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Lieutenant Governor  
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Juneau, Alaska 99811  
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**OFFICE OF THE LIEUTENANT GOVERNOR  
ALASKA**

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

**TO:** Linda Mattson  
Department of Education and Early Development

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

**DATE:** November 20, 2020

**RE:** Filed Permanent Regulations: Department of Education and Early Development  
  
Department of Education and Early Development regulation re: Fee Increases for the  
Division of Libraries, Archives, and Museums (4 AAC 57.910, 58.010; 59.06)

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Attorney General File:	2020200419
Regulation Filed:	11/20/2020
Effective Date:	12/20/2020
Print:	236, January 2021

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

ORDER CERTIFYING THE CHANGES TO  
REGULATIONS OF THE DEPARTMENT OF EDUCATION AND EARLY DEVELOPMENT

The attached nine pages of regulations, dealing with updates to the fees in the Division of Libraries, Archives, and Museums are certified to be a correct copy of the regulation changes that the State Board of Education and Early Development adopted at its September 16-17, 2020, meeting, under the authority of AS 14.07.020, AS 14.07.060, AS 14.07.165, AS 14.56.020, AS 14.56.030, AS 14.57.010, AS 40.21.030, AS 40.21.050, and AS 40.21.120, 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 there was no public comment, the State Board of Education and Early 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 30th day after they have been filed by the lieutenant governor, as provided in AS 44.62.180.

Date:

9/29/2020

  
\_\_\_\_\_  
Michael Johnson, Commissioner Department of  
Education and Early Development

April Simpson for  
↑

FILING CERTIFICATION

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

November 20, 2020 at 12:33 p.m., I filed the attached regulations according to the provisions of AS 44.62.040 - 44.62.120.

April Simpson  
for Lieutenant Governor Kevin Meyer

Effective: December 20, 2020.

Register: 236, January 2021.

**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.**



*K. Meyer*  
.....

**KEVIN MEYER  
LIEUTENANT GOVERNOR**

4 AAC 57.910(a) is amended to read:

(a) The division shall charge fees for each of the following services provided by the division through the state library, in the amounts set out after each:

(1) for photographic services, the division processes requests for the duplication of photographs from its collections using the duplication services of a private vendor; the processing fee payable to the division is \$30 [\$25] per photograph, except that the processing fee payable by a person who is a student is \$1; the provisions of this paragraph apply to the use of an image in publishing, video production, self-copy, exhibits product presentations, interior design, digital format, advertising, or similar use, including for-profit work done by consultants or commercial design firms on behalf of government agencies or non-profit institutions; the processing fee is for one-time non-exclusive use; in addition to the processing fee, the person making a request for a photograph duplication service may be billed by the vendor for the fee or processor's cost of providing the duplicate photograph;

(2) for interlibrary loan services,

(A) for a rush request: \$15 [\$10] per request;

(B) for the loan of material for an out-of-state request: \$20 [\$15] per loan;

(C) for a request for photocopying material for an out-of-state request:  
\$20 [\$15] plus \$.25 per page;

(3) for photocopying services,

(A) \$.20 [\$.10] per page for self-service;

(B) \$ .20 [\$.10] per page, plus \$60 [\$50] per hour for photocopying by division personnel; for photocopying services that are subject to the fee charged under this subparagraph, the per-hour fee is not charged for the first 10 photocopies of material;

(C) \$1 per page for color photocopies;

(D) \$75 replacement fee for a lost book, which includes a \$15 non-refundable service fee;

(4) for special services rendered by the staff, the division shall charge a person who requests special services rendered by the staff in an amount based on

(A) actual costs; and

(B) actual staff time rendered that takes into consideration the hourly cost of the salary and benefits payable to any staff member assigned to respond to the request; however, the charge made for staff time under this subparagraph may not exceed \$60 [\$50] per hour per staff member.

(Eff. 12/13/87, Register 104; am 2/24/88, Register 105; am 7/1/89, Register 110; am 5/1/98, Register 146; am 8/28/2015, Register 215; am 12/20/2020, Register 236)

**Authority:** AS 14.07.060 AS 14.56.020 AS 14.56.030

4 AAC 58.010(a) is amended to read:

(a) The admission fee to the Alaska State Museum is \$9 [\$7] per visit. The admission fee to the Sheldon Jackson Museum is \$7 [\$5] per visit. However, during the period in the summer months in which the Alaska State Museum and Sheldon Jackson Museum have extended hours,

the admission fee to the Alaska State Museum is \$14 [\$12] and the admission fee to the Sheldon Jackson Museum is \$9 [\$7]. The museums may not charge an admission fee to a person who is younger than 19 years of age. A \$1 discount is available to a visitor [VISITORS] who is [ARE] 65 years of age or older.

