1	State of Alaska
2	DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT
3	DIVISION OF CORPORATION, BUSINESS AND PROFESSIONAL LICENSING
4	· · · · · · · · · · · · · · · · · · ·
5	BOARD OF SOCIAL WORK EXAMINERS
6	Minutes of the meeting May 8, 2023
7	
8	By the authority of AS 08.01.070(2) and AS 08.86.030, and in compliance with the provisions of 8 AS 44.62, Article
9	6, a scheduled meeting of the Board of Social Work Examiners originated from Juneau, 333 Willoughby Ave.; this
10	meeting was held via Zoom.
11	
12	
13	
14	
14	Monday May 9, 2022
16	<u>Monday, May 8, 2023</u>
17	The Chair brought the meeting to order at 8:58 am.
18	
19	Board Members Present Constituting a Quorum
20	Ann Applebee, Licensed Clinical Social Worker
21	Amber Taylor, Licensed Master Social Worker
22	Sharon Woodward, Bachelor's Degree
23	Stacey Stone, Attorney
24	
25	Board Members Absent
26	None
27	
28	Staff Members Present
29	Jeanne Pace, Program Coordinator I
30	Stefanie Davis, Regulations Specialist
31	Marlo Adams, Occupational Licensing Examiner
32	
33	Members of the Public Present
34 35	None
35 36	Agenda Item - Call to Order/Roll Call/Introductions
37	Jeanne Pace stated, there is a new social work occupational licensing examiner starting next Monday. Marlo is the
38	licensing examiner for the psychology program, and she is helping us to keep continuity of service for social work
39	in the interim.
40	
41	Board introductions were made. Ann Applebee, licensed clinical social worker, has been on the board almost a
42	year now. Amber Taylor, licensed master social worker, has been with the board since September 2022. Sharon
43	Woodward holds a bachelor's degree and has been on the board for 3 years now. Stacey Stone, public member of
44	the Board, and by trade an attorney, new board member.
45	
46	Agenda Item - Review/Approve Agenda

- In a motion duly made by Stacey Stone, seconded by Sharon Woodward with unanimous consent, it was
 resolved to approve the May 8, 2023, agenda as presented.
- 49

50 Agenda Item - Ethics Disclosures

- 51 All members said they had no potential ethical conflicts to disclose.
- 52

53 Agenda Item - Financial Report/3rd Quarter Report FY2023

Melissa Dumas gave the financial report. This report covers through March 2023. The year-end closes June 2023.
 Discussion and break down of where revenue and expenditures are coming from was shared. This program
 currently has a surplus of \$229,000 going into the 4th quarter. Brief discussion was had about ways to off-set
 investigative costs.

58

63

59 Agenda Item - Division Update/Introduction to Board

Sylvan Robb, Division Director of Corporations Business and Professional Licensing introduced herself. Sylvan has
 been the new director since January. Sylvan has been with the State in various capacities prior to becoming
 division director. Sylvan thanked the Board for their service and time commitment.

64 Agenda Item - Application Review

65 Chair gave the new board member an overview of how the board reviews an applicant's application and supporting documents. Stacey Stone asked if applications are approved pending the license fee. Applicants can 66 67 pay the license fee after taking the exam. Licensure by credentials license fee isn't paid until the board approves the application. A question was asked about when the Teletherapy Continuing Education (CE) requirement will be 68 69 updated on the checklist form. Question was asked about the Suicide CE. This CE has not been passed or filed with the Lt. Governor yet. Question was asked. What is DARS, DARS is now PPD which stands for Public Protection 70 71 Database. This is a search function to verify if an applicant has any disciplinary actions against them. We accept 12 72 CEs per day.

74 Agenda Item - Office of Administrative Hearings/Deliberative Process with Administrative Law Judge Kathleen 75 Frederick

76 In accordance with the provisions of Alaska Statute 44.62.310(c) and Alaska Constitutional Right to Privacy

Provisions, Amber Taylor moved that the State Board of Social Work Examiners go into executive session for
 the purpose of discussing matters which by law, municipal charter, or ordinance are required to be confidential.

Board staff excused for the session. Sharon Woodward seconded the motion. Motion passed via unanimous
 consent.

