

Y N  
HSS

32-GH1011\B.22  
Dunmire  
3/15/21

HSS

AMENDMENT

#1 Adopted

OFFERED IN THE HOUSE  
TO: CSHB 76(HSS)

BY REPRESENTATIVE JOSEPHSON

1 Page 1, line 2, following "pandemic;":

2 Insert "approving and ratifying declarations of a public health disaster  
3 emergency;"

4  
5 Page 3, line 21, following "EMERGENCY;":

6 Insert "APPROVAL, RATIFICATION, AND" .

7  
8 Page 3, line 22, following "EMERGENCY.":

9 Insert a new subsection to read:

10 "(a) The declarations of a public health disaster emergency issued by the governor on  
11 November 15, 2020, December 15, 2020, and January 15, 2021, are approved and ratified."

12

13 Reletter the following subsections accordingly.

14

15 Page 3, line 28:

16 Delete "(a)"

17 Insert "(b)"

18

19 Page 4, line 5:

20 Delete "(b)"

21 Insert "(c)"

22

23 Page 11, line 7:

1 Delete "If this Act takes effect after February 14, 2021"

2 Insert "(a) Except as provided in (b) of this section"

3

4 Page 11, following line 8:

5 Insert a new subsection to read:

6 "(b) Section 2(a) of this Act is retroactive to November 15, 2020."

- 1 Page 11, following line 4:
- 2 Insert a new subsection to read:
- 3 "(b) Section 12 of this Act is repealed June 30, 2023."

Y N  
||| |||

FAILED

32-GH1011\B.29  
Dunmire  
3/16/21

AMENDMENT #2

OFFERED IN THE HOUSE  
TO: CSHB 76(HSS)

BY REPRESENTATIVE JOSEPHSON

- 1 Page 10, lines 16 - 21:
- 2 Delete all material.
- 3
- 4 Renumber the following bill sections accordingly.
- 5
- 6 Page 10, line 31:
- 7 Delete "5 - 12"
- 8 Insert "5 - 11"

Y N  
|||||

Adopted

32-GH1011\B.21  
Dunmire  
3/15/21

AMENDMENT #3

OFFERED IN THE HOUSE

TO: CSHB 76(HSS)

OFFERED by Rep. ORTIZ

1 Page 1, line 7:

2 Delete "and"

3 Following "shareholders;":

4 Insert "and school operating funds;"

5

6 Page 10, following line 15:

7 Insert a new bill section to read:

8 "\* Sec. 12. The uncodified law of the State of Alaska is amended by adding a new section to  
9 read:

10 SCHOOL OPERATING FUNDS. (a) Notwithstanding AS 14.17.505(a), a school  
11 district may accumulate in a fiscal year an unreserved portion of its year-end fund balance in  
12 its school operating fund, as defined in regulation by the Department of Education and Early  
13 Development, in any amount.

14 (b) Notwithstanding AS 14.17.505(b), the unreserved portion of the year-end  
15 operating fund balance of a school district for the preceding fiscal year may not be used to  
16 reduce the state aid paid to that school district in the current fiscal year."

17

18 Renumber the following bill sections accordingly.

19

20 Page 10, line 31:

21 Delete "Sections 1 - 3 and 5 - 12"

22 Insert "(a) Sections 1 - 3, 5 - 11, and 13" .

23

w/d

32-GH1011\B.32  
Dunmire  
3/16/21

AMENDMENT #4

OFFERED IN THE HOUSE  
TO: CSHB 76(HSS)

BY REPRESENTATIVE RASMUSSEN

1 Page 1, lines 1 - 9:

2 Delete all material and insert:

3 **""An Act relating to the state's response to the novel coronavirus disease (COVID-19)**  
4 **pandemic; making temporary changes to state law in response to the COVID-19**  
5 **outbreak in the following areas: powers delegated to the governor; powers delegated to**  
6 **the Department of Health and Social Services; powers delegated to the Department of**  
7 **Military and Veterans' Affairs; telehealth services; meetings of shareholders; charitable**  
8 **gaming; informed consent and personal objections to the administration of COVID-19**  
9 **vaccines; and civil and criminal liability; and providing for an effective date.""**