4 AAC 58.010(b) is amended to read:

(b) The fee for an annual pass to the Alaska State Museum and the Sheldon Jackson Museum is \$40 [\$35]. An annual pass allows the holder to visit both museums without paying an additional admission fee. An annual pass is valid for the calendar year in which it is issued.

4 AAC 58.010(d) is amended to read:

(d) For extraordinary services rendered by staff, the Alaska State Museum and Sheldon Jackson Museum may charge for actual material costs and staff time. The charge for staff time may not exceed \$60 [\$50] per hour.

4 AAC 58.010(e) is amended to read:

(e) The Alaska State Museum and Sheldon Jackson Museum shall charge a fee for a traveling exhibition or a special exhibition rented from another entity. The fee must be equivalent to the museum's costs in providing the exhibition.

4 AAC 58.010(f) is amended to read:

(f) The Alaska State Museum and the Sheldon Jackson Museum shall charge a \$30 [\$25] fee for use of a photograph in publishing, video production, exhibits, product presentations, interior design, digital format, advertising, or similar use, including for-profit work done by a consultant or commercial design firm on behalf of a government agency or a non-profit institution. The fee charged under this subsection is for one-time non-exclusive use and is levied in addition to other processing and service charges. The fee charged under this subsection applies whether the photographic image is provided by a [THE] state museum [MUSEUMS] or is made by the user. The museum shall waive, in whole or in part, a fee for photographic use if the director of the departmental division that oversees libraries, archives, and museums determines that it is in the public interest.

4 AAC 58.010(h) is amended to read:

(h) The departmental division that oversees libraries, archives, and museums shall charge a fee for the rental of space within the Father Andrew P. Kashevaroff State Library, Archives, and Museum Building that covers the actual costs associated with hosting an event or program. The division may waive applicable fees if the director determines that the event or program is consistent with the mission and duties of the division, as described in AS 14.56.020, AS 14.57.010, and AS 40.21.020. Rental requests shall be made on a form prescribed by the department. Rental fees and requirements under this subsection are as follows:

(1) for rentals during regular business hours the fees are as follows:

	Atrium	Lecture Hall	Classroom
Base fee	\$75 per hour	\$50 per hour	\$25 per

hour

Set-up and

take-down for

rental period      \$100 per hour      \$50 per hour

Janitorial services    \$150 for events with **fewer** [LESS]

than 100 people in

attendance; \$225 for

events with 100 or more

people in attendance      \$150 for events

with **fewer** [LESS] than

100 people in

attendance;

\$225 for events

with 100 or

more people in

attendance

Security services    \$50 per hour      \$50 per hour

Facility services    \$100      \$100



(2) for rentals outside of business hours the fees are as follows:

	Atrium	Lecture Hall	Classroom
Base fee	\$300 per hour	\$100 per hour	\$25 per hour

Set-up and

take-down for

rental period      \$100 per hour      \$50 per hour

Janitorial services    \$150 for events with **fewer** [LESS]

than 100 people in

attendance; \$225 for

events with 100 or more

people in attendance      \$150 for events

with **fewer** [LESS] than

100 people in

attendance;

\$225 for events

with 100 or

more people in

attendance

Security services \$100 per hour \$100 per hour \$100 per

hour

Facility services \$200 \$200 \$100 per

hour

**(3) for grand piano rental - \$25;**

**(4) for stage set-up and take-down - \$150;**

<sup>a</sup>  
<sup>λ</sup> **(5)** <sup>λ</sup> **(3)** <sup>λ</sup> A certificate of liability insurance is required if the program or event will be attended by more than 75 persons or if alcohol is going to be served; the certificate is due to the division one week before a scheduled event and must meet the following coverage limit:

(A) for all claims resulting from a single occurrence - \$1,000,000;

(B) medical - \$5,000;

(C) general aggregate for all claims during the policy period - \$2,000,000;

(D) damage to premises rented - \$300,000. (Eff. 2/20/87, Register 101; am 10/21/89, Register 112; am 4/19/95, Register 134; am 5/10/98, Register 146; am 5/3/2000, Register 154; am 11/26/2011, Register 200; am 8/28/2015, Register 215; am 6/14/2017, Register 222; am 12/20/2020 Register 236)

**Authority:** AS 14.07.060 AS 14.57.010

4 AAC 59.065(a) is amended to read:

(a) The Alaska State Archives and the Records and Information Management Services shall charge fees for copies of records provided by the Alaska State Archives and Records and Information Management Services in the amounts set out as follows:

(1) for photocopying services,

(A) \$ .20 [\$.10] per page for self-service;

(B) \$ .20 [\$.10] per page, plus \$60 [\$50] per hour if an employee of the Alaska State Archives photocopies the material;

(C) \$1 per page for color photocopies;

(2) for microfiche duplication, reel-to-reel microfilm duplication, microfilm copies of microfilmed records, audio-visual records, and electronic records, the charge is the actual cost of materials plus \$60 [\$50] per hour if an employee of the Alaska State Archives provides assistance in duplicating the material.

