022, at or through the AVTEC facility in Seward:
 - (1) per day, \$76; for short-term job upgrade non-maritime courses;
 - (2) per week, \$380; for short-term job upgrade non-maritime courses;

Register 233, Apr.\ 2020 LABOR AND WORKFORCE DEV.

- (3) one term (19 weeks), \$2,748;
- (4) two terms (38 weeks), \$4,122;
- (5) for short-term maritime job upgrade courses, a cost-based tuition rate, available at the student enrollment admissions office and also posted and available on the Department of Labor and Workforce Development's website.
- (h) The following are the administrative fees for training programs offered from July 1, 2021, to June 30, 2022, at or through the AVTEC facility in Seward:
- (1) a nonrefundable application fee, \$50; applicable to all short-term job upgrade and term-based training programs and courses;
 - (2) technology fee, \$325; one-time fee per school year;
 - (3) student services fee, \$125; one-time fee per school year.
- (i) The following are the dormitory housing rates for published term-based training programs and all short-term job upgrade courses offered from July 1, 2021, to June 30, 2022, at the AVTEC facility in Seward:
 - (1) per day, if less than one week, \$56;
 - (2) per week, if over six consecutive weeks but less than a full term, \$281;
 - (3) per term, \$2,753.
- (j) The following are the apartment rental rates for published term-based training programs offered at the AVTEC facility in Seward from July 1, 2021, to June 30, 2022:
 - (1) one-bedroom, \$975 per month;
 - (2) two-bedroom, \$1,100 per month;
 - (3) two-bedroom with washer and dryer, \$1,250 per month;

Register 233, April 2020 LABOR AND WORKFORCE DEV.

- (4) four-bedroom, \$1,450 per month;
- (5) security deposit, to be returned less damages repair costs, \$800.
- (k) The following are the cafeteria meal rates for a student who is a resident of the AVTEC dormitories in Seward for term-based training programs and all short-term job upgrade training courses, offered at the AVTEC facility in Seward from July 1, 2021, to June 30, 2022; meal plans for students staying in AVTEC dormitories are required:
 - (1) per day, if less than one week, \$32;
 - (2) per week, if less than a full term, \$129;
 - (3) per term, \$2,441.
- (1) The individual cafeteria meal rate from July 1, 2021, to June 30, 2022 for a student is \$11 per meal. The individual cafeteria meal rate from July 1, 2021, to June 30, 2022 for a non-student is \$12 per meal.
- (m) The following are the tuition rates for published term-based training programs offered from July 1, 2022, to June 30, 2023, at or through the AVTEC facility in Seward:
 - (1) per day, \$79; for short-term job upgrade non-maritime courses;
 - (2) per week, \$395; for short-term job upgrade non-maritime courses;
 - (3) one term (19 weeks), \$2,858;
 - (4) two terms (38 weeks), \$4,286;
- (5) for short-term maritime job upgrade courses, a cost-based tuition rate, available at the student enrollment admissions office and also posted and available on the Department of Labor and Workforce Development's website.
 - (n) The following are the administrative fees for training programs offered from July 1,

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2022, to June 30, 2023, at or through the AVTEC facility in Seward:

- (1) a nonrefundable application fee, \$50; applicable to all short-term job upgrade and term-based training programs and courses;
 - (2) technology fee, \$325; one-time fee per school year;
 - (3) student services fee, \$125; one-time fee per school year.
- (o) The following are the dormitory housing rates for published term-based training programs and all short-term job upgrade courses offered from July 1, 2022, to June 30, 2023, at the AVTEC facility in Seward:
 - (1) per day, if less than one week, \$58;
 - (2) per week, if over six consecutive weeks but less than a full term, \$292;
 - (3) per term, \$2,863.
- (p) The following are the apartment rental rates for published term-based training programs offered at the AVTEC facility in Seward from July 1, 2022, to June 30, 2023:
 - (1) one-bedroom, \$975 per month;
 - (2) two-bedroom, \$1,100 per month;
 - (3) two-bedroom with washer and dryer, \$1,250 per month;
 - (4) four-bedroom, \$1,450 per month;
 - (5) security deposit, to be returned less damages repair costs, \$800.
- (q) The following are the cafeteria meal rates for a student who is a resident of the AVTEC dormitories in Seward for term-based training programs and all short-term job upgrade training courses, offered at the AVTEC facility in Seward from July 1, 2022, to June 30, 2023; meal plans for students staying in AVTEC dormitories are required:

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- (1) per day, if less than one week, \$34;
- (2) per week, if less than a full term, \$134;
- (3) per term, \$2,539.
- (r) The individual cafeteria meal rate from July 1, 2022, to June 30, 2023 for a student is \$12 per meal. The individual cafeteria meal rate from July 1, 2022, to June 30, 2023 for a non-student is \$13 per meal.
- (s) Customized training and specialized industry-specific training may be contracted and offered at the AVTEC facility or elsewhere in the state by means of a professional services agreement. The cost for customized and specialized industry-specific training will be negotiated based on requirements and location. Off-site training costs include instructor travel, room, board, and training materials. A 10 percent administrative fee is added to all professional services agreements. Instructor and related rates are as follows:
- (1) the standard instructor daily rate for contract training is \$885 per day for trainings offered from July 1, 2020, to June 30, 2021; costs for non-instructional travel and curriculum development days offered from July 1, 2020, to June 30, 2021, is \$620 per day;
- (2) the standard instructor daily rate for contract training is \$885 per day for trainings offered from July 1, 2021, to June 30, 2022; costs for non-instructional travel and curriculum development days offered from July 1, 2021, to June 30, 2022, is \$620 per day;
- (3) the standard instructor daily rate for contract training is \$885 per day for trainings offered from July 1, 2022, to June 30, 2023; costs for non-instructional travel and curriculum development days offered from July 1, 2022, to June 30, 2023, is \$620 per day.
 - (t) For the purposes of this section,

Register 233 April 2020 LABOR AND WORKFORCE DEV.

- (1) "AVTEC" means the Alaska Vocational Technical Center;
- (2) "short-term job upgrade courses" means courses that are less than a term;
- (3) "term-based programs" means programs up to 19 weeks in duration per term and up to 38 weeks for two terms. (Eff. 1/1/2007, Register 180; am 7/1/2009, Register 190; am 7/1/2016, Register 218; am 3/13/2020 Register 233)

Authority: AS 44.31.020

MEMORANDUM

State of Alaska Department of Law

To: The Honorable Kevin Meyer

Lieutenant Governor

Date: February 12, 2020

File No.: 2019104239

Susan R. Pollard Tel. No.: 465-3600

Chief Assistant Attorney General

and Regulations Attorney

Legislation and Regulations Section

Re: Department of Labor and Workforce

Senior Assistant Attorney General Development regulations re: tuition Legislation and Regulations Section and other rates at the Alaska

Vocational Technical Center (8 AAC

82.100)

The Department of Law has reviewed the attached regulations of the Department of Labor and Workforce 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 Labor and Workforce Development after the close of the public comment period. The regulations set tuition and other rates at the Alaska Vocational Technical Center (AVTEC) for 2020 - 2021, 2021 - 2022, and 2022 - 2023, and include a cost increase of approximately four percent in each fiscal year.

The November 8, 2019 public notice and the January 31, 2020 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.

SCW

cc w/enc:

Hon. Dr. Tamika L. Ledbetter, Commissioner

Department of Labor and Workforce Development

Becky Weimer, Regulations Contact

Department of Labor and Workforce Development

Cathy Muñoz, Deputy Commissioner

Department of Labor and Workforce Development

Michelle Unrein, Human Resources

Alaska Vocational Technical Center (AVTEC)

Department of Labor and Workforce Development

Rebecca E. Hattan, Assistant Attorney General

Labor and State Affairs Section

MEMORANDUM

DEPARTMENT OF LABOR AND WORKFORCE DEVELOPEMNT

STATE OF ALASKA Commissioner's Office

TO: Gerald Pierce

Special Assistant to the

Commissioner II

DATE:

January 29, 2019

PHONE:

907-269-7485

FROM:

Dr. Tamika L. Ledbetter

Commissioner

SUBJECT:

Delegation of Authority

Approval authority is delegated by the Commissioner of the Department of Labor and Workforce Development, as follows:

<u>PCN</u>

POSITION

<u>NAME</u>

AMOUNT & RESTRICTIONS

07-1037

Special Assistant to

Gerald Pierce

Same as Commissioner

the Commissioner II

"Signature Card"

To be valid, the signature of the individual to whom authority is being delegated must be on file with the Division of Administrative Services.