10

11 Page 3, line 12, following "dispatch;":

12 Insert "and"

13

14 Page 3, line 15:

15 Delete "; and"

16 Insert "."

17

18 Page 3, line 16, through page 5, line 17:

19 Delete all material and insert:

20 **"\* Sec. 2. The uncoded law of the State of Alaska is amended by adding a new section to**  
21 **read:**

22 **LEGISLATIVE INTENT. It is the intent of the Legislature that**

23 **(1) certain limited authority be granted to the governor, the Department of**

1 Health and Social Services, the Department of Military and Veterans' Affairs, and the  
 2 Department of Commerce, Community, and Economic Development to implement the state's  
 3 response to the ongoing pandemic related to the novel coronavirus disease (COVID-19); and

4 (2) the governor is authorized to communicate to federal agencies that the  
 5 authorities granted by this Act are in response to the ongoing pandemic and statewide public  
 6 health emergency posed by COVID-19 and tied to the federal public health emergency and  
 7 major disaster declarations.

8 \* **Sec. 3.** The uncodified law of the State of Alaska is amended by adding a new section to  
 9 read:

10 **POWERS OF THE GOVERNOR.** The governor may

11 (1) issue an order or regulation necessary to implement this Act;

12 (2) suspend the provisions of a regulatory statute prescribing procedures for  
 13 the conduct of state business, or the orders or regulations of a state agency, if compliance with  
 14 the provisions of the statute, order, or regulation would prevent or substantially impede or  
 15 delay action necessary to respond to and aid in the recovery from the pandemic related to  
 16 COVID-19; and

17 (3) allocate or redistribute food, water, fuel, clothing, medicine, or supplies as  
 18 reasonably necessary to aid in the response and recovery from the pandemic related to  
 19 COVID-19.

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

22 **POWERS OF THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES.**

23 Notwithstanding any other provision of law, the Department of Health and Social Services  
 24 may

25 (1) coordinate, allocate, distribute, and manage the state's vaccination and  
 26 therapeutic response to the novel coronavirus disease (COVID-19) pandemic; and

27 (2) continue cooperating with the federal government on

28 (A) emergency allotments under the Supplemental Nutritional  
 29 Assistance Program;

30 (B) blanket waivers enacted by the United States Department of Health  
 31 and Human Services, Centers for Medicare and Medicaid Services;

1 (C) waivers under sec. 1135 of the Social Security Act; and

2 (D) waivers under sec. 1915(c) of the Social Security Act, including

3 Appendix K.

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

6 POWERS OF THE DEPARTMENT OF MILITARY AND VETERANS' AFFAIRS.

7 (a) The Department of Military and Veterans' Affairs may

8 (1) support and assist the Department of Health and Social Services in  
9 implementing this Act;

10 (2) receive delegations of authority from the governor allowing activation of  
11 the Alaska organized militia under AS 26.05.070 to respond to the ongoing novel coronavirus  
12 disease (COVID-19) pandemic; and

13 (3) coordinate with the Federal Emergency Management Agency to maintain  
14 or increase funding for non-congregate shelters providing temporary quarantine and isolation  
15 for the following:

16 (A) a first responder or health care worker who must quarantine to  
17 prevent exposure to family members;

18 (B) members of a family experiencing homelessness residing in a  
19 congregate shelter if at least one member of the family tests positive for COVID-19  
20 and requires isolation;

21 (C) an individual experiencing homelessness who tests positive for  
22 COVID-19 or who is exposed to COVID-19 and requires isolation while awaiting test  
23 results;

24 (D) an occupant of a homeless shelter;

25 (E) an individual living with a certain underlying medical condition  
26 identified by the Centers for Disease Control and Prevention, United States  
27 Department of Health and Human Services, as placing the individual at increased risk  
28 of severe illness from COVID-19, including cancer, chronic kidney disease, chronic  
29 obstructive pulmonary disease, Down syndrome, a heart condition, an  
30 immunocompromised state resulting from solid organ transplant, obesity, severe  
31 obesity, pregnancy, sickle cell disease, smoking, and type 2 diabetes mellitus.