4 AAC 59.065(c) is amended to read:

(c) If a person requests duplication of photographs from its collection, the Alaska State Archives and Records and Information Management Services shall charge a \$30 [\$25] fee for use of a photograph in publishing, video production, exhibits, product presentations, interior design, digital format, advertising, or similar use, including for-profit work done by a consultant or commercial design firm on behalf of a government agency or a non-profit institution. The fee charged under this subsection is for one-time non-exclusive use and is levied in addition to other

processing and service charges. The fee charged under this subsection applies whether the photographic image is provided by the state archives [MUSEUMS] or is made by the user. The Alaska State Archives and Records and Information Management Services shall waive, in whole or in part, a fee for photographic use if the director of the departmental division that oversees libraries, archives, and museums determines that it is in the public interest.

(Eff. 10/2/94, Register 131; am 5/1/98, Register 146; am 10/18/2007, Register 184; am 8/28/2015, Register 215; am 12 / 20 / 2020 Register 236)

**Authority:** AS 40.21.030 AS 40.21.050 AS 40.21.120

# MEMORANDUM


## State of Alaska Department of Law

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

**Date:** November 19, 2020

**File No.:** 2020200419

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

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

**Re:** Department of Education and Early  
Development Regulations - 4 AAC  
57.910, 58.010, 59.06; Fee Increases  
for the Division of Libraries,  
Archives, and Museums

The Department of Law has reviewed the attached regulations of the Department of Education and Early 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 Education and Early Development after the close of the public comment period. The regulations concern fee increases for various services the Division of Libraries, Archives, and Museums provide to the public, including photocopying and museum admission.

The July 26, 2020, public notice and the September 29, 2020, certification of 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:sjw

Honorable Michael Johnson, Commissioner  
Department of Education and Early Development

Linda Mattson, Executive Secretary  
Department of Education and Early Development

Luann Weyhrauch, Senior Assistant Attorney General  
Department of Law

NOTICE OF PROPOSED CHANGES TO FEES OF THE  
DIVISION OF LIBRARIES, ARCHIVES, AND MUSEUMS IN THE REGULATIONS  
OF THE DEPARTMENT OF EDUCATION AND EARLY DEVELOPMENT

**BRIEF DESCRIPTION:** The proposed amendments would update fees charged by the Division of Libraries, Archives, and Museums.

The Department of Education and Early Development proposes to adopt regulation changes in Title 4 of the Alaska Administrative Code, dealing with fees charged by the Division of Libraries, Archives, and Museums under 4 AAC 57.910, 4 AAC 58.010, and 4 AAC 59.065. The fee increases are for a variety of services offered to the public, including charges for photocopies, photographs, and museum admissions and hourly charges for special services. The fee increases are necessary to offset increases in building operating costs for the facilities of the Division.

The Department of Education and Early Development invites the public to submit written comments during the written comment period, which begins with the date of this notice and ends on Tuesday, August 25, 2020, at 4:30 p.m. The written comment period closes in advance of the meeting of the State Board of Education and Early Development at which the board will consider the adoption of the proposed regulations. This allows the Department of Education and Early Development an opportunity to prepare changes based on written comment and to distribute any proposed changes to the board for its consideration prior to the meeting.

You may comment in writing on the proposed regulation changes, including the potential costs to private persons of complying with the proposed changes, by submitting written comments to the Commissioner's Office, Department of Education and Early Development, Attn: Regulations Review, 801 West Tenth Street, Suite 200, PO Box 110500, Juneau, Alaska 99811-0500. You also may submit written comments by facsimile at (907) 465-4156; by electronic mail to [rochelle.lindley@alaska.gov](mailto:rochelle.lindley@alaska.gov) and online at the website of the Department of Education and Early Development at <https://education.alaska.gov/regs/comment.cfm>. Written comments also may be submitted through the Alaska Online Public Notice System by accessing this notice on the system and using the comment link.

