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**OFFICE OF THE LIEUTENANT GOVERNOR
ALASKA**

M E M O R A N D U M

TO: Amy Demboski
Department of Commerce Community and Economic Development

FROM: April Simpson, Office of the Lieutenant Governor 465.4081 

DATE: May 8, 2020

RE: Filed Emergency Regulations: Board of Marital and Family Therapy

Board of Marital and Family Therapy emergency regulation re: notarization of applications (12 AAC 19.110 - 12 AAC 19.210)

Attorney General File:	Emergency Regulations
Regulation Filed:	5/8/2020
Effective Date:	5/8/2020
Expiration Date:	September 4, 2020 unless made permanent by the adopting agency
Print:	234, July 2020

cc with enclosures: Harry Hale, Department of Law
Judy Herndon, LexisNexis
Sher Zinn, Regulations Specialist

FINDING OF EMERGENCY

The Board of Marital and Family Therapy finds that an emergency exists and that the attached regulation changes are necessary to 12 AAC 19.110 – 12 AAC 19.210, dealing with notarized signatures, for the immediate preservation of the public peace, health, safety, or general welfare. The facts constituting the emergency include the following:

The restrictive nature of the regulations could negatively impact the health of the public by decreasing healthcare worker availability by impeding the license application process during this public health emergency caused by the COVID-19 pandemic.

ORDER CERTIFYING ADOPTION

I certify that the Board of Marital and Family Therapy, under the authority of AS 08.63.050, AS 08.63.060, AS 08.63.100, AS 08.63.110, AS 08.63.120, AS 08.63.140, AS 08.63.210, adopted at its May 4, 2020 teleconference meeting the attached three pages of regulation changes as an emergency regulation to take effect immediately upon filing by the lieutenant governor, as provided in AS 44.62.180(3).

This action is not expected to require an increased appropriation.

DATE: 5/6/2020

DocuSigned by:
NOAH SHIELDS
6211DD15540A4F1...

Noah Shields, Chair
Kenai, Alaska

April Simpson for
↑

FILING CERTIFICATION

I, Kevin Meyer, Lieutenant Governor for the State of Alaska, certify that on May
8th, 2020, at 11:20 a.m., I filed the attached regulations according to the provisions of AS 44.62.

for April Simpson
Kevin Meyer, Lieutenant Governor

Effective: May 8, 2020

Register: 234, July 2020

Expires September 4th, 2020
unless made "permanent"
by the adopting agency

FOR DELEGATION OF THE LIEUTENANT GOVERNOR'S AUTHORITY

**I, KEVIN MEYER, LIEUTENANT GOVERNOR OF THE STATE OF ALASKA,
designate the following state employees to perform the Administrative Procedures Act
filing functions of the Office of the Lieutenant Governor:**

**Josh Applebee, Chief of Staff
Kady Levale, Notary Administrator
April Simpson, Regulations and Initiatives Specialist**

**IN TESTIMONY WHEREOF, I have
signed and affixed the Seal of the State of
Alaska, in Juneau, on December 11th,
2018.**



A handwritten signature in blue ink, appearing to read "K. Meyer", is written over a horizontal dotted line.

**KEVIN MEYER
LIEUTENANT GOVERNOR**

EMERGENCY REGULATIONS

Register 234, July 2020 PROFESSIONAL REGULATIONS

Chapter 19. Board of Marital and Family Therapy.

12 AAC 19.110(b)(1) is amended to read:

(1) a complete [, NOTARIZED] application, on a form provided by the board;

12 AAC 19.110 is amended by adding a new subsection to read:

(k) If an applicant is unable to have the application required under (b)(1) of this section notarized either in the physical presence of a notary public, or through an electronic notary system, an applicant shall submit copies of two forms of government issued identification. (Eff. 10/1/93, Register 127; am 8/24/2002, Register 163; am 1/2/2014, Register 209; am 4/24/2016, Register 218; em am 5 / 8 / 2020 - 9 / 4 / 2020, Register 234)