1 (b) In this section, "non-congregate shelter" includes a hotel, a college or university  
2 dormitory, and a properly modified nontraditional structure."  
3

4 Renumber the following bill sections accordingly.  
5

6 Page 5, line 30, through page 7, line 4:

7 Delete all material.  
8

9 Renumber the following bill sections accordingly.  
10

11 Page 7, lines 8 - 10:

12 Delete "during the novel coronavirus disease (COVID-19) public health disaster  
13 emergency declared by the governor under AS 26.23.020 on January 15, 2021, as extended by  
14 sec. 2 of this Act,"  
15

16 Page 8, lines 6 - 14:

17 Delete all material.  
18

19 Renumber the following bill sections accordingly.  
20

21 Page 9, lines 10 - 12:

22 Delete "for the duration of the novel coronavirus disease (COVID-19) public health  
23 disaster emergency declared by the governor under AS 26.23.020 on January 15, 2021, as  
24 extended by sec. 2 of this Act,"  
25

26 Page 10, lines 18 - 21:

27 Delete all material and insert:

28 "CIVIL AND CRIMINAL LIABILITY. (a) A state agency, or an employee or agent  
29 of the state acting in an official capacity for the state, is immune from civil and criminal  
30 liability for acts performed in good faith based on the authority granted by this Act.

31 (b) A person is immune from civil and criminal liability for acts performed in good

1 faith at the request of a government agency acting on the authority granted by this Act. This  
2 immunity does not apply to an act or omission that constitutes gross negligence, reckless  
3 misconduct, or intentional misconduct."  
4

5 Page 10, line 26:

6 Delete "on the earlier of"

7 Insert "September 30, 2021."  
8

9 Page 10, lines 27 - 30:

10 Delete all material.  
11

12 Page 10, line 31:

13 Delete "1 - 3 and 5 - 12"

14 Insert "1 - 5 and 7 - 12"

15 Delete "on the earlier of"

16 Insert "September 30, 2021."  
17

18 Page 11, lines 1 - 4:

19 Delete all material.  
20

21 Page 11, line 7:

22 Delete "If this Act takes effect after February 14, 2021, this"

23 Insert "This"

w/D

32-GH1011\B.33  
Dunmire  
3/16/21

AMENDMENT #5

OFFERED IN THE HOUSE  
TO: CSHB 76(HSS)

BY REPRESENTATIVE RASMUSSEN

- 1 Page 3, line 18:
- 2 Delete "September 30, 2021"
- 3 Insert "May 31, 2021"
- 4
- 5 Page 3, line 23:
- 6 Delete "September 30, 2021"
- 7 Insert "May 31, 2021"
- 8
- 9 Page 5, lines 27 - 28:
- 10 Delete "November 30, 2021"
- 11 Insert "May 31, 2021"
- 12
- 13 Page 6, line 12:
- 14 Delete "September 30, 2021"
- 15 Insert "July 30, 2021"
- 16
- 17 Page 10, line 27:
- 18 Delete "September 30, 2021"
- 19 Insert "May 31, 2021"
- 20
- 21 Page 11, line 1:
- 22 Delete "September 30, 2021"
- 23 Insert "May 31, 2021"

*Adopted*

32-GH1011\B.27  
Dunmire  
3/16/21

AMENDMENT #6

OFFERED IN THE HOUSE  
TO: CSHB 76(HSS)

BY REPRESENTATIVE LEBON

1 Page 1, line 9, following "vaccines;":

2 Insert "**providing immunity from liability and disciplinary action for occupational**  
3 **licensees for exposure of clients to COVID-19; providing immunity from liability for**  
4 **persons engaging in business and their employees for exposure of customers to**  
5 **COVID-19;**"

6

7 Page 10, following line 21:

8 Insert new bill sections to read:

9 "\*\* Sec. 13. AS 08.02 is amended by adding a new section to read:

10 **Sec. 08.02.022. Licensee liability for client exposure to COVID-19.** (a) A  
11 licensee is immune from disciplinary action under this title for sickness, death,  
12 economic loss, and other damages suffered by a client of the licensee from exposure to  
13 novel coronavirus disease (COVID-19) in the course of the licensee's practice of the  
14 licensee's trade or profession.