**All written comments must be received not later than 4:30 p.m. on August 25, 2020.**

**After the written comment period has ended, you may submit oral comments to the State Board of Education and Early Development at a hearing to be held by the board on September 16, 2020, by audio-conference.** The teleconferencing facilities will be operated from the Department of Education and Early Development Commissioner's Office Conference Room, 801 West Tenth Street, Juneau, AK 99801. The hearing will be held from 8:40 a.m. to 10:40 a.m. but may be extended. To mitigate the spread of the COVID-19 virus, in-person attendance will not be permitted.

You may submit oral comments at this hearing, during this time only, using a call-in number to be provided for an Internet platform that has not yet been selected. DEED is currently considering a change in the online platform to be used for its teleconferenced State Board meetings, so the call-in information is not yet available. The call-in information, when it becomes available, will be published in a supplemental notice. The call-in information will also be included in the public notice for the September 16, 2020 meeting, which will be published in the *Anchorage Daily News* and the State of Alaska Online Public Notice System approximately 10 days before the September 16, 2020 meeting. The call-in information may also be obtained when it becomes available by calling the Office of the Commissioner at (907) 465-2802.

You may submit written questions relevant to the proposed action to Rochelle Lindley at [rochelle.lindley@alaska.gov](mailto:rochelle.lindley@alaska.gov) or the Department of Education and Early Development, Attn: Rochelle Lindley, PO Box 110500, Juneau, Alaska 99811-0500. If a question is relevant to the proposed change in the regulations and the question is received by August 15, 2020, which is ten days before the end of the public comment period, the department will make a good faith effort to answer the question before the end of the public comment period. The Department of Education and Early Development will aggregate its response to substantially similar questions and make the questions and responses available on the Alaska Online Public Notice System and on the website of the Department of Education and Early Development at <https://education.alaska.gov/regs/comment.cfm>. The Department of Education and Early Development may, but is not required to, answer written questions received after the ten 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 Rochelle Lindley at (907) 465-6535 or [rochelle.lindley@alaska.gov](mailto:rochelle.lindley@alaska.gov) not later than August 15, 2020, to ensure that any necessary accommodation can be provided.

A copy of the proposed regulation changes is available on the Alaska Online Public Notice System, on the website of the Department of Education and Early Development at <https://education.alaska.gov/regs/comment.cfm>, and by contacting Rochelle Lindley at [rochelle.lindley@alaska.gov](mailto:rochelle.lindley@alaska.gov) or 907-465-6535.

After the public comment period ends, the Department of Education and Early 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 14.07.060, AS 14.56.020, AS 14.57.010, AS 40.21.050

**Statutes being implemented, interpreted, or made specific:** AS 14.56.030, AS 14.57.010, AS 40.21.030, AS 40.21.120

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

Date: 7/21/20

A handwritten signature in blue ink that reads "Karen Melin". The signature is written in a cursive style and is positioned above the printed name of the Deputy Commissioner.

Karen Melin, Deputy Commissioner

SUPPLEMENTAL NOTICE OF PROPOSED CHANGES REGARDING THE REGULATIONS OF  
THE DEPARTMENT OF EDUCATION AND EARLY DEVELOPMENT

This is a SUPPLEMENTAL NOTICE providing the call-in information needed for the public to provide oral comment regarding the six proposed regulation changes listed below at the meeting of the State Board of Education and Early Development on September 16, 2020. Because of a planned change in the online platform for the meeting, the call-in information was not available at the time of the earlier public notices.

For proposed changes numbered 1-5, below, this information is supplemental to the NOTICES OF PROPOSED CHANGES issued on July 21, 2020. For proposed changes numbered 6, below, this information is supplemental to the NOTICE OF PROPOSED CHANGES issued on June 23, 2020. The public notice of July 21, 2020, did not include the call-in information as the online platform had not then been selected. The June 23, 2020 notice provided call-in information for the Legislative Information Office, but that platform is no longer planned to be used.

1. Proposed changes to update the energy efficiency code for schools - the proposed amendment would adopt updated energy efficiency standards for school construction and renovation.
2. Proposed changes to update library standards - the proposed amendments would adopt updated standards for library and information literacy.
3. Proposed changes on high school credit for Army National Guard military training - the proposed regulation would require school districts to award high school credit to eligible students who have completed Alaska Army National Guard military training.
4. Proposed changes to fees of the Division of Libraries, Archives, and Museums - the proposed amendments would update fees charged by the Division of Libraries, Archives, and Museums.
5. Proposed changes to temporary emergency certificates - the proposed amendments would repeal the current authority for an emergency special services certificate and would provide authority for the issuance of an emergency initial teaching certificate and an emergency administrative certificate if a district is unable to locate a qualified applicant.
6. Proposed changes to make emergency Internet upgrade regulations permanent: Emergency regulations regarding increased Internet access for schools are proposed to become permanent.