81

73

- 82 Off record at 9:32 am.
- 83 Return to record at 9:52 am.
- 84

On a motion duly made by Stacey Stone, seconded by Sharon Woodward, via roll call vote, it was RESOLVED to
 accept the non-disciplinary letter with advisement for case #2020-000258 as presented. Motion passed;

87

Board Member	Approve	Deny	Recuse	Absent
Ann Applebee	х			
Amber Taylor	Х			
Sharon Woodward	Х			
Stacey Stone	Х			

88

89 Agenda Item- New Business/Add Examination Date to Online Applications

- 90 Discussion was had about adding a date indicating when the exam has been taken. This will help determine if
- 91 the applicant is meeting the time limit requirement in statute. The best time to make this application
- 92 modification is when another regulation change is occurring or renewals. This request will be added to the
- task list to be modified at the same time as the regulation update regarding the suicide CE.
- 94
- 95 Off record 10:00 am Break
- 96 Return to record at 10:15 am
- 97

98 Agenda Item - Public Comment

99 No public members in attendance.

100

101 Agenda Item - New Business/Teletherapy CE Definition Discussion

- Brief discussion took place on how to make the teletherapy CE definition clear for applicants. There are two places
 where this definition appears in statutes and regulations. Teletherapy CE definition appears in the definition
 section and in the continuing education section. We need to remove the piece about data.
- 105
- 106 Proposed wording changes:
- "Delivery of services through the use of interactive audio and video technology." "Continuing education that
 relates to teletherapy practice."
- 109

111

- 110 This can be updated at your next meeting or added to the annual report.
- 112 Board decided to wait to update the wording.
- 113

114 Agenda Item - Right Touch Regulation Project – Explanation

- Sara Chambers, Boards and Regulations Advisor with Commissioner's Office gave an overview of the concept of Right Touch Regulation. A copy of the Right Touch Regulations Project presentation is available in the <u>Board</u> workbook. This presentation has been given to CPBL boards since 2019. Right Touch Regulations is a concept coming out of Great Britain. Right Touch is finding a balance between the tensions that exist with entry to practice and letting people practice their profession. Then on the other side is public protection, and making sure people are safe to practice. Sara Chambers and Stefanie Davis are available to help the Board when modifications need to be made to regulations.
- 122

123 Agenda Item - Investigations/Consent Agreements (Executive Session) with Marilyn Zimmerman.

124 In accordance with the provisions of Alaska Statute 44.62.310(c) and Alaska Constitutional Right to Privacy

125 Provisions, Stacey Stone moved that the State Board of Social Work Examiners go into executive session for the

- purpose of discussing matters which by which by law, municipal charter, or ordinance are required to be confidential. Board staff excused for the session. Sharon Woodward seconded the motion. Motion passed via
- 128 unanimous consent.
- 129
- 130 Off record 11:08 am
- 131 Return to record at 11:30 am
- 132

133On a motion duly made by Amber Taylor, seconded by Sharon Woodward, via roll call vote, it was RESOLVED to134accept consent agreement for case #2022-000955 as presented. Motion passed;

Board Member	Approve	Deny	Recuse	Absent
Ann Applebee	х			

Amber Taylor	Х		
Sharon Woodward	Х		
Stacey Stone	Х		

136

On a motion duly made by Amber Taylor, seconded by Sharon Woodward, via roll call vote, it was RESOLVED to accept consent agreement for case #2022-000952 as presented. Motion passed;

137 138

Board Member	Approve	Deny	Recuse	Absent
Ann Applebee	x			
Amber Taylor	Х			
Sharon Woodward	Х			
Stacey Stone	X			

139

140 On a motion duly made by Amber Taylor, seconded by Stacey Stone, via roll call vote, it was RESOLVED to

141 accept consent agreement for case **#2022-000951** as presented. Motion passed;

142

Board Member	Approve	Deny	Recuse	Absent
Ann Applebee	х			
Amber Taylor	Х			
Sharon Woodward	Х			
Stacey Stone	Х			

143

144 On a motion duly made by Amber Taylor, seconded by Stacey Stone, via roll call vote, it was RESOLVED to

accept consent agreement for case **#2022-000945** as presented. Motion passed;

146

Board Member	Approve	Deny	Recuse	Absent
Ann Applebee	х			
Amber Taylor	Х			
Sharon Woodward	Х			
Stacey Stone	Х			

147

148 On a motion duly made by Amber Taylor, seconded by Stacey Stone, via roll call vote, it was RESOLVED to 149 accept consent agreement for case #2022-000946 as presented. Motion passed;

149 150

Board Member	Approve	Deny	Recuse	Absent
Ann Applebee	х			
Amber Taylor	Х			
Sharon Woodward	Х			
Stacey Stone	Х			

151

152 On a motion duly made by Amber Taylor, seconded by Stacey Stone, via roll call vote, it was RESOLVED to

accept consent agreement for case #2022-001027 as presented. Motion passed;