Date: 1-29-19

CC:

Commissioner's office

Fiscal

MEMORANDUM

STATE OF ALASKA

DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT

Commissioner's Office

TO: Cathy Muñoz

Deputy Commissioner

DATE:

December 10, 2018

PHONE:

907-465-2700

FROM: Dr. Tamika L. Ledbetter

Commissioner

SUBJECT:

Delegation of Authority

Approval authority is delegated by the Commissioner of the Department of Labor and Workforce Development as follows:

POSITION

NAME

AMOUNT & RESTRICTIONS

07-1003 Deputy Commissioner

Cathy Muñoz

Same as Commissioner

"Signature Card"

To be valid the signature of the individual to whom authority is being delegated must be on file with the Division of Administrative Services.

Date: 12/10/18

CC: Commissioner's Office

Fiscal

NOTICE OF PROPOSED CHANGES TO STUDENT TUITION, ROOM AND BOARD, AND FEES FOR THE ALASKA VOCATIONAL TECHNICAL CENTER IN THE REGULATIONS OF THE DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT

BRIEF DESCRIPTION

The Department of Labor & Workforce Development proposes to change regulations on rates for student tuition, room and board, and fees for the training programs and services provided by Alaska Vocational Technical Center (AVTEC).

The Department of Labor & Workforce Development proposes to adopt regulation changes in Title 8 of the Alaska Administrative Code, dealing with rates for student tuition, room and board, and fees for the programs and services provided by Alaska Vocational Technical Center, including the following:

(1) 8 AAC 82.100 is proposed to be changed as follows: The student tuition, room and board, and fees for training programs and services will be restructured and simplified and will increase by approximately 4% in FY21, 4% in FY22, and 4% in FY23.

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 Michelle Unrein, Alaska Vocational Technical Center at P.O. Box 889, Seward, AK 99664. Additionally, the Alaska Vocational Technical Center will accept comments by facsimile at (907) 224-4400 and by electronic mail at michelle.unrein@avtec.edu. 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 5:00 p.m. on December 13, 2019.

You may submit written questions relevant to the proposed action to Michelle Unrein at michelle.unrein@avtec.edu and P.O. Box 889, Seward, AK 99664. The questions must be received at least 10 days before the end of the public comment period. The Department of Labor and Workforce Development 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 Michelle Unrein at michelle.unrein@avtec.edu or (907) 224-6163 not later than November 29, 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 and by contacting Michelle Unrein at michelle.unrein@avtec.edu or (907) 224 6163.

After the public comment period ends, the Department of Labor and Workforce Development 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 received are public records and are subject to public inspection.

Statutory authority: AS 44.31.020

Statutes being implemented, interpreted, or made specific: AS 44.31.020

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

The Department of Labor and Workforce Development keeps a list of individuals and organizations interested in its regulations. Those on the list will automatically be sent a copy of all of the Department of Labor and Workforce Development notices of proposed regulation changes. To be added to or removed from the list, send a request to the Department of Labor and Workforce Development at P.O. Box 889, Seward, AK 99664, giving your name, and either your e-mail address or mailing address, as you prefer for receiving notices.

Date: 10/30/2019

Dr. Tamika Ledbetter, Commissioner

Department of Labor and Workforce Development

ADDITIONAL REGULATION NOTICE INFORMATION (AS 44.62.190(d))

1.	Adopting agency: Dep	Adopting agency: Department of Labor and Workforce Development			
2.	General subject of regulation: Alaska Vocational Technical Center				
3.	Citation of regulation (may be grouped): 8 AAC 82.100				
4.	Department of Law file number, if any: 2019104239				
5.	. Reason for the proposed action:				
	() Compliance with	federal law or action	n (identify):		
	() Compliance with	new or changed stat	te statute		
	() Compliance with	federal or state cour	t decision (identify):		
	() Development of p	orogram standards			
	(X) Other (identify):_	The student tuition,	room and board, and fees for training		
	programs and ser	vices will be restruc	tured and simplified and will increase by		
	approximately 4%	6 each year in FY21	FY22, and FY23. Tuition and fees were last		
	changed in FY18.	i .			
7.	4% each fiscal year. Fo	to comply with the particle rates, room and or example, tuition for	roposed action to: board, and administrative fees will increase by or a training program lasting one term will \$2,748 in FY22; and to \$2,858 in FY23.		
	Dormitory housing for	a training program l	asting one term will increase from \$2,545 to		
	\$2,647 in FY21; to \$2,7	753 in FY22; and to	\$2,863 in FY23. Cafeteria meal rates for a		
	dorm resident for one to	erm will increase fro	om \$1,970 to \$2,347 in FY21; to \$2,441 in		
	FY22; and to \$2,539 in	FY23. Administrati	ve fees will increase from \$350 to \$500 in		
	FY21 and will remain u		and FY23.		
	Another state agency:		,		
	A municipality: None				
8.	Cost of implementation dollars):	to the state agency	and available funding (in thousands of		
		Initial Year	Subsequent		
		FY_21	Years		
	Operating Cost	\$	\$		

