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**OFFICE OF THE LIEUTENANT GOVERNOR
ALASKA**

MEMORANDUM

TO: Sara Chambers, Department of Commerce, Community and Economic Development

FROM: April Simpson, Office of the Lieutenant Governor 
465.4081

DATE: October 2, 2024

RE: Filed Permanent Regulations: Board of Massage Therapists

Board of Massage Therapists regulations re: Cardiopulmonary Resuscitation Certification
(12 AAC 79.100 - .210)

Attorney General File:	2024200285
Regulation Filed:	10/2/2024
Effective Date:	11/1/2024
Print:	252, January 2025

cc with enclosures:

Colleen Bailey, Department of Law
Judy Herndon, LexisNexis
Sylvan Robb, Division Director
Stefanie Davis, Regulations Specialist



THE STATE
of ALASKA
GOVERNOR MIKE DUNLEAVY

Department of Law

CIVIL DIVISION

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Juneau, Alaska 99811
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September 27, 2024

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

Re: *12 AAC 79.100-.210: Board of Massage Therapists: Cardiopulmonary
Resuscitation Certification*
Our file: 2024200285

Dear Lieutenant Governor Dahlstrom:

The Department of Law has reviewed the attached regulations of the Board of Massage Therapists 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 Board of Massage Therapists after the close of the public comment period.

The regulations concern cardiopulmonary resuscitation certification and courses required for massage therapist licensure. The regulations clarify that courses that adhere to the most recent American Heart Association guidelines and courses that are compliant with current Joint Commission standards are accepted by the board for certification in cardiopulmonary resuscitation.

The August 7, 2024 public notice and the September 9, 2024 certification of adoption both state that this action is not expected to require an increased appropriation. Therefore, a fiscal note under AS 44.62.060 is not required.

No technical corrections were necessary to conform the regulations in accordance with AS 44.62.060.

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: 2024.09.27
14:43:27 -08'00'

RCP/PWP

CC w/enclosure: Stefanie Davis, Regulations Specialist
Department of Commerce, Community and Economic Development

Parker W. Patterson, Assistant Attorney General
Department of Law

Harriet Milks, Assistant Attorney General
Department of Law

ORDER CERTIFYING THE CHANGES TO
REGULATIONS OF THE BOARD OF MASSAGE THERAPISTS

The attached three pages of regulations, dealing with clarifying cardiopulmonary resuscitation certification and courses acceptable to the board, are certified to be a correct copy of the regulation changes that the Board of Massage Therapists adopted at its September 9, 2024 meeting, under the authority of AS 08.61.020, AS 08.61.030, AS 08.61.040, AS 08.61.050, and AS 08.61.090, 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.

On the record, in considering public comments, the Board of Massage Therapists 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 the 30th day after they have been filed by the lieutenant governor, as provided in AS 44.62.180.

DATE: 9/9/24

Signed by:
Annetta Atwell
B1076ABC9ED476
Annetta Atwell, Licensed Massage Therapist, Chair
Alaska Board of Massage Therapists

April Simpson, for FILING CERTIFICATION
I, Nancy Dahlstrom, Lieutenant Governor for the State of Alaska, certify that on October 2, 2024 at 2:20 P.m., I filed the attached regulations according to the provisions of AS 44.62.040 - 44.62.120.

for 
Nancy Dahlstrom, Lieutenant Governor

Effective: November 1, 2024.

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**

12 AAC 79.100(b)(4) is amended to read:

(4) a current certification in cardiopulmonary resuscitation **received through**

[FROM]

(A) the American Red Cross; [,]

(B) the American Heart Association; [,]

(C) the American Safety and Health Institute;

(D) a course that adheres to the most recent American Heart

Association guidelines; or

(E) a course that is compliant with current Joint Commission

standards [, OR AN EQUIVALENT ORGANIZATION]; and

(Eff. 1/17/2016, Register 217; am 4/17/2019, Register 230; am 3/25/2020, Register 233;

am 5/26/2023, Register 246; am 11 / 1 / 2024, Register 252)

Authority: AS 08.61.020 AS 08.61.030 AS 08.61.090

12 AAC 79.110(b)(3) is amended to read:

(3) current certification in cardiopulmonary resuscitation **received** through

(A) the American Red Cross; [,]

(B) the American Heart Association; [,]

(C) the American Safety and Health Institute;

(D) a course that adheres to the most recent American Heart

Association guidelines; or

(E) a course that is compliant with current Joint Commission

standards [, OR AN EQUIVALENT ORGANIZATION].

Register 252, January 2025 PROFESSIONAL REGULATIONS

(Eff. 1/17/2016, Register 217; am 4/17/2019, Register 230; am 3/25/2020, Register 233; am 6/6/2021, Register 238; am 11 / 1 / 2024, Register 252)

Authority: AS 08.61.020 AS 08.61.040 AS 08.61.090
AS 08.61.030

12 AAC 79.200(b)(4)(A) is amended to read:

(4) attestation that the applicant

(A) holds a current certification in cardiopulmonary resuscitation through

(i) the American Red Cross; [,]

(ii) the American Heart Association; [, or]

(iii) the American Safety and Health Institute;

(iv) a course that adheres to the most recent American Heart

Association guidelines; or

(v) a course that is compliant with current Joint Commission standards; and

12 AAC 79.200(c)(1) is amended to read:

(1) proof of current certification in cardiopulmonary resuscitation through

(A) the American Red Cross; [,]

(B) the American Heart Association; [,]

(C) the American Safety and Health Institute;

(D) a course that adheres to the most recent American Heart

Association guidelines; or

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(E) a course that is compliant with current Joint Commission

standards [, OR AN EQUIVALENT ORGANIZATION]; and

(Eff. 5/28/2016, Register 218; am 4/17/2019, Register 230; am 3/25/2020, Register 233; am 12/13/2023, Register 248; am 7/26/2024, Register 251; am 11 / 1 / 2024, Register 252)

Authority: AS 08.61.020 AS 08.61.050

12 AAC 79.210(b) is amended to read:

(b) An applicant for renewal may receive two hours of continuing education credit for completion of a hands-on cardiopulmonary resuscitation course through the American Red Cross, American Heart Association, American Safety and Health Institute, **a course that adheres to the most recent American Heart Association guidelines, or a course that is compliant with current Joint Commission standards** [OR AN EQUIVALENT ORGANIZATION, AS DETERMINED BY THE BOARD].

(Eff. 5/28/2016, Register 218; am 7/15/2016, Register 219; am 7/5/2017, Register 223; am 4/17/2019, Register 230; am 3/25/2020, Register 233; am 6/6/2021, Register 238; am 5/26/2023, Register 246; am 7/26/2024, Register 251; am 11 / 1 / 2024, Register 252)

Authority: AS 08.61.020 AS 08.61.030 AS 08.61.050