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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

A handwritten signature in blue ink, likely belonging to April Simpson, is written over the "FROM:" line.

DATE: February 24, 2021

RE: Filed Permanent Regulations: State Medical Board

State Medical Board emergency regulations made permanent re: direct contact between collaborating physician and physician assistant (12 AAC 40.430(r))

Attorney General File:	2020200720
Regulation Filed:	2/24/2021
Effective Date:	12/8/2020 & 3/26/2021
Print:	237, April 2021

cc with enclosures: Harry Hale, Department of Law
Judy Herndon, LexisNexis
Jun Maiquis, Regulations Specialist

CERTIFICATION OF COMPLIANCE

I, Dr. Richard Wein, Chair for the State Medical Board, certify that, as required by AS 44.62.260 in order to make the attached one page of regulations permanent, as of this date a legal opinion of the Department of Law has been requested under AS 44.62.060, a notice conforming to AS 44.62.200 was issued in compliance with AS 44.62.190, and an opportunity for public comment was provided under AS 44.62.210, for the following emergency regulation:

12 AAC 40.430, dealing with direct personal contact for physician assistant assessments.

This regulation originally was filed as an emergency regulation on December 8, 2020.

This action is not expected to require an increased appropriation.

On the record, in considering public comments, the State Medical Board paid special attention to the cost to private persons of the regulatory action being taken.

DATE: 2/2/2021
Sitka, Alaska

DocuSigned by:
Richard J Wein, MD
Richard Wein, MD, Chair
Alaska State Medical Board

FILING CERTIFICATION

I, Kevin Meyer, Lieutenant Governor for the State of Alaska, certify that on Febr. 24th, 2021 at 3:15 P.m., I filed the attached regulation according to the provisions of AS 44.62.

Kevin Meyer
Kevin Meyer, Lieutenant Governor

Register: 237, April 2021

ORDER CERTIFYING THE CHANGES TO
REGULATIONS OF THE STATE MEDICAL BOARD

The attached one page of permanent amended emergency regulations, dealing with direct personal contact for physician assistant assessments, is hereby certified to be a correct copy of the regulation changes that the State Medical Board adopted at its January 29, 2021 teleconference meeting, under the authority of AS 08.64.100 and AS 08.64.107, 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.

On the record, in considering public comments, the State Medical Board 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: 2/2/2021
Sitka, Alaska

DocuSigned by:
Richard J. Wein, MD
Richard J. Wein, MD, Chair
Alaska State Medical Board

FILING CERTIFICATION

I, Kevin Meyer, Lieutenant Governor for the State of Alaska, certify that on Febr. 24th, 2021 at 3:06 P.m., I filed the attached regulations according to the provisions of AS 44.62.040 – 44.62.120.

Kevin Meyer
Kevin Meyer, Lieutenant Governor

Effective: March 26, 2021.

Register: 237, April 2021.

Chapter 40. State Medical Board.

The emergency adoption of 12 AAC 40.430(r) is made permanent and that subsection is further amended to read:

(r) During an urgent situation as determined by the board, direct personal contact as required under this section may be met by audio and video [OR OTHER ELECTRONIC] means; “urgent situation” has the meaning given in 12 AAC 40.045. (Eff. 1/13/80, Register 73; am 7/11/81, Register 79; am 7/4/84, Register 90; am 3/12/89, Register 109; am 6/28/97, Register 142; am 3/27/2003, Register 165; am 9/1/2007, Register 183; am 5/8/2013, Register 206; am 12/8/2020, Register 237; am 3 / 26 / 2021, Register 237)

Authority: AS 08.64.100 AS 08.64.107

Editor's note: Effective December 8, 2020, the State Medical Board adopted 12 AAC 40.430(r) as an emergency regulation, to appear in Register 237 (April 2021) of the Alaska Administrative Code (AAC). The State Medical Board's action to make the regulation permanent also appeared in Register 237 (April 2021), as did a permanent amendment by the board to 12 AAC 40.430(r). Though the history note for 12 AAC 40.430(r) reflects the permanent amendment, the original emergency regulation did not appear in print. The published version of the regulation displays the emergency regulation as amended.