	Capital Cost	\$	\$	
	1002 Federal receipts 1003 General fund match 1004 General fund	\$ \$	\$ \$ \$	
	1005 General fund/ program	\$	\$ \$	
	Other (identify)	\$	\$	
9.	The name of the contact person for the regulation:			
	Name: Michelle Unrein Title: Administrative Assist Address: P.O. Box 889, Ser Telephone: (907) 224-6163 E-mail address: michelle.ur	ant II ward, AK 9966 3		
10.	The origin of the proposed a	action:		
	X Staff of state agend Federal government General public Petition for regular Other (identify):	nt		
11.	Date:11/5/19	Prepared by:_	Cuthy Se Compto	
		Name (printe	ed): Catherine LeCompte	
		Title (printed		
		Telephone: (907) 224-6150	

AFFIDAVIT OF NOTICE OF PROPOSED REGULATION AND FURNISHING OF ADDITIONAL INFORMATION

I, Michelle Unrein, Administrative Assistant III, of the Department of Labor and Workforce Development, being sworn, state the following:

As required by AS 44.62.190, notice of the proposed adoption of changes to 8 AAC 82.100 Alaska Vocational Technical Center: Tuition, Room and Board, and Fees Increase 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: 12/19/19		
	Michelle Unrein, Administrative Assistant III	
Subscribed and sworn to before me at	,	on
12/19/19 (date)		
(datio)	Onita Schoening	
WILLIAM SCA	Notary Public in and for the State of Alaska	

AFFIDAVIT OF AGENCY RECORD OF PUBLIC COMMENT

I, Michelle Unrein, Administrative Assistant III for the Department of Labor and Workforce Development, being duly sworn, state the following:

The Department of Labor and Workforce Development did not receive any factual or other substantive information that was submitted in writing or orally as public comment and that was relevant to the accuracy, coverage, or other aspect of the Department of Labor and Workforce Development regulation on tuition, room and board, and fee increases for the Alaska Vocational Technical Center.

Date: 12/19/19	
	Michelle Unrein, Administrative Assistant III
Subscribed and sworn to before me at 12/19/19	Seward AK on
(date)	Notary Public in and for the State of Alaska



ANCHORAGE DAILY NEWS AFFIDAVIT OF PUBLICATION

Account #: 392071 809 2nd Ave, Seward, AK 99664

Order #: W0012293

Cost: \$393.46

STATE OF ALASKA THIRD JUDICIAL DISTRICT

Lisi 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 on

11/08/2019

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_ W

Subscribed and sworn to before me this 8th day of November 2019.

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

MY COMMISSION EXPIRES

YAATON S

PUBLIC

NOTICE OF PROPOSED CHANGES TO STUDENT TUITION, ROOM AND BOARD, AND FEES FOR THE ALASKA VOCATIONAL TECHNICAL CENTER IN THE REGULATIONS OF THE DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT

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Statutory authority: AS 44.31.020

Statutes being implemented, interpreted, or made specific: AS 44.31.020

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

The Department of Labor and Workforce Development keeps a list of individuals and organizations interested in its regulations. Those on the list will automatically be sent a copy of all of the Department of Labor and Workforce Development notices of proposed regulation changes. To be added to or removed from the list, send a request to the Department of Labor and Workforce Development at P.O Box 889, Seward, AK 99664, giving your name, and either your e-mail address or mailing address, as you prefer for receiving notices.

Date: 10/30/2019 By: /s/ Dr. Tamika Ledbetter, Commissioner Department of Labor and Workforce Development

Published: November 8, 2019