

2 AAC 39.280 is amended by adding new subsections to read:

(b) To change the benefits provided under dental-vision-audio insurance coverage, the administrator shall

(1) propose changes to the coverage; in drafting the proposal, the administrator shall consider the

(A) background and rationale for the proposed change;

(B) details and objectives of the proposed change;

(C) potential impact on benefit recipients;

(D) actuarial, financial, and operational impacts on the dental-vision-audio insurance plan; and

(E) input from stakeholders, if applicable;

(2) post notice of the proposed change on the Alaska Online Public Notice System and the administrator's public Internet website, providing a minimum 30-day public notice and comment period, during which benefit recipients may review and provide comment prior to the adoption of a final proposal; notice under this paragraph must include

(A) a summary of the proposed change;

(B) instructions for accessing the draft proposed change;

(C) a deadline for written comments on the proposed change to be submitted by the public; and

(D) the time and place of any hearings at which oral comments from the public will be accepted, if applicable;

(3) provide outreach to benefit recipients about the proposed change;

(4) consider comments submitted in response to public notice under this subsection; and

(5) issue a decision to adopt or reject a final proposal to change the benefits provided under dental-vision-audio insurance coverage after the close of the public comment period.

(c) The administrator may amend the description of dental-vision-audio insurance coverage published in the plan booklet. To amend the description of dental-vision-audio insurance coverage published in the plan booklet, the administrator shall

(1) propose amendments that clarify the benefits provided under the existing dental-vision-audio insurance coverage or that implement the changes adopted under (b) of this section;

(2) post notice of the proposed amendment on the Alaska Online Public Notice System and the administrator's public Internet website, providing a minimum 30-day public notice and comment period, during which benefit recipients may review and provide comment prior to the adoption of a final amendment; notice under this paragraph must include

(A) a summary of the proposed amendment;

(B) instructions for accessing the draft proposed amendment;

(C) a deadline for written comments on the proposed amendment to be submitted by the public the public; and

(D) the time and place of any hearings at which oral comments from the public will be accepted, if applicable;

(3) provide outreach to benefit recipients about the proposed amendment;

(4) consider comments submitted in response to the public notice; and

(5) issue a decision to adopt or reject a final amendment to the description of dental-vision-audio insurance coverage published in the plan booklet after the close of the public comment period.

(d) Notwithstanding (b) and (c) of this section, the administrator may adopt an emergency amendment to the description of dental-vision-audio insurance coverage published in the plan booklet. An emergency amendment to the description of dental-vision-audio insurance coverage published in the plan booklet is effective immediately. To adopt an emergency amendment to the description of dental-vision-audio insurance coverage published in the plan booklet, the administrator must find that the emergency amendment is necessary in response to

(1) a public health or other state or national emergency;

(2) emerging technology or medical treatments and services; or

(3) a need for the immediate preservation of the orderly operation of the dental-vision-audio insurance plan.

(e) The administrator shall, not later than 10 days after the adoption of an emergency amendment, give public notice of the emergency coverage in accordance with (c) of this section.

(Eff. 2/1/93, Register 125; am \_\_/\_\_/\_\_, Register \_\_)

**Authority:** AS 39.30.090

2 AAC 39.290(1) is amended to read:

(1) “administrator” means the **commissioner** [DIRECTOR OF THE DIVISION OF RETIREMENT AND BENEFITS] of the **Department of Administration** [DEPARTMENT OF ADMINISTRATION] or their designee;

2 AAC 39.290 is amended by adding new paragraphs to read:

(7) “dental-vision-audio insurance coverage” means the benefits that are provided under AS 39.30.090(10), excluding benefits provided by major medical insurance coverage under AS 14.25.168, AS 22.25.090, and AS 39.35.535;

(8) “plan booklet” means publications of the Retiree Insurance Information Booklet issued by the administrator from time to time containing a written description of dental-vision-audio insurance coverage. (Eff. 7/1/82; am 5/31/87, Register 102; am 5/11/90, Register 114; a, 2/1/93, Register 125; am 10/24/2020, Register 236; am \_\_\_/\_\_\_/\_\_\_, Register \_\_\_)

**Authority:** AS 39.30.090

2 AAC 39.390 is amended by adding new subsections to read:

(b) To change the benefits provided under major medical insurance coverage, the administrator shall