**The opportunity for written comment ended on August 25, 2020, for proposals 1-5 and on July 27, 2020, for proposal 6, but you may submit oral comments to the State Board of Education and Early Development for any or all of these proposed regulation changes at a hearing to be held by the board on September 16, 2020, starting at 8:40 a.m. by joining the online Zoom meeting at <https://zoom.us/j/99391482721> or by calling 1-253-215-8782 and selecting \*9 on your phone's keypad. When public comment is over, the meeting will continue to be broadcast at the above website.**

A copy of all proposed regulation changes and any material proposed for adoption by reference is available on the Alaska Online Public Notice System, on the website of the Department of Education and Early Development at <https://education.alaska.gov/regis/comment.cfm>, and by contacting Linda Mattson at [linda.mattson@alaska.gov](mailto:linda.mattson@alaska.gov) or 907-465-2802. A copy of the material proposed for adoption by reference may also be viewed at the offices of the Department of Education and Early Development, 801 West 10<sup>th</sup> Street, Juneau, Alaska 99801.



If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Linda Mattson at 907-465-2802 or [linda.mattson@alaska.gov](mailto:linda.mattson@alaska.gov) not later than September 7, 2020, to ensure that any necessary accommodation can be provided.

After the public comment period ends, the Department of Education and Early 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.

**Statutory authority:** AS 14.07.020, AS 14.07.060, AS 14.11.132, AS 14.20.010, AS 14.20.020, AS 14.56.020, AS 14.57.010, AS 40.21.050

**Statutes being implemented, interpreted, or made specific:** AS 14.03.015, AS 14.03.120, AS 14.03.127, AS 14.07.020, AS 14.07.160, AS 14.11.013, AS 14.11.014, AS 14.11.015, AS 14.20.020, AS 14.20.680, AS 14.56.030, AS 14.57.010, AS 40.21.030, AS 40.21.120

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

Date: 09/04/20

  
\_\_\_\_\_  
Karen Melin, Deputy Commissioner

ADDITIONAL REGULATION NOTICE INFORMATION  
(AS 44.62.190(d))

1. Adopting agency: Department of Education & Early Development
2. General subject of regulation: Update Fees in Division of Libraries, Archives, and Museums
3. Citation of regulation (may be grouped): 4 AAC 57.910; 4 AAC 58.010; and 4 AAC 59.065
4. Department of Law file number, if any: 2020200419
5. Reason for the proposed action:
  - ( ) Compliance with federal law or action
  - ( ) Compliance with new or changed state statute
  - ( ) Compliance with federal or state court decision
  - ( ) Development of program standards
  - (X) Other
6. Appropriation/Allocation: Alaska State Libraries, Archives, and Museums/Library Operations
7. Estimated annual costs in the aggregate to comply with the proposed action to:  
Private Persons: none.  
Other State Agencies: none.  
Municipalities: none.
8. Cost of implementation to the state agency and available funding (in thousands of dollars): none.

	Initial Year FY 21	Subsequent Years
Operating Cost	\$ 0	\$ 0
Capital Cost	\$ 0	\$ 0
1002 Federal receipts	\$ 0	\$ 0
1003 General fund match	\$ 0	\$ 0
1004 General fund	\$ 0	\$ 0
1005 General fund/ program	\$ 0	\$ 0
Other	\$ 0	\$ 0

9. The name of the contact person for the regulations:  
Name: Patience Frederiksen  
Title: Director, Division of Libraries, Archives, and Museums  
Address: Department of Education & Early Development  
801 W. 10<sup>th</sup> Street, Suite 200, Juneau, AK 99811-0500  
Telephone: (907) 465-2911  
E-mail address: patience.frederiksen@alaska.gov

10. The origin of the proposed action:  
(X) Staff of state agency  
Federal government  
General public  
Petition for regulation change  
Other:

11. Date: July 24, 2020      Prepared by: Linda Mattson  
  
Name: Linda Mattson  
Title: Regulations Contact  
Telephone: (907) 465-2802

# ANCHORAGE DAILY NEWS

## AFFIDAVIT OF PUBLICATION

Account #: 270220 ST OF AK/EDUCATION AND EARLY DEV  
OFFICE OF THE COMMISSIONER, JUNEAU, AK 99811

Order #: W0017065

Cost: \$617.56

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 afore-said 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

07/26/2020

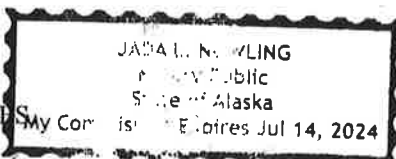
and that such newspaper was regularly distributed to its subscribers during all of said period. That the full amount of the fee charged for the foregoing publication is not in excess of the rate charged private individuals.

