MEMORANDUM

To: Gary Mendivil, AAC Contact  
   Department of Environmental Conservation  
Date: April 6, 2009

From: Benjamin Shier  
   Special Assistant  
Telephone: (907) 465-4081

Re: Filed Permanent Regulations: Department of Environmental Conservation  
   State Air Quality Control Plan: 18 AAC 50.030(2); 18 AAC 50.075(c)

Attorney General File: 993-09-0053  
Regulation Filed: 4/6/2009  
Effective Date: 5/6/2009  
Print: 190, July 2009

cc with enclosures: Linda Miller, Department of Law  
   Jim Pound, Administrative Regulation Review Committee  
   Judy Herndon, LexisNexis  
   Scott Sloane, DEC
ORDER ADOPTING CHANGES TO
REGULATIONS OF THE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

The attached two pages of regulations, dealing with Title 18, Chapter 50 of the Alaska Administrative Code, are hereby adopted and certified to be a correct copy of the regulation changes that the Department of Environmental Conservation adopts under the authority of AS 46.14.010, AS 46.14.020, AS 46.14.030, AS 46.14.140, 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 Department of Environmental Conservation 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: March 18, 2009
Juneau, Alaska

Larry Hartig, Commissioner

FILING CERTIFICATION

Jason M. Hauley for Sean Parnell, Lieutenant Governor for the State of Alaska, certify that on April 6, 2009, at 11:59 a.m., I filed the attached regulations according to the provisions of AS 44.62.040 - 44.62.120.

Sean Parnell, Lieutenant Governor

Effective: May 6, 2009
Register: July 1, 2009
FOR DELEGATION OF LIEUTENANT GOVERNOR'S AUTHORITY

I, SEAN PARNELL, LIEUTENANT GOVERNOR OF THE STATE OF ALASKA, as authorized by AS 44.62.080, designate the following State Official to perform the Administrative Procedures Act filing functions of the Lieutenant Governor:

JASON HOOLEY, DEPUTY CHIEF OF STAFF

IN TESTIMONY WHEREOF, I have signed and affixed the Seal of the State of Alaska, at Anchorage, on November 14, 2008.

SEAN PARNELL
LIEUTENANT GOVERNOR
The lead-in language of 18 AAC 50.030 is amended to read:

18 AAC 50.030. State air quality control plan. Volumes II and III of the State Air Quality Control Plan for implementing and enforcing the provisions of AS 46.14 and this chapter, as amended through February 20, 2009 [APRIL 4, 2008], are adopted by reference.

The plan includes the following documents which are also adopted by reference:

...
a person may not violate or cause a violation of a provision of the Code of the City and Borough of Juneau, Alaska, Chapter 36.40, as amended by the provisions of the Ordinance of the City and Borough of Juneau, Alaska, Serial No. 2008-28, sec. 2 [91-52], adopted by reference in 18 AAC 50.030. (Eff. 1/18/97, Register 141; am 5/6/09, Register 190)

Authority: AS 46.03.020 AS 46.14.020 Sec. 30, ch. 74, SLA 1993
AS 46.14.010 AS 46.14.030