Authority: AS 08.63.050 AS 08.63.100 AS 08.63.120

12 AAC 19.115(b)(1) is amended to read:

(1) a complete [, NOTARIZED] application, on a form provided by the board;

12 AAC 19.115 is amended by adding a new subsection to read:

(c) If an applicant is unable to have the application required under (b)(1) of this section notarized either in the physical presence of a notary public, or through an electronic notary system, an applicant shall submit copies of two forms of government issued identification. (Eff. 8/24/2002, Register 163; am 4/24/2016, Register 218; em am 5 / 8 / 2020 - 9 / 4 / 2020, Register 234)

Authority: AS 08.63.050 AS 08.63.100 AS 08.63.140

EMERGENCY REGULATIONS

Register 234, July 2020 **PROFESSIONAL REGULATIONS**

12 AAC 19.200(b)(1) is amended to read:

(1) a complete [, NOTARIZED] application, on a form provided by the board;

12 AAC 19.200 is amended by adding a new subsection to read:

(g) If an applicant is unable to have the application required under (b)(1) of this section notarized either in the physical presence of a notary public, or through an electronic notary system, an applicant shall submit copies of two forms of government issued identification. (Eff. 10/1/93, Register 127; am 4/24/2016, Register 218; em am 5 / 8 / 2020 - 9 / 4 / 2020, Register 234)

Authority: AS 08.63.050 AS 08.63.110 AS 08.63.120

12 AAC 19.210(a)(1) is amended to read:

(1) a complete [, NOTARIZED] application on a form provided by the department;

12 AAC 19.210(b)(1) is amended to read:

(1) a complete [, NOTARIZED] application on a form provided by the department;

12 AAC 19.210(d)(1)(A) is amended to read:

(A) a complete [, NOTARIZED] application on a form provided by the

EMERGENCY REGULATIONS

Register 234, July 2020 PROFESSIONAL REGULATIONS

department; and

12 AAC 19.210 is amended by adding a new subsection to read:

(f) If an applicant is unable to have the application required under (a)(1), (b)(1), or (d)(1)(A), of this section notarized either in the physical presence of a notary public, or through an electronic notary system, an applicant shall submit copies of two forms of government issued identification. (Eff. 10/1/93, Register 127; am 3/15/97, Register 141; am 8/17/2002, Register 163; am 6/4/2005, Register 174; am 6/24/2012, Register 202; am 6/22/2019, Register 230; em am 5 / 8 / 2020 - 9 / 4 / 2020, Register 234)

Authority: AS 08.63.050 AS 08.63.100 AS 08.63.210
AS 08.63.060 AS 08.63.120

AFFIDAVIT OF MARITAL AND FAMILY THERAPY BOARD ACTION

I, Renee Hoffard, Licensing Examiner, being duly sworn, state the following:

The attached motion dealing with notarized signatures, was passed by the Board of Marital and Family Therapy during its May 4, 2020 meeting.

Date: May 6, 2020
Juneau, Alaska



Renee Hoffard, Licensing Examiner

Subscribed and sworn to before me at Juneau, AK on _____
5-6-2020

(date)





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

Excerpt from May 4, 2020 Board of Marital and Family Therapy Meeting

COVID-19/Renewal Discussion:

Ms. Hoffard reminded the board that at the April 27 teleconference they were informed that they only need to consider emergency regulations for the notary requirements. The continuing education for renewal was addressed in the board statement. Emergency regulations are on in-effect for 120 days and do not permanently amend regulations. The board reviewed the draft regulations as written to amend the notary requirements for licensing applications.

A motion duly made by Ms. Natalie Lewis, seconded by Mr. Nicole Jenkins, and approved by unanimous consent, was:

Resolved to adopt the proposed emergency regulations addressing the notary requirements for licensing applications with the understanding that this amendment will be effective for only 120 days. These proposed regulations are being adopted in light of the restrictive nature of the regulations that could negatively impact the health of the public by decreasing healthcare worker availability by impeding the license application process during the public health emergency caused by the COVID-19 pandemic.