15 (b) To qualify for immunity under this section, a licensee must have been  
16 practicing the licensee's trade or profession in substantial compliance with the  
17 applicable federal, state, and municipal laws and health mandates in effect at the time  
18 of the client's exposure to COVID-19.

19 (c) Immunity under this section does not apply to exposure to COVID-19  
20 resulting from the gross negligence, recklessness, or intentional misconduct of a  
21 licensee.

22 (d) Immunity under this section is in addition to any other immunity from  
23 liability provided under state or federal law.

*Adopted*

32-GH1011\B.35  
Dunmire  
3/19/21

**AMENDMENT #1 to Amendment #6**

OFFERED IN THE HOUSE

BY REPRESENTATIVE JOSEPHSON

TO: Amendment B.27 to CSHB 76(HSS)

1 Page 1, lines 7 - 8 of the amendment:

2 Delete "Page 10, following line 21:

3 Insert new bill sections to read:"

4 Insert "Page 10, lines 16 - 21:

5 Delete all material and insert:"

6

7 Page 1, line 9 of the amendment:

8 Delete "Sec. 13"

9 Insert "Sec. 12"

10

11 Page 2, line 2 of the amendment:

12 Delete "Sec. 14"

13 Insert "Sec. 13"

14

15 Page 2, line 22 of the amendment:

16 Delete "Sec. 17"

17 Insert "Sec. 16"

18

19 Page 2, line 24 of the amendment:

20 Delete "13 and 14"

21 Insert "12 and 13"

22

23 Page 2, line 25 of the amendment:

1 Delete "the effective date of this Act"

2 Insert "February 15, 2021"

3

4 Page 2, line 31 of the amendment:

5 Delete "1 - 12 and 15"

6 Insert "1 - 11 and 14"

FAILED

|     |     |
|-----|-----|
| Y   | N   |
| n/1 | n/1 |

32-GH1011\B.26  
Dunmire  
3/16/21

AMENDMENT #7

OFFERED IN THE HOUSE  
TO: CSHB 76(HSS)

BY REPRESENTATIVE THOMPSON

1 Page 1, lines 1 - 9:

2 Delete all material and insert:

3 "An Act relating to the state's response to and recovery from the novel coronavirus  
4 disease (COVID-19) pandemic; making temporary changes to state law in response to  
5 the COVID-19 outbreak in the following areas: powers delegated to the governor;  
6 powers delegated to the Department of Health and Social Services; powers delegated to  
7 the Department of Military and Veterans' Affairs; occupational and professional  
8 licensing, practice, and billing; telehealth; fingerprinting requirements for health care  
9 providers; charitable gaming and online ticket sales; access to federal stabilization  
10 funds; wills; unfair or deceptive trade practices; and meetings of shareholders; relating  
11 to informed consent for COVID-19 vaccines; relating to personal objections to the  
12 administration of COVID-19 vaccines; relating to civil and criminal liability; and  
13 providing for an effective date."

14

15 Page 1, line 11, through page 5, line 17:

16 Delete all material and insert:

17 "\*\* Section 1. The uncoded law of the State of Alaska is amended by adding a new section  
18 to read:

19 LEGISLATIVE INTENT: COVID-19 PANDEMIC RESPONSE. It is the intent of the  
20 legislature that

21 (1) certain limited authority be granted to the governor, the Department of  
22 Health and Social Services, the Department of Military and Veterans' Affairs, and the  
23 Department of Commerce, Community, and Economic Development to implement the state's

1 response to the ongoing pandemic related to the novel coronavirus disease (COVID-19); and

2 (2) the governor is authorized to communicate to federal agencies that the  
3 authorities granted by this Act are in response to the ongoing pandemic and statewide public  
4 health emergency posed by COVID-19 and tied to the federal public health emergency and  
5 major disaster declarations.