Signed

Subscribed and sworn to before me  
this 27th day of July 2020.

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

MY COMMISSION EXPIRES



**NOTICE OF PROPOSED CHANGES TO FEES OF THE DIVISION OF LIBRARIES, ARCHIVES, AND MUSEUMS IN THE REGULATIONS OF THE DEPARTMENT OF EDUCATION AND EARLY DEVELOPMENT**

**BRIEF DESCRIPTION:** The proposed amendments would update fees charged by the Division of Libraries, Archives, and Museums.

The Department of Education and Early Development proposes to adopt regulation changes in Title 4 of the Alaska Administrative Code, dealing with fees charged by the Division of Libraries, Archives, and Museums under 4 AAC 57.910, 4 AAC 58.010, and 4 AAC 59.045. The fee increases are for a variety of services offered to the public, including charges for photocopies, photographs, and museum admissions and hourly charges for special services. The fee increases are necessary to offset increases in building operating costs for the facilities of the Division.

The Department of Education and Early Development invites the public to submit written comments during the written comment period, which begins with the date of this notice and ends on Tuesday, August 25, 2020, at 4:30 p.m. The written comment period closes in advance of the meeting of the State Board of Education and Early Development at which the board will consider the adoption of the proposed regulations. This allows the Department of Education and Early Development an opportunity to prepare changes based on written comment and to distribute any proposed changes to the board for its consideration prior to the meeting.

You may comment in writing on the proposed regulation changes, including the potential costs to private persons of complying with the proposed changes, by submitting written comments to the Commissioner's Office, Department of Education and Early Development, Attn: Regulations Review, 801 West Tenth Street, Suite 200, PO Box 110500, Juneau, Alaska 99811-0500. You also may submit written comments by facsimile at (907) 465-4156, by electronic mail to [rochelle.lindley@alaska.gov](mailto:rochelle.lindley@alaska.gov) and online at the website of the Department of Education and Early Development at <https://education.alaska.gov/regs/comment.cfm>. Written comments also may be submitted through the Alaska Online Public Notice System by accessing this notice on the system and using the comment link.

All written comments must be received not later than 4:30 p.m. on August 25, 2020.

After the written comment period has ended, you may submit oral comments to the State Board of Education and Early Development at a hearing to be held by the board on September 16, 2020, by audio-conference. The teleconferencing facilities will be operated from the Department of Education and Early Development Commissioner's Office Conference Room, 801 West Tenth Street, Juneau, AK 99801. The hearing will be held from 8:40 a.m. to 10:40 a.m. but may be extended. To mitigate the spread of the COVID-19 virus, in-person attendance will not be permitted.

You may submit oral comments at this hearing, during this time only, using a call-in number to be provided for an internet platform that has not yet been selected. DEED is currently considering a change in the online platform to be used for its teleconferenced State Board meetings, so the call-in information is not yet available. The call-in information, when it becomes available, will be published in a supplemental notice. The call-in information will also be included in the public notice for the September 16, 2020 meeting, which will be published in the Anchorage Daily News and the State of Alaska Online Public Notice System approximately 10 days before the September 16, 2020 meeting. The call-in information may also be obtained when it becomes available by calling the Office of the Commissioner at (907) 465-2802.

You may submit written questions relevant to the proposed action to Rochelle Lindley at [rochelle.lindley@alaska.gov](mailto:rochelle.lindley@alaska.gov) or the Department of Education and Early Development, Attn: Rochelle Lindley, PO Box 110500, Juneau, Alaska 99811-0500. If a question is relevant to the proposed change in the regulations and the question is received by August 15, 2020, which is ten days before the end of the public comment period, the department will make a good faith effort to answer the question before the end of the public comment period. The Department of Education and Early Development will aggregate its response to substantially similar questions and make the questions and responses available on the Alaska Online Public Notice System and on the website of the Department of Education and Early Development at <https://education.alaska.gov/regs/comment.cfm>. The Department of Education and Early Development may, but is not required to, answer written questions received after the ten 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 Rochelle Lindley at (907) 465-6535 or [rochelle.lindley@alaska.gov](mailto:rochelle.lindley@alaska.gov) not later than August 15, 2020, to ensure that any necessary accommodation can be provided.

A copy of the proposed regulation changes is available on the Alaska Online Public Notice System, on the website of the Department of Education and Early Development at <https://education.alaska.gov/regs/comment.cfm>, and by contacting Rochelle Lindley at [rochelle.lindley@alaska.gov](mailto:rochelle.lindley@alaska.gov) or 907-465-6535.

