

NOTICE OF PROPOSED CHANGES IN THE  
REGULATIONS OF THE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

The Department of Environmental Conservation (DEC) proposes to adopt regulation changes in Title 18 of the Alaska Administrative Code, dealing with the dollar amounts for proof of financial responsibility that must be provided to DEC by persons who operate certain oil facilities and vessels including the following:

Regulations at 18 AAC 75.235 and 18 AAC 75.270 will be amended to adjust the dollar amounts of proof of financial responsibility that must be provided in accordance with changes to the Anchorage Consumer Price Index (CPI). The Anchorage CPI for the second half of 2010 was published in February 2011 and these increased dollar amounts correspond with the updated Anchorage CPI.

You may comment on the proposed regulation changes, including the potential costs to private persons of complying with the proposed changes, by submitting written comments to Christopher Pace, Environmental Program Specialist, Department of Environmental Conservation, at P.O. Box 111800, Juneau, Alaska 99811-1800 or electronically to [chris.pace@alaska.gov](mailto:chris.pace@alaska.gov). The comments must be received no later than 5:00 p.m. on June 13, 2011.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Deborah Pock at (907) 269-0291 no later than June 6, 2011, to ensure that any necessary accommodations can be provided.

For a copy of the proposed regulation changes, contact Chris Pace at (907) 465-5231, or go to DEC's Regulations web page at <http://www.dec.alaska.gov/regulations/index.htm>

After the public comment period ends on June 13, 2011, the DEC will either adopt these or other provisions dealing with the same subject, without further notice, or decide to take no action on them. The language of the final regulations may be different from that of the proposed regulations. **YOU SHOULD COMMENT DURING THE TIME ALLOWED IF YOUR INTERESTS COULD BE AFFECTED.** Written comments received are public records and are subject to public inspection.

**Statutory Authority:** AS 46.03.020, AS 46.04.045, AS 46.04.040, AS 46.04.070.

**Statutes Being Implemented, Interpreted, or Made Specific:** AS 46.04.040, AS 46.04.045, AS 46.04.055

**Fiscal Information:** The proposed regulation changes are not expected to require an increased appropriation.

DATE: May 10, 2011

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Larry Hartig, Commissioner

ADDITIONAL REGULATIONS NOTICE INFORMATION  
(AS 44.62.190(d))

1. Adopting agency: Department of Environmental Conservation
2. General subject of regulation: Oil and Other Hazardous Substances Pollution Control
3. Citation of regulation (may be grouped): 18 AAC 75
4. Reason for the proposed action:
  - compliance with federal law
  - compliance with new or changed state statute
  - compliance with court order
  - development of program standards
  - other: (please list) statutory requirement in AS 46.04.045
5. RDU/component affected: \_\_\_\_\_

6. Cost of implementation to the state agency and available funding (in thousands of dollars):

	Initial Year FY 2012	Subsequent Years
Operating Cost	\$ <u>0</u>	\$ <u>0</u>
Capital Cost	\$ <u>0</u>	\$ <u>0</u>
Federal receipts	\$ <u>0</u>	\$ <u>0</u>
General fund match	\$ <u>0</u>	\$ <u>0</u>
General fund	\$ <u>0</u>	\$ <u>0</u>
General fund/ program receipts	\$ <u>0</u>	\$ <u>0</u>
General fund/ mental health	\$ <u>0</u>	\$ <u>0</u>
Other funds (specify)	\$ <u>0</u>	\$ <u>0</u>

7. The name of the contact person for the regulations:

Name Christopher Pace  
Title Environmental Program Specialist  
Address P.O. Box 111800  
Juneau, AK 99811-1800  
Telephone (907) 465-5231  
E-mail address [chris.pace@alaska.gov](mailto:chris.pace@alaska.gov)

8. The origin of the proposed action:

- staff of state agency
- federal government
- general public
- petition for regulation change
- other (please list) \_\_\_\_\_

9. Date: May 10, 2011

Prepared by: \_\_\_\_\_ /s/

Name (typed) Christopher Pace  
Title (typed) Environmental Program Specialist  
Telephone: (907) 465-5231