6 \* **Sec. 2.** The uncoded law of the State of Alaska is amended by adding a new section to  
7 read:

8 **POWERS OF THE GOVERNOR.** The governor may

9 (1) issue an order or regulation necessary to implement secs. 2 - 10 of this Act;  
10 (2) suspend the provisions of a regulatory statute prescribing procedures for  
11 the conduct of state business, or the orders or regulations of a state agency, if compliance with  
12 the provisions of the statute, order, or regulation would prevent, or substantially impede or  
13 delay, action necessary to respond to and aid in the recovery from the pandemic related to the  
14 novel coronavirus disease (COVID-19);

15 (3) use all available resources of the state government and of each political  
16 subdivision of the state as reasonably necessary to aid in the recovery from the pandemic  
17 related to COVID-19;

18 (4) control ingress to and egress from an area of the state, the movement of  
19 persons within the area, and the occupancy of premises in it, as reasonably necessary to aid in  
20 the recovery from the pandemic related to COVID-19; and

21 (5) allocate or redistribute food, water, fuel, clothing, medicine, or supplies as  
22 reasonably necessary to aid in the recovery from the pandemic related to COVID-19.

23 \* **Sec. 3.** The uncoded law of the State of Alaska is amended by adding a new section to  
24 read:

25 **POWERS OF THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES.**

26 Notwithstanding any other provision of law, the Department of Health and Social Services  
27 may

28 (1) coordinate, allocate, distribute, and manage the state's vaccination and  
29 therapeutic response to the novel coronavirus disease (COVID-19) pandemic; and

30 (2) continue cooperating with the federal government on

31 (A) emergency allotments under the Supplemental Nutritional



1 Assistance Program;

2 (B) blanket waivers enacted by the United States Department of Health  
3 and Human Services, Centers for Medicare and Medicaid Services;

4 (C) waivers under section 1135 of the Social Security Act; and

5 (D) waivers under section 1915(c) of the Social Security Act,  
6 including Appendix K.

7 \* Sec. 4. The uncoded law of the State of Alaska is amended by adding a new section to  
8 read:

9 POWERS OF THE DEPARTMENT OF MILITARY AND VETERANS' AFFAIRS.

10 (a) The Department of Military and Veterans' Affairs may

11 (1) support and assist the Department of Health and Social Services in  
12 implementing the provisions of sec. 3 of this Act;

13 (2) receive delegations of authority from the governor allowing activation of  
14 the Alaska organized militia under AS 26.05.070 to respond to, and aid in the recovery from,  
15 the novel coronavirus disease (COVID-19) pandemic; and

16 (3) coordinate with the Federal Emergency Management Agency to maintain  
17 or increase funding for non-congregate shelters providing temporary quarantine and isolation  
18 for the following:

19 (A) a first responder or health care worker who must quarantine to  
20 prevent exposure to family members;

21 (B) members of a homeless family residing in a congregate shelter if at  
22 least one member of the family tested positive for COVID-19 and requires isolation;

23 (C) a homeless individual who has tested positive for COVID-19 or  
24 who has been exposed to COVID-19 and requires isolation while awaiting test results;

25 (D) a homeless shelter occupant;

26 (E) an individual living with a certain underlying medical condition  
27 identified by the Centers for Disease Control and Prevention, United States  
28 Department of Health and Human Services, that places the individual at increased risk  
29 of severe illness from COVID-19, including cancer, chronic kidney disease, chronic  
30 obstructive pulmonary disease, Down syndrome, heart conditions, an  
31 immunocompromised state resulting from solid organ transplant, obesity, severe

1 obesity, pregnancy, sickle cell disease, smoking, and type 2 diabetes mellitus.

2 (b) In this section, "non-congregate shelter" includes hotels, college and university  
3 dormitories, and properly modified nontraditional structures."

4

5 Renumber the following bill sections accordingly.

6

7 Page 5, lines 28 - 29:

8 Delete ", or 60 days after the date the governor determines, under sec. 2 of this Act,  
9 that the public health disaster emergency no longer exists, whichever is earlier"

10

11 Page 6, lines 2 - 4:

12 Delete "during the novel coronavirus disease (COVID-19) public health disaster  
13 emergency declared by the governor on January 15, 2021, as extended by sec. 2 of this Act,"

14

15 Page 6, line 10:

16 Delete "public health disaster emergency"

17 Insert "novel coronavirus disease (COVID-19) pandemic"

18

19 Page 6, line 11:

20 Delete "the earlier of"

21 Insert "September 30, 2021."

22

23 Page 6, lines 12 - 14:

24 Delete all material.

25

26 Page 6, line 16:

27 Delete "public health disaster emergency"

28 Insert "novel coronavirus disease (COVID-19) pandemic"

29

30 Page 7, lines 8 - 10:

31 Delete "during the novel coronavirus disease (COVID-19) public health disaster

1 emergency declared by the governor under AS 26.23.020 on January 15, 2021, as extended by  
2 sec. 2 of this Act,"