After the public comment period ends, the Department of Education and Early 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 14.07.060, AS 14.56.020, AS 14.57.010, AS 40.21.050

**Statutes being Implemented, Interpreted, or made specific:** AS 14.56.030, AS 14.57.010, AS 40.21.030, AS 40.21.120

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

Date: 7/21/20  
By: /s/ Karen Mellin,  
Deputy Commissioner

Published: July 26, 2020

# ANCHORAGE DAILY NEWS

## AFFIDAVIT OF PUBLICATION

Account #: 270220 ST OF AK/EDUCATION AND EARLY DEV  
OFFICE OF THE COMMISSIONER, JUNEAU, AK 99811

Order #: W0017695

Cost: \$503.02

STATE OF ALASKA 2020 10:24  
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 afore-said 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

TH, SEP 10 2020 10:25

09/06/2020

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 8th day of September 2020.

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

MY COMMISSION EXPIRES

ANGELA M SIMMONS  
NOTARY PUBLIC  
State of Alaska  
My Commission Expires Apr. 14, 2021

### SUPPLEMENTAL NOTICE OF PROPOSED CHANGES REGARDING THE REGULATIONS OF THE DEPARTMENT OF EDUCATION AND EARLY DEVELOPMENT

This is a SUPPLEMENTAL NOTICE providing the call-in information needed for the public to provide oral comment regarding the six proposed regulation changes listed below at the meeting of the State Board of Education and Early Development on September 16, 2020. Because of a planned change in the online platform for the meeting, the call-in information was not available at the time of the earlier public notices.

For proposed changes numbered 1-5, below, this information is supplemental to the NOTICES OF PROPOSED CHANGES issued on July 21, 2020. For proposed changes numbered 6, below, this information is supplemental to the NOTICE OF PROPOSED CHANGES issued on June 23, 2020. The public notice of July 21, 2020, did not include the call-in information as the online platform had not then been selected. The June 23, 2020 notice provided call-in information for the Legislative Information Office, but that platform is no longer planned to be used.

1. Proposed changes to update the energy efficiency code for schools - the proposed amendment would adopt updated energy efficiency standards for school construction and renovation.

2. Proposed changes to update library standards - the proposed amendments would adopt updated standards for library and information literacy.

3. Proposed changes on high school credit for Army National Guard military training - the proposed regulation would require school districts to award high school credit to eligible students who have completed Alaska Army National Guard military training.

4. Proposed changes to fees of the Division of Libraries, Archives, and Museums - the proposed amendments would update fees charged by the Division of Libraries, Archives, and Museums.

5. Proposed changes to temporary emergency certificates - the proposed amendments would repeal the current authority for an emergency special services certificate and would provide authority for the issuance of an emergency initial teaching certificate and an emergency administrative certificate if a district is unable to locate a qualified applicant.

6. Proposed changes to make emergency internet upgrade regulations permanent: Emergency regulations regarding increased internet access for schools are proposed to become permanent.

The opportunity for written comment ended on August 25, 2020, for proposals 1-5 and on July 27, 2020, for proposal 6, but you may submit oral comments to the State Board of Education and Early Development for any or all of these proposed regulation changes at a hearing to be held by the board on September 16, 2020, starting at 8:40 a.m. by joining the online Zoom meeting at <https://zoom.us/j/99391482721> or by calling 1-253-215-8782 and selecting \*9 on your phone's keypad. When public comment is over, the meeting will continue to be broadcast at the above website.

A copy of all proposed regulation changes and any material proposed for adoption by reference is available on the Alaska Online Public Notice System, on the website of the Department of Education and Early Development at <https://education.alaska.gov/regs/comment.cfm>, and by contacting Linda Mattson at [linda.mattson@alaska.gov](mailto:linda.mattson@alaska.gov) or 907-465-2802. A copy of the material proposed for adoption by reference may also be viewed at the offices of the Department of Education and Early Development, 801 West 10th Street, Juneau, Alaska 99801.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Linda Mattson at 907-465-2802 or [linda.mattson@alaska.gov](mailto:linda.mattson@alaska.gov) not later than September 7, 2020, to ensure that any necessary accommodation can be provided.

After the public comment period ends, the Department of Education and Early 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.

