

Nancy Dahlstrom
Lieutenant Governor
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**OFFICE OF THE LIEUTENANT GOVERNOR
ALASKA**

M E M O R A N D U M

TO: Victoria Caltagirone
Department of Commerce, Community and Economic Development

FROM: April Simpson, Office of the Lieutenant Governor 
465.4081

DATE: January 30, 2023

RE: Filed Permanent Regulations: Department of Commerce, Community and Economic Development

Department of Commerce, Community and Economic Development regulations re:
Effective Date of Renewal Licenses (12 AAC 02.940)

Attorney General File:	2022200438
Regulation Filed:	1/30/2023
Effective Date:	3/1/2023
Print:	245, April 2023

cc with enclosures: Colleen Bailey, Department of Law
Judy Herndon, LexisNexis
Jun Maiquis, Regulations Specialist



THE STATE
of **ALASKA**
GOVERNOR MIKE DUNLEAVY

Department of Law

CIVIL DIVISION

P.O. Box 110300
Juneau, Alaska 99811
Main: 907.465.3600
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January 27, 2023

The Honorable Nancy Dahlstrom
Lieutenant Governor
State of Alaska
P.O. Box 110001
Juneau, AK 99811

Re: 12 AAC 02.940 DCCED - *Effective Date of Renewal Licenses*
Our file: 2022200438

Dear Lt. Governor Dahlstrom:

The Department of Law has reviewed the attached regulations of the Department of Commerce, Community and Economic Development against the statutory standards of the Administrative Procedure Act. Based upon our review, we find no legal problems. This letter 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 Commerce, Community and Economic Development after the close of the public comment period.

The regulations concern the automatic extension of licenses for three months if the division is unable to complete its review prior to the expiration of the license. The regulation was originally filed as an emergency regulation on September 12, 2022, and expired on January 9, 2023 by operation of AS 44.62.260. The regulation went to public notice and received public comment as a proposed regular, non-emergency regulation in accordance with AS 44.62.190 – 44.62.215. Because the conditions for the original finding of emergency still exist, we respectfully request that these nonemergency regulations be filed as soon as possible.

The September 14, 2022 public notice, the December 13, 2022 supplemental notice, and the January 27, 2023 Order Adopting Changes all 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 incorporated into the attached copy of the regulations.

Sincerely,

TREG TAYLOR
ATTORNEY GENERAL

By: Rebecca C. Polizzotto
Rebecca C. Polizzotto
Chief Assistant Attorney General
Legislation, Regulations, and
Legislative Research Section

Digitally signed by
Rebecca C. Polizzotto
Date: 2023.01.27
16:13:33 -09'00'

RCP/ehp

CC w/enclosure: Jun Maiquis, Regulations Specialist 2
Department of Commerce, Community and Economic Development

Patty C. Burley, Assistant Attorney General
Department of Law

Steven C. Weaver, Assistant Attorney General
Department of Law

ORDER ADOPTING CHANGES TO
REGULATIONS OF THE DEPARTMENT OF COMMERCE,
COMMUNITY, AND ECONOMIC DEVELOPMENT

The attached one page of regulations, dealing with effective date of renewed licenses, is adopted and certified to be a correct copy of the regulation changes that the Department of Commerce, Community, and Economic Development adopts under the authority of AS 08.01.050 and AS 08.01.100, 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.

In considering public comments, the Department of Commerce, Community, and Economic 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.

Date: 1/27/23



Sylvan Robb, Director
Division of Corporations, Business and
Professional Licensing

April Simpson for

FILING CERTIFICATION

I, Nancy Dahlstrom, Lieutenant Governor for the State of Alaska, certify that on January 30, 2023 at 5:14 p.m., I filed the attached regulations according to the provisions of AS 44.62.040 – 44.62.120.



for

Nancy Dahlstrom, Lieutenant Governor

Effective: March 1, 2023

Register: 245, April 2023

FOR DELEGATION OF THE LIEUTENANT GOVERNOR'S AUTHORITY

I, NANCY DAHLSTROM, 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, 2022.




.....

**NANCY DAHLSTROM
LIEUTENANT GOVERNOR**



THE STATE
of **ALASKA**

GOVERNOR MICHAEL J. DUNLEAVY

Department of Commerce, Community,
and Economic Development

OFFICE OF THE COMMISSIONER

550 West Seventh Avenue, Suite 1535
Anchorage, Alaska 99501
Main: 907.269.8100
Toll free fax: 907.269.8125

In accordance with AS 44.17.010, the authority and responsibility for adopting regulations, outside of the Alcohol and Marijuana Control Office (AMCO), but for the Division of Corporations, Business and Professional Licensing (CBPL), under the Alaska Administrative Procedure Act, is hereby delegated to:

Sylvan Robb
Division Director
Division of Corporations, Business and Professional Licensing
DCCED
P.O. Box 110806
Juneau, AK 99811-0806
907-465-2144
sylvan.robbs@alaska.gov

In accordance with AS 44.17.010, the authority and responsibility for adopting regulations of the Alcohol and Marijuana Control Office, under the Alaska Administrative Procedure Act, is hereby delegated to:

Joan Wilson
Division Director
Alcohol and Marijuana Control Office
550 West Seventh Avenue, Suite 1600
Anchorage, AK 99501
907-269-0351
Joan.wilson@alaska.gov

This Delegation of Authority will remain in effect until modified or revoked by a subsequent delegation. This Delegation supersedes and revokes all delegations preceding it.

Dated the 3rd day of January, 2023

DocuSigned by:
A handwritten signature in black ink that reads "Julie Sande".
58AE8EAA5D47472

Julie Sande
Commissioner
Department of Commerce, Community,
and Economic Development

Chapter 02. General Occupational Licensing Functions.

The emergency adoption of 12 AAC 02.940(d) is expired:

(d) Expired 1/9/2023.

12 AAC 02.940 is amended by adding a new subsection to read:

(e) If an application and payment for renewal of a license is submitted but the division is unable to complete its review of the application before the expiration of the license, the license may be automatically extended for three months or until the division completes its review and either approves or denies the application, whichever occurs earlier. (Eff 2/13/94, Register 129; em am 9/12/2022 - 1/9/2023, Register 244; am 3 / 1 / 2023 Register 245)

Authority: AS 08.01.050 AS 08.01.100