

CS FOR HOUSE BILL NO. 140(JUD)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-EIGHTH LEGISLATURE - FIRST SESSION

BY THE HOUSE JUDICIARY COMMITTEE

Offered: 4/9/13

Referred: Finance

Sponsor(s): REPRESENTATIVES REINBOLD, Peggy Wilson, Hughes, Herron, LeDoux, Higgins, Thompson, Gara

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to the information that must be included with certain notices provided**
2 **for the proposed adoption, amendment, or repeal of a regulation."**

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 * **Section 1.** The uncodified law of the State of Alaska is amended by adding a new section
5 to read:

6 SHORT TITLE. This Act may be known as the Regulation Impact Transparency Act.

7 * **Sec. 2.** AS 44.62.190(d) is amended to read:

8 (d) Along with a notice furnished under (a)(2), (4)(A), or (6) of this section,
9 the state agency shall include

10 (1) the reason for the proposed action, including, if applicable, an
11 identification of the law, order, decision, or other action of the federal
12 government or a federal or state court that requires the proposed action, that is
13 the basis for the proposed action, or to which the proposed action is responding;
14 in this paragraph, "federal government" means a department, agency,

1 **corporation, or instrumentality of the United States government;**

2 **(2)** the initial cost to the state agency of implementation;

3 **(3)** [,] the estimated annual costs, **based on a good faith effort to**
 4 **estimate the costs in the aggregate for each of the following categories using the**
 5 **information available to the state agency,** to

6 **(A) private persons to comply with the proposed action;**

7 **(B)** the state agency **for** [OF] implementation **and to other**
 8 **state agencies to comply with the proposed action; and**

9 **(C) municipalities to comply with the proposed action;**

10 **(4)** [,] the name of the contact person for the state agency; [,] and

11 **(5)** the origin of the proposed action.

12 * **Sec. 3.** AS 44.62.190 is amended by adding a new subsection to read:

13 (f) Notwithstanding AS 44.62.300, a person may not bring an action in court
 14 to challenge the adoption, repeal, or amendment of a regulation by a state agency for
 15 inaccuracy of the cost estimates provided under (d)(3) of this section.

16 * **Sec. 4.** The uncodified law of the State of Alaska is amended by adding a new section to
 17 read:

18 **APPLICABILITY.** AS 44.62.190(d), as amended by sec. 2 of this Act, and
 19 AS 44.62.190(f), added by sec. 3 of this Act, apply to the proposed adoption, amendment, or
 20 repeal of a regulation on or after the effective date of this Act.