Statutory authority: AS 14.07.020, AS 14.07.060, AS 14.11.132, AS 14.20.010, AS 14.20.020, AS 14.56.020, AS 14.57.010, AS 40.21.050

Statutes being implemented, interpreted, or made specific: AS 14.03.015, AS 14.03.120, AS 14.03.127, AS 14.07.020, AS 14.07.160, AS 14.11.013, AS 14.11.014, AS 14.11.015, AS 14.20.020, AS 14.20.680, AS 14.56.030, AS 14.57.010, AS 40.21.030, AS 40.21.120

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

Date: 09/04/20  
By: /s/ Karen Mellin,  
Deputy Commissioner

Published: September 6, 2020

AFFIDAVIT OF NOTICE OF PROPOSED REGULATION  
AND FURNISHING OF ADDITIONAL INFORMATION

I, Linda Mattson, Executive Secretary for the Department of Education and Early Development, being sworn, state the following:

As required by AS 44.62.190, notice of the proposed regulation changes to 4 AAC 57.910; 4 AAC 58.010; and 4 AAC 59.065, update the fees in the Division of Libraries, Archives, and Museums 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).

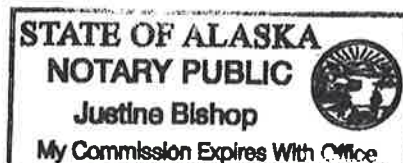
As required by AS 44.62.190, additional regulation notice information regarding the proposed adoption of the regulation changes described above has been furnished to those in (2), (4), and (6) of the list above. The additional regulation notice information also has been posted on the Alaska Online Public Notice System.

Date: 9/29/2020

Linda G. Mattson  
Linda Mattson, Executive Secretary

Subscribed and sworn to before me at Juneau, Alaska on 9/29/20.

Justine Bishop  
Notary Public in and for the State of Alaska





AFFIDAVIT OF ORAL HEARING

I, Linda Mattson, Executive Secretary for the Department of Education and Early Development, being sworn, state the following:

On September 16, 2020 at 8:30 a.m. via Zoom virtual platform, a public hearing presided over by the State Board of Education and Early Development, was held under AS 44.62.210 for the purpose of taking oral testimony in connection with the adoption of updates to 4 AAC 57.910; 4 AAC 58.010; and 4 AAC 59.065 update fees in the Division of Libraries, Archives, and Museums.

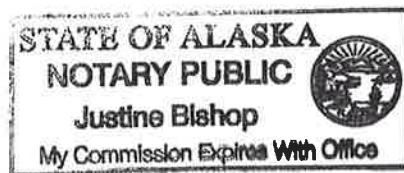
To mitigate the spread of the COVID-19 virus, in-person testimony was not permitted.

Date: 9/29/2020

Linda J. Mattson  
Linda Mattson, Executive Secretary

Subscribed and sworn to before me at Juneau, Alaska on 9/29/20.

Justine Bishop  
Notary Public in and for the State of Alaska



AFFIDAVIT OF AGENCY RECORD OF PUBLIC COMMENT

I, Linda Mattson, Executive Secretary for the Department of Education and Early Development, being sworn, state the following:

The Department of Education and Early Development did not receive any factual or other substantive information that was submitted orally or in writing as public comment and that was relevant to the accuracy, coverage, or other aspects of the Department of Education and Early Development regulation on updates to fees in the Division of Libraries, Archives, and Museums.

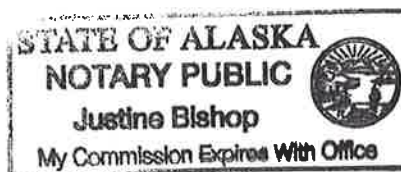
Date: 9/29/2020

Linda Mattson  
Linda Mattson, Executive Secretary

Subscribed and sworn to before me at

Juneau Alaska on  
9/29/20

Justine Bishop  
Notary Public in and for the State of Alaska





State Board of Education and Early Development Meeting  
September 16-17, 2020  
Excerpt from Unapproved Minutes

Member Hamilton moved and Member Van Diest seconded the following motion: I move the State Board of Education & Early Development adopt the proposed amendments to fee increases for the Division of Libraries, Archives, and Museums at 4 AAC 57.910; 4 AAC 58.010; and 4 AAC 59.065.

The motion passed unanimously in a roll call vote.

AFFIDAVIT OF BOARD ACTION

I, Linda Mattson, Executive Secretary for the Department of Education and Early Development, being sworn, state the following:

The attached motion to adopt the amendments to 4 AAC 57.910; 4 AAC 58.010; and 4 AAC 59.065 update fees in the Division of Libraries, Archives, and Museums was passed by the State Board of Education and Early Development during its September 16-17, 2020, meeting.

Date: 9/29/2020

Linda G. Mattson  
Linda Mattson, Executive Secretary

Subscribed and sworn to before me at Juneau Alaska on  
9/29/20.

Justine Bishop  
Notary Public in and for the State of Alaska