3  
4 Page 7, line 31, through page 8, line 1:

5 Delete "COVID-19 public health disaster emergency"

6 Insert "novel coronavirus disease (COVID-19) pandemic"

7  
8 Page 8, lines 8 - 10:

9 Delete "For the duration of the novel coronavirus disease (COVID-19) public health  
10 disaster emergency declaration issued by the governor on January 15, 2021, as extended by  
11 sec. 2 of this Act, the"

12 Insert "The"

13  
14 Page 9, lines 10 - 12:

15 Delete "for the duration of the novel coronavirus disease (COVID-19) public health  
16 disaster emergency declared by the governor under AS 26.23.020 on January 15, 2021, as  
17 extended by sec. 2 of this Act,"

18  
19 Page 10, lines 18 - 30:

20 Delete all material and insert:

21 "CIVIL AND CRIMINAL LIABILITY. (a) A state agency, or an employee or agent  
22 of the state acting in an official capacity for the state, is immune from civil and criminal  
23 liability for acts performed in good faith based on the authority granted by this Act.

24 (b) A person is immune from civil and criminal liability for acts performed in good  
25 faith at the request of a government agency acting on the authority granted by this Act. This  
26 immunity does not apply to an act or omission that constitutes gross negligence, reckless  
27 misconduct, or intentional misconduct."

28  
29 Renumber the following bill sections accordingly.

30  
31 Page 10, line 31, through page 11, line 4:

- 1 Delete all material and insert:
- 2 **"\* Sec. 14.** Sections 1 - 4 and 6 - 13 of this Act are repealed September 30, 2021."

FAILED

32-GH1011\B.36  
Dunmire  
3/22/21

AMENDMENT #1 to Amendment #7

OFFERED IN THE HOUSE

BY REPRESENTATIVE CARPENTER

TO: Amendment B.26 to CSHB 76(HSS)

Divide the Question  
Adopted

- 1 Page 1, line 5 of the amendment:  
2 Delete "powers delegated to the governor;"  
3  
4 Page 1, line 21 of the amendment:  
5 Delete "the governor,"  
6  
7 Page 2, lines 6 - 22 of the amendment:  
8 Delete all material.  
9  
10 Page 2, line 23 of the amendment:  
11 Delete "Sec. 3"  
12 Insert "Sec. 2"  
13  
14 Page 3, line 7 of the amendment:  
15 Delete "Sec. 4"  
16 Insert "Sec. 3"  
17  
18 Page 3, line 12 of the amendment:  
19 Delete "sec. 3"  
20 Insert "sec. 2"  
21  
22 Page 4, line 21 of the amendment:  
23 Delete "September 30, 2021"

1           Insert "May 31, 2021"

2

3       Page 5, line 27 of the amendment:

4           Delete ""

5

6       Page 5, following line 27 of the amendment:

7           Insert a new subsection to read:

8           (c) A person may not be held liable for an action taken on, before, or after the  
9       effective date of this Act that complies with or does not comply with an order, proclamation,  
10      or declaration adopted by the governor to respond to the declaration of a public health disaster  
11      emergency or to respond to this Act."

12

13      Page 6, line 2 of the amendment:

14           Delete all material and insert:

15      "\* Sec. 13. Sections 1 - 3 and 5 - 12 of this Act are repealed May 31, 2021."

Conceptual Amendment to Amendment #1 <sup>W/D</sup> #7

Page 2, Lines 6-22  
Delete all material

Page 4, Line 21  
Delete "September 30, 2021."  
Insert "May 31, 2021."

Page 6, Line 2  
Delete "September 30, 2021."  
Insert "May 31, 2021."

page 5, Line 28  
Insert "(c) A person may not be held liable for an action taken on, before, or after the effective date of this Act that complies with or does not comply with an order, proclamation, or declaration adopted by the Governor to respond to the declaration of a public health disaster emergency or to respond to this Act."