(1) propose changes to the coverage; in drafting the proposal, the administrator shall consider the

(A) background and rationale for the proposed change;

(B) details and objectives of the proposed change;

(C) potential impact on benefit recipients;

(D) actuarial, financial, and operational impacts on the major medical insurance plan; and

(E) input from stakeholders, if applicable;

(2) post notice of the proposed change on the Alaska Online Public Notice System and the administrator's public Internet website, providing a minimum 30-day public notice and comment period, during which benefit recipients may review and provide comment prior to the adoption of a final proposal; notice under this paragraph must include

(A) a summary of the proposed change;

(B) instructions for accessing the draft proposed change;

(C) a deadline for written comments on the proposed change to be submitted by the public; and

(D) the time and place of any hearings at which oral comments from the public will be accepted, if applicable;

(3) provide outreach to benefit recipients about the proposed change;

(4) consider comments submitted in response to public notice under this subsection; and

(5) issue a decision to adopt or reject a final proposal to change the benefits provided under major medical insurance coverage after the close of the public comment period.

(c) The administrator may amend the description of major medical insurance coverage published in the plan booklet. To amend the description of major medical insurance coverage published in the plan booklet, the administrator shall

(1) propose amendments that clarify benefits provided under the existing major medical insurance coverage or that implement the changes adopted under (b) of this section;

(2) post notice of the proposed amendment on the Alaska Online Public Notice System and the administrator's public Internet website, providing a minimum 30-day public notice and comment period, during which benefit recipients may review and provide comment prior to the adoption of a final amendment; notice under this paragraph must include

(A) a summary of the proposed amendment;

(B) instructions for accessing the draft proposed amendment;

(C) a deadline for written comments on the proposed amendment to be submitted by the public; and

(D) the time and place of any hearings at which oral comments from the public will be accepted, if applicable;

(3) provide outreach to benefit recipients about the proposed amendment;

(4) consider comments submitted in response to the public notice; and

(5) issue a decision to adopt or reject a final amendment to the description of major medical insurance coverage published in the plan booklet after the close of the public comment period.

(d) Notwithstanding (b) and (c) of this section, the administrator may adopt an emergency amendment to the description of major medical insurance coverage published in the plan booklet.

An emergency amendment to the description of major medical insurance coverage published in the plan booklet is effective immediately. To adopt an emergency amendment to the description of major medical insurance coverage published in the plan booklet, the administrator must find that the emergency amendment is necessary in response to

- (1) a public health or other state or national emergency;
- (2) emerging technology or medical treatments and services; or
- (3) a need for the immediate preservation of the orderly operation of the major medical insurance coverage.

(e) The administrator shall, not later than 10 days after the adoption of an emergency amendment, give public notice of the emergency coverage in accordance with (c) of this section.

(Eff. 2/1/93, Register 125; am \_\_/\_\_/\_\_, Register \_\_)

**Authority:** AS 14.25.005 AS 22.25.090 AS 39.35.005  
AS 14.25.168 AS 39.30.090 AS 39.35.535  
AS 22.25.027 AS 39.30.098

2 AAC 39.399 (1) is amended as follows:

(1) “administrator” means the **commissioner** [DIRECTOR OF THE DIVISION OF RETIREMENT AND BENEFITS] of the Department of Administration **or their designee**;

2 AAC 39.399 is amended by adding new paragraphs to read:

(Words in **boldface and underlined** indicate language being added; words [CAPITALIZED AND BRACKETED] indicate language being deleted. Complete new sections and subsections are not in boldface or underlined.)

(7) “major medical insurance coverage” means the benefits that are provided under AS 14.25.168, AS 22.25.090, and AS 39.35.535, excluding the benefits provided by dental-vision-audio insurance and long-term care insurance under AS 39.30.090(a)(10) - (11);

(8) “plan booklet” means publications of the Retiree Insurance Information Booklet issued by the administrator from time to time containing a written description of major medical insurance coverage. (Eff. 2/1/93, Register 125; am \_\_/\_\_/\_\_, Register \_\_)

<b>Authority:</b>	AS 14.25.005	AS 22.25.090	AS 39.35.005
	AS 14.25.168	AS 39.30.090	AS 39.35.535
	AS 22.25.027	AS 39.30.098	

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