

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: Alexis Hildebrand, Department of Labor and Workforce Development

FROM: April Simpson, Office of the Lieutenant Governor 
465.4081

DATE: November 27, 2024

RE: Filed Permanent Regulations: Alaska Worker's Compensation Board

Department of Labor & Workforce Development regulations re: Fees for Medical Treatment and Services (8 AAC 45.083)

Attorney General File:	2024200323
Regulation Filed:	11/27/2024
Effective Date:	1/1/2025
Print:	252, January 2025

cc with enclosures: Bob Dame, LexisNexis
Beth Parsons, Department of Law



THE STATE
of ALASKA
GOVERNOR MIKE DUNLEAVY

Department of Law

CIVIL DIVISION

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November 27, 2024

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

Re: *8 AAC 45.083: DLWD - Fees for Medical Treatment and Services*
Our file: 2024200323

Dear Lieutenant Governor Dahlstrom:

The Department of Law has reviewed the attached regulations of the Department of Labor and Workforce Development and Alaska Workers' Compensation Board 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 Labor and Workforce Development and Alaska Workers' Compensation Board after the close of the public comment period.

The regulations adopt by reference the January 1, 2025 edition of the *Official Alaska Workers' Compensation Medical Fee Schedule*.

We note that both the November 25, 2024 adoption order and the November 25, 2024 certification of adoption order set a special effective date for these regulations of January 1, 2025, to correspond to the target effective date of the adopted-by-reference document. *Accordingly, we respectfully request that these regulations be filed on or before December 2, 2024.*

The September 8, 2024 public notice, the November 25, 2024 adoption order, and the November 25, 2024 certification of adoption order all state that this action is not expected to require an increased appropriation. Therefore, a fiscal note under AS 44.62.060 is not required.

We have made some technical corrections to conform the regulations in accordance with AS 44.62.060. 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: 2024.11.27
08:50:45 -09'00'

RCP/SCW

CC w/enclosure: Alexis Hildebrand, Administrative Officer 2
Department of Labor and Workforce Development

Rachel Witty, Division Director
Department of Law

Steven C. Weaver, Assistant Attorney General
Department of Law

APPENDIX I: Adoption Order

ORDER ADOPTING CHANGES TO REGULATIONS
OF THE ALASKA DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT AND
THE ALASKA WORKERS' COMPENSATION BOARD

The attached 1 page of regulations, dealing with fees for medical treatment, is adopted and certified to be a correct copy of the regulation changes that the Alaska Department of Labor and Workforce Development and the Alaska Workers' Compensation Board adopts under the authority of AS 23.30.005 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 no public comments were received, the Alaska Department of Labor and Workforce Development and the Alaska Workers' Compensation Board 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 January 1, 2025, as provided in AS 44.62.180.

Date: 11/25/2024



Catherine Muñoz, Commissioner

April Simpson for

FILING CERTIFICATION

I, Nancy Dahlstrom, Lieutenant Governor for the State of Alaska, certify that on

November 27, 2024, at 1:50 p.m., I filed the attached regulations according to the provisions of AS 44.62.040 - 44.62.120.


Lieutenant Governor *Nancy Dahlstrom*

Effective: January 1, 2025.

Register: 252, January 2025.

APPENDIX J: Certification Order

ORDER CERTIFYING THE CHANGES TO
REGULATIONS OF THE ALASKA DEPARTMENT OF LABOR AND WORKFORCE
DEVELOPMENT AND THE ALASKA WORKERS' COMPENSATION BOARD

The attached 1 page of regulations, dealing with fees for medical treatment, is certified to be a correct copy of the regulation changes that the Alaska Department of Labor and Workforce Development and the Alaska Workers' Compensation Board adopted at its October 10, 2024 meeting, under the authority of AS 23.30.005 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 no public comments were received, the Alaska Department of Labor and Workforce Development and the Alaska Workers' Compensation 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 January 1, 2025, as provided in AS 44.62.180.

Date: 11/25/2024



Catherine Muñoz, Commissioner

FILING CERTIFICATION

April Simpson for

I, Nancy Dahlstrom, Lieutenant Governor for the State of Alaska, certify that on

November 27, 2024 at 1:50 p.m., I filed the attached regulations according to the provisions of AS 44.62.040 - 44.62.120.


Lieutenant Governor *Nancy Dahlstrom*

Effective: January 1, 2025.

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.



A handwritten signature in blue ink, reading "Nancy Dahlstrom", is written over a horizontal dotted line.

**NANCY DAHLSTROM
LIEUTENANT GOVERNOR**

Register 252, January 2025 LABOR AND WORKFORCE DEV.

8 AAC 45.083(a)(9) is amended to read:

(9) provided on or after January 1, 2024, **but before January 1, 2025**, may not exceed the maximum allowable reimbursement established in the *Official Alaska Workers' Compensation Medical Fee Schedule*, January 1, 2024 edition, and adopted by reference; [.]

8 AAC 45.083(a) is amended by adding a new paragraph to read:

(10) provided on or after January 1, 2025, may not exceed the maximum allowable reimbursement established in the *Official Alaska Workers' Compensation Medical Fee Schedule*, January 1, 2025 edition, and adopted by reference.

(Eff. 12/1/2015, Register 216; am 3/11/2016, Register 217; am 4/1/2017, Register 221; am 1/1/2018, Register 224; am 1/1/2019, Register 228; am 5/12/2019, Register 230; am 12/21/2019, Register 232; am 1/1/2021, Register 236; am 2/24/2022, Register 241; am 1/29/2023, Register 245; am 1/1/2024, Register 248; am 1 / 1 / 2025, Register 252)

Authority: AS 23.30.005 AS 23.30.097 AS 23.30.098