Board Member	Approve	Deny	Recuse	Absent
Ann Applebee	х			
Amber Taylor	Х			
Sharon Woodward	Х			
Stacey Stone	Х			

155

156 Agenda Item - Investigations/Investigative Report with Jasmine

- 157 32 open cases between clinical social work and master social work.
- 158 11 closed cases between clinical social work and master social work.
- 159 Question asked: Are open investigation at different stages, and sent to the Board as you get to the part the Board
- 160 needs to be involved? Yes, this is correct.161

162 Agenda Item - Investigations/Disciplinary Matrix Finalization with Jasmine

In accordance with the provisions of Alaska Statute 44.62.310(c) and Alaska Constitutional Right to Privacy
 Provisions, Amber Taylor moved that the State Board of Social Work Examiners go into executive session for

- the purpose of discussing matters which by law, municipal charter, or ordinance are required to be confidential.
 Board staff excused for the session. Amber Taylor seconded the motion. Motion passed via unanimous
- 167 consent.
- 168
- 169 Off record 11:37 am
- 170 Return to record at 11:42 am
- 171

172 On a motion duly made by Stacey Stone, seconded by Amber Taylor, via roll call vote, it was RESOLVED to

- approve the version of the disciplinary matrix as discussed as a final version to be used as a guideline as
 presented. Motion passed;
- 175

Board Member	Approve	Deny	Recuse	Absent
Ann Applebee	x			
Amber Taylor	Х			
Sharon Woodward	Х			
Stacey Stone	Х			

176

Division staff is directed to provide this final version to investigative staff and post to the program web page forpublic access.

179

Stefanie is adding this to the task list to have this posted to the website. A copy will be sent to Jenny and Jasmine.
Board members must stick to this guideline, and if not, it must be explained in the review worksheet to
investigators.

183

184 Agenda Item - Board Member Updates/ASWB New Board Member Training

- Ann Applebee, chair shared information she learned from the ASWB training. The Board carries out the intent of
 the legislature.
- 187
- 188 Items we can look at as a Board:
- 190 Frequency and length of our meetings. Do we need to change length, location, etc.
- 191

189

Question asked if minutes can just be recordings. Answer: Minutes are condensed. We need written motions for
 regulations changes for various items. Anyone can request the full recording of the meetings.

194

195 What are we looking at when we ask about good moral character. Moral character includes criminal history, 196 finances, child support, alimony, and professional licensure issues.

198 How do we as a Board know of legislation changes that affect our program? What is the role of the Board with 199 legislatures? Licensing examiners get notification of legislative changes that affect the program, and the licensing 200 examiner informs the board. If the Board wants to make a statutory change, at that point, the Board will reach out 201 to legislators to get a bill started to make the change. 202 203 Sylvan Robb, division director and Glenn Saviers, deputy director will let the Board know if a statutory change is 204 happening. 205 What about our visibility with the legislature? Do we want to visit the legislature during a meeting we have in Juneau? Do we want to reach out to the legislature more? 206 207 208 What do we do with expired and lapsed licenses? We don't publish that information, but you can search for any 209 licensee on our website and see the status of their license. 210 211 One point made was the litigiousness of today's society. Are we functioning in the principal scope of the board, 212 and are we acting in good faith? If we keep that in mind, we can keep ourselves safe. 213 214 Do we have a mission statement? No, we do not. Other boards do. Sara Chambers sent a previous email asking if 215 Boards would like to create mission statements. Is this something we would like to think about and do? 216 217 We need to think about any potential statue changes that we would like to make for 2024 legislative session. 218 219 When we look at the budget do we want to budget for all meetings to be in-person? Audit meetings are usually 220 in-person. Board may be able to get a couple of in-person meetings approved. It might be nice to meet in-person 221 a couple times of the year. Per statute, the board is required to have two meeting per year, and may hold 222 additional meetings at the call of the chair or a majority of the Board. 223 224 We tend to have quarterly meetings to keep up with everything. Meetings need to be public noticed a month in 225 advance. Stefanie recommended one 2-day meeting a year in the fall. One suggestion was to have two meetings 226 that are two days, and then the other meetings to be one day, but keep meeting quarterly. 227 228 What does the Board think about the Right Touch Project? Do we want to do a deep dive into our statutes and 229 regulations. At some, point it will be a good idea to look at statutes and regulations. We could possibly look at it 230 individually and then come together as a Board. 231 232 The previous board started the Right Touch Project. Some of their thoughts were shared in February and March of 233 2022 minutes. There is a starting point to look at past Board notes. It was recommended to the Board to look at 2019 and early 2022 Board minutes when Right Touch first was done. 234 235 236 Off record 12:05 pm - Lunch 237 Return to record at 1:00 pm 238 239 Agenda Item - Old Business/Position Statement Update/Exams with Renee Carbajal, Program Coordinator II 240 The board is welcome to adopt a position statement for exams; however, position statements do not carry any 241 legal authority. Your statute/regulation stipulates that applicants must take the ASWB exam, and until your 242 statute/regulations are changed, applicants will need to complete the ASWB exam. If an applicant's state doesn't 243 require the ASWB, we need something to allow the Board to accept a different exam. The position statement can 244 clarify the boards' opinion while trying to get the statutes and regulations changed. This has been approved by 245 the Board previously to be posted on the website. Stefanie is adding this to the task list to post to the website.

