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**OFFICE OF THE LIEUTENANT GOVERNOR  
ALASKA**

**MEMORANDUM**

**TO:** Sara Chambers, Department of Commerce, Community and Economic Development

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

**DATE:** October 2, 2024

**RE:** Filed Permanent Regulations: Board of Professional Counselors

Board of Professional Counselors regulations re: Licensing by credentials, counselor supervisor certification (12 AAC 62.130, .200)

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Attorney General File:	2024200099
Regulation Filed:	10/2/2024
Effective Date:	11/1/2024
Print:	252, January 2025

cc with enclosures: Colleen Bailey, Department of Law  
Judy Herndon, LexisNexis  
Sylvan Robb, Division Director  
Stefanie Davis, Regulations Specialist



THE STATE  
of **ALASKA**  
GOVERNOR MIKE DUNLEAVY

Department of Law

CIVIL DIVISION

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September 26, 2024

The Honorable Nancy Dahlstrom  
Lieutenant Governor  
State of Alaska  
P.O. Box 110015  
Juneau, AK 99811-0015

Re: *12 AAC 62.130, .200 - Board of Professional Counselors - Licensing by  
credentials, counselor supervisor certification*  
Our file: 2024200099

Dear Lieutenant Governor Dahlstrom:

The Department of Law has reviewed the attached regulations of the Board of Professional Counselors 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 Board of Professional Counselors after the close of the public comment period.

The regulations amend 12 AAC 62 to remove a requirement that an applicant for licensure by credentials must provide proof of continuing education upon application and update requirements related to counselor supervisor certification approval.

Both the May 28, 2024 public notice and the September 15, 2024 order certifying the changes to the regulations state that this action is not expected to require an increased appropriation. Therefore, a fiscal note under AS 44.62.060 is not required.

No technical corrections were necessary to conform the regulations in accordance with AS 44.62.060.

Sincerely,

TREG TAYLOR  
ATTORNEY GENERAL

By: **Rebecca C. Polizzotto** Digitally signed by  
Rebecca C. Polizzotto  
Date: 2024.09.26  
14:15:00 -08'00'

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

RCP/BWS

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

Patty Burley, Assistant Attorney General  
Department of Law

Brad Sharp, Assistant Attorney General  
Department of Law

ORDER CERTIFYING THE CHANGES TO  
REGULATIONS OF THE BOARD OF PROFESSIONAL COUNSELORS

The attached two pages of regulations, dealing with continuing education verification requirements and standards for an approved counselor supervisor certification, are certified to be a correct copy of the regulation changes that the Board of Professional Counselors adopted at its September 13, 2024 meeting, under the authority of AS 08.29.020, AS 08.29.110, AS 08.29.120, AS 08.29.210, and AS 08.29.400, 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 Board of Professional Counselors 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: 9/15/2024

Signed by:  
**Dorene Hagen**  
80FA603885A0487  
\_\_\_\_\_  
Dorene Hagen, Licensed Professional Counselor,  
Chair  
Alaska Board of Professional Counselors

*April Simpson for* FILING CERTIFICATION  
I, Nancy Dahlstrom, Lieutenant Governor for the State of Alaska, certify that on October 2, 2024 at 1:06 p.m., I filed the attached regulations according to the provisions of AS 44.62.040 - 44.62.120.

*for* April Simpson  
\_\_\_\_\_  
Nancy Dahlstrom, Lieutenant Governor

Effective: November 1, 2024.

Register: 252, January 2025.

**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:**

**April Simpson, Regulations and Initiatives Specialist**

**IN TESTIMONY WHEREOF, I have signed and affixed the Seal of the State of Alaska, in Juneau, on May 15th, 2023.**



*Nancy Dahlstrom*

**NANCY DAHLSTROM  
LIEUTENANT GOVERNOR**

Register 252, January 2025 PROFESSIONAL REGULATIONS

12 AAC 62.130(5) is repealed:

(5) repealed 11 / 1 / 2024 [SUBMIT VERIFICATION OF COMPLETION OF 40 CONTINUING EDUCATION CREDITS, INCLUDING AT LEAST 20 HOURS OF THE CONTINUING EDUCATION CREDITS EARNED THROUGH ATTENDANCE AND COMPLETION OF SYNCHRONOUS COURSES, SEMINARS, AND WORKSHOPS AS SPECIFIED IN 12 AAC 62.10(d) AND THREE OF THE CONTINUING EDUCATION CREDITS IN ETHICS WITHIN THE PREVIOUS TWO YEARS IMMEDIATELY PRECEDING APPLICATION FOR LICENSURE BY CREDENTIALS; THE CONTINUING EDUCATION MUST COMPLY WITH 12 AAC 62.320];

(Eff. 10/30/99, Register 152; am 1/29/2009, Register 189; am 9/20/2015, Register 215; am 2/20/2022, Register 241; am 11 / 1 / 2024, Register 252)

**Authority:** AS 08.29.020 AS 08.29.120 AS 08.29.400

12 AAC 62.200 is amended by adding a new subsection to read:

(c) The board may deny an application for an approved counselor supervisor certification if the applicant

(1) has been disciplined by a licensing jurisdiction within three years of the date of the application;

(2) has violated the ethical standards of a profession in which the applicant currently holds a license, as established by the jurisdiction that issued the license, within three years of the date of the application; or

(3) is, at the time the application is received by the department, the subject of a complaint or an unresolved investigation for a violation of the ethical standards set out under

Register 252, January 2025 PROFESSIONAL REGULATIONS

12 AAC 62.900 or as established by another state agency or jurisdiction. (Eff. 10/30/99,

Register 152; am 1/28/2005, Register 173; am 12/29/2006, Register 180; am 7/12/2008, Register

187; am 1/14/2011, Register 197; am 9/20/2015, Register 215; am 2/20/2022, Register 241; am

11 / 1 / 2024, Register 252)

**Authority:** AS 08.29.020 AS 08.29.110 AS 08.29.210