247	Agenda Item - Old Business/ Regulations Approval Update – 12 AAC 18.112; 12 AAC 18.210; 12 AAC 18.990 with
248	Division Regulations Specialist(s)
249	Law is sending paperwork over to the office of the Lt. governor for filing. By the end of June, we should have an
250	effective date for the regulations. Stefanie to provide the email regarding this to the Board.
251	
252	Agenda Item - Old Business Delegatory Authority Response/with Renee Carbajal, Program Coordinator II
253	The board asked if they could delegate authority to staff to issue permanent licenses. Your statute 08.95.030
254	specifically requires the Board to issue the license. If you want staff to issue licenses, you will need to change the
255	statute.
256	
257	Agenda Item - New Business/Transition of License Examiner with Stefanie Davis
258	Stefanie is transitioning out of the licensing examiner position and into her new role with the state as a
259	regulations specialist. Stefanie is already in the regulations specialist role and has been helping Jeanne and Marlo
260	with questions about social work. The new licensing examiner for social work will start Monday. The new staff
261	person will gradually be introduced to the program. We just want you to know that you have support until the
262	new person is up and running. The chair wished Stefanie well in her new role and thanked her for her time with
263	the social work program.
264	
265	Agenda Item - New Business/Annual Report -Assign Tasks
266	This annual report will be for fiscal year 2024. The licensing examiner will format the information into the
267	template so the Board can send information in a word document. Tasks were assigned to Board members.
268	
269	Stefanie shared a prior annual report, so Board members know what is expected on the report. In-person
270	meetings must be included on this report. ASWB meetings should be included. Board members were assigned
271	tasks to complete for the Annual report.
272	
273	Narrative Statement – Sharon Woodward
274	Budget Recommendations – Ann Applebee
275	Legislative Recommendations – Amber Taylor/Sharon Woodward
276	Regulations Recommendations – Stacey Stone/Ann Applebee
277	Goals and Objectives – Ann Applebee
278	
279	June 30 th is the deadline. Get information for annual report to staff by June 12 th . Have report in On-Board by the
280	19 th -22 nd . Board to vote on the annual report within 48 hours of upload to On-Board. After final vote, annual
281	report goes to the publication's specialist.
282	
283	Agenda Item - Administrative Business/Correspondence
284	An email was received from an LCSW applicant in Wasilla. She wants an associate social worker license. This
285	would be a statute change. If the Board wants to make this change, this item can be added to the annual report.
286	
287	Let's look at Washington's associate social worker status. Board decided to research this for more information.
288	
289	Ask the individual who sent the email to put together a presentation to give to the Board on this subject. Staff
290	should reach out to the individual.
291	

- 292 This next piece of correspondence is a "for your information" piece. Sara Chambers wanted this passed onto the
- 293 Board. ASWB is accepting proposals for research relating to occupational and professional regulation with
- 294 emphasis on social work regulatory best practices. This is due May 31st to ASWB if the Board is interested.

295 Agenda Item -Administrative Business/ASWB Delegate Meeting Update

- 296 Amber Taylor is attending the online new board member training meeting June 8-9. Stacey plans to attend the 297 September 28- 30 new board member training in Washington DC.
- 298 299 The travel request will need to be completed once the information is on ASWB's website. The meeting is 300 November 3-4 in Memphis. We need a primary delegate for this.
- 301
- 302 Ann Applebee should be able to go as the primary delegate, and Stacey Stone will serve as the alternate. 303

304 Agenda Item - Administrative Business/Schedule Future Meetings

A Board meeting was scheduled to take place December 11-12, in Anchorage. This meeting will be an in-person 305 306 meeting. We will cover Right Touch Project information as this meeting. The travel request will need to be placed 307 mid-July to gain approval.

309 Agenda Item - Administrative Business/Review Minutes – March 6-7, 2023

310 In a motion duly made by Sharon Woodward, seconded by Amber Taylor with unanimous consent, it was

- 311 RESOLVED to approve the meeting minutes from March 6-7, 2023, as presented. Motion passed;
- 312

308

Board Member	Approve	Deny	Recuse	Absent
Ann Applebee	х			
Amber Taylor	Х			
Sharon Woodward	Х			
Stacey Stone			Х	

314

315

313

Having concluded all scheduled business, Chair Applebee adjourned the meeting.

316	Off record at 2:28 pm.

317 318 Respectfully Submitted,

DocuSigned by:

319 DocuSigned by:

320 Jeanne Pace

321 Jeanne Pace, Program Coordinator I 322

- 323
- 324 ann applebee
- 325

05550577302495 Ann Applebee, Board Chair 326

327

9/13/2023

Date

9/12/2023

Date

DocuSian

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Ann Applebee ann.applebee@gmail.com Security Level: Email, Account Authentication (None)

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Jeanne Pace

jeanne.pace@alaska.gov

Security Level: Email, Account Authentication

Accepted: 9/12/2023 9:35:40 PM

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Envelope Sent Certified Delivered Signing Complete Completed	Hashed/Encrypted Security Checked Security Checked Security Checked	9/12/2023 11:26:49 AM 9/13/2023 8:36:49 AM 9/13/2023 8:37:07 AM 9/13/2023 8:37:08 AM		
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ELECTRONIC RECORD AND SIGNATURE DISCLOSURE

Please read this Electronic Records and Signature Disclosure (ERSD). It concerns your rights regarding electronically undertaking, and the conditions under which you and the State of Alaska agree to electronically undertake, the transaction to which it relates (the "TRANSACTION").

Consent to Electronically Undertake the TRANSACTION

You can electronically undertake the TRANSACTION only if you confirm that you meet the following requirements by selecting the box next to "I agree to use electronic records and signature" (the "AGREE BOX"):

- 1. you can fully access and have read this ERSD;
- 2. you can fully access all of the information in the other TRANSACTION records;
- 3. you can retain all of the TRANSACTION records in a form that you will be able to fully access for later reference;
- 4. you consent to undertake the TRANSACTION electronically; and
- 5. you are authorized to undertake the TRANSACTION. (Please note that falsely undertaking the TRANSACTION may subject you to civil liabilities and penalties and/or to criminal penalties.)

If you cannot or are not willing to confirm each of these five things, do not select the AGREE BOX.

Withdrawing Consent

If you select the AGREE BOX, you can withdraw your consent to electronically undertake the TRANSACTION at any time before you complete the TRANSACTION: simply do not finalize it. The only consequence of withdrawing your consent is that you will not finalize the TRANSACTION.

If you select the AGREE BOX, your consent will apply only to this TRANSACTION. You must separately consent to electronically undertake any other transaction with the State of Alaska.

Paper Option for Undertaking the TRANSACTION

You may undertake the TRANSACTION with the State of Alaska using paper records. (State of Alaska employees who want to undertake the TRANSACTION in paper should contact the agency responsible for the TRANSACTION.) Print the paper records on the website of the State of Alaska agency responsible for the TRANSACTION, or request them from the agency. The State of Alaska homepage is at http://alaska.gov/.

Copies of TRANSACTION Records

After completing the TRANSACTION but before closing your web browser, you should download the TRANSACTION records. Or you can download the records within 30 days after

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Required Hardware and Software

For the minimum system requirements to electronically undertake the TRANSACTION, including accessing and thereby retaining the TRANSACTION records, visit https://support.docusign.com/guides/signer-guide-signing-system-requirements. These requirements may change. In addition, you need access to an email account.

How to Contact the State of Alaska

To ask a question on this ERSD or the DocuSign document generated after you complete the TRANSACTION or on using DocuSign to electronically undertake the TRANSACTION, contact the Alaska Department of Administration at either of the following addresses:

State of Alaska Department of Administration 550 West 7th Avenue Suite 1970 Anchorage, AK 99501 Reference: DocuSign

doa.commissioner@alaska.gov Subject: DocuSign

To ask any other question on the TRANSACTION records or to update the information for contacting you electronically, contact the State of Alaska agency responsible for the TRANSACTION using the contact information in the TRANSACTION records or, if those records contain no contact information, using the contact information on the agency's website. Again, the State of Alaska homepage is at http://